

ONE HUNDRED FOURTH DAY

NOON SESSION

Senate Chamber, Olympia
Saturday, April 22, 2023

The Senate was called to order at 1 o'clock p.m. by the President of the Senate, Lt. Governor Heck presiding. The Secretary called the roll and announced to the President that all senators were present.

The Sergeant at Arms Color Guard consisting of Mr. Christian Delrosario and Mr. Jackson Hoppis, Senate Interns, presented the Colors. Mr. Jean Ocampo, Senate Intern, led the Senate in the Pledge of Allegiance.

The prayer was offered by Reverend Paul Elred, Pastor, Central Lutheran Church of the Holy Trinity, Seattle.

MOTIONS

On motion of Senator Pedersen the reading of the Journal of the previous day was dispensed with and it was approved.

On motion of Senator Pedersen, the Senate advanced to the third order of business.

MESSAGE FROM THE GOVERNOR

April 20, 2023

To the Honorable President and Members,
The Senate of the State of Washington

Ladies and Gentlemen:

I have the honor to advise you that on April 20, 2023, Governor Inslee approved the following Senate Bills entitled:

Engrossed Senate Bill No. 5015
Relating to reestablishing the productivity board.

Senate Bill No. 5066
Relating to clarifying that health care benefit managers must file contracts with health carriers with the office of the insurance commissioner.

Senate Bill No. 5070
Relating to victims of nonfatal strangulation.

Engrossed Substitute Senate Bill No. 5082
Relating to encouraging electoral participation and making ballots more meaningful by abolishing advisory votes.

Senate Bill No. 5084
Relating to creating a separate fund for the purposes of self-insured pensions and assessments.

Substitute Senate Bill No. 5087
Relating to removing language from the Revised Code of Washington that has been identified by the justices of the supreme court or judges of the superior courts as defects and omissions in the laws pursuant to Article IV, section 25 of the Washington state Constitution.

Senate Bill No. 5131
Relating to money received by the department of corrections

on behalf of inmates from family or other outside sources for the purchase of commissary items.

Engrossed Substitute Senate Bill No. 5217
Relating to the state's ability to regulate certain industries and risk classifications to prevent musculoskeletal injuries and disorders.

Senate Bill No. 5228
Relating to providing occupational therapy services for persons with behavioral health disorders.

Engrossed Second Substitute Senate Bill No. 5236
Relating to improving nurse and health care worker safety and patient care by establishing minimum staffing standards in hospitals, requiring hospital staffing committees to develop staffing plans, addressing mandatory overtime and meal and rest breaks, and providing for enforcement.

Substitute Senate Bill No. 5238
Relating to collective bargaining for employees who are enrolled in academic programs at public institutions of higher education.

Substitute Senate Bill No. 5286
Relating to enacting the unanimous recommendations of the paid family and medical leave task force.

Senate Bill No. 5331
Relating to job search requirements for unemployment insurance benefits.

Senate Bill No. 5347
Relating to access to abstract driving records.

Senate Bill No. 5390
Relating to establishing a programmatic safe harbor agreement on forestlands.

Substitute Senate Bill No. 5415
Relating to public defense services for persons committed as not guilty by reason of insanity.

Senate Bill No. 5452
Relating to authorizing impact fee revenue to fund improvements to bicycle and pedestrian facilities.

Substitute Senate Bill No. 5453
Relating to female genital mutilation.

Substitute Senate Bill No. 5499
Relating to the multistate nurse licensure compact.

Second Substitute Senate Bill No. 5518
Relating to cybersecurity.

Substitute Senate Bill No. 5542
Relating to preventing the destruction of electric vehicle supply equipment.

Engrossed Second Substitute Senate Bill No. 5582

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Relating to reducing barriers and expanding educational opportunities to increase the supply of nurses in Washington.

Senate Bill No. 5683

Relating to child-specific foster care licenses for placement of an Indian child in the custody of a federally recognized tribe or the tribe's child placing agency.

Sincerely,

/s/

Drew Shirk, Executive Director of Legislative Affairs

MOTION

On motion of Senator Pedersen, the Senate advanced to the seventh order of business.

THIRD READING

CONFIRMATION OF GUBERNATORIAL APPOINTMENTS

MOTION

Senator Wellman moved that Krestin G. Bahr, Senate Gubernatorial Appointment No. 9135, be confirmed as a member of the Professional Educator Standards Board.

Senator Wellman spoke in favor of the motion.

MOTION

On motion of Senator Wagoner, Senator Fortunato was excused.

APPOINTMENT OF KRESTIN G. BAHR

The President declared the question before the Senate to be the confirmation of Krestin G. Bahr, Senate Gubernatorial Appointment No. 9135, as a member of the Professional Educator Standards Board.

The Secretary called the roll on the confirmation of Krestin G. Bahr, Senate Gubernatorial Appointment No. 9135, as a member of the Professional Educator Standards Board and the appointment was confirmed by the following vote: Yeas, 48; Nays, 0; Absent, 0; Excused, 1.

Voting yea: Senators Billig, Boehnke, Braun, Cleveland, Conway, Dhingra, Dozier, Frame, Gildon, Hasegawa, Hawkins, Holy, Hunt, Kauffman, Keiser, King, Kuderer, Lias, Lovelett, Lovick, MacEwen, McCune, Mullet, Muzzall, Nguyen, Nobles, Padden, Pedersen, Randall, Rivers, Robinson, Rolfes, Saldaña, Salomon, Schoesler, Shewmake, Short, Stanford, Torres, Trudeau, Valdez, Van De Wege, Wagoner, Warnick, Wellman, Wilson, C., Wilson, J. and Wilson, L.

Excused: Senator Fortunato

Krestin G. Bahr, Senate Gubernatorial Appointment No. 9135, having received the constitutional majority was declared confirmed as a member of the Professional Educator Standards Board.

THIRD READING

CONFIRMATION OF GUBERNATORIAL APPOINTMENTS

MOTION

Senator Wellman moved that Bethany S. Rivard, Senate

Gubernatorial Appointment No. 9142, be confirmed as a member of the Professional Educator Standards Board.

Senator Wellman spoke in favor of the motion.

APPOINTMENT OF BETHANY S. RIVARD

The President declared the question before the Senate to be the confirmation of Bethany S. Rivard, Gubernatorial Appointment No. 9142, as a member of the Professional Educator Standards Board.

The Secretary called the roll on the confirmation of Bethany S. Rivard, Senate Gubernatorial Appointment No. 9142, as a member of the Professional Educator Standards Board and the appointment was confirmed by the following vote: Yeas, 45; Nays, 3; Absent, 0; Excused, 1.

Voting yea: Senators Billig, Boehnke, Braun, Cleveland, Conway, Dhingra, Dozier, Frame, Gildon, Hasegawa, Hawkins, Holy, Hunt, Kauffman, Keiser, King, Kuderer, Lias, Lovelett, Lovick, MacEwen, Mullet, Muzzall, Nguyen, Nobles, Pedersen, Randall, Rivers, Robinson, Rolfes, Saldaña, Salomon, Schoesler, Shewmake, Short, Stanford, Torres, Trudeau, Valdez, Van De Wege, Wagoner, Warnick, Wellman, Wilson, C. and Wilson, L.

Voting nay: Senators McCune, Padden and Wilson, J.

Excused: Senator Fortunato

Bethany S. Rivard, Senate Gubernatorial Appointment No. 9142, having received the constitutional majority was declared confirmed as a member of the Professional Educator Standards Board.

THIRD READING

CONFIRMATION OF GUBERNATORIAL APPOINTMENTS

MOTION

Senator Lias moved that Michael Ross, Senate Gubernatorial Appointment No. 9145, be confirmed as a member of the Board of Pilotage Commissioners.

Senator Lias spoke in favor of the motion.

APPOINTMENT OF MICHAEL ROSS

The President declared the question before the Senate to be the confirmation of Michael Ross, Senate Gubernatorial Appointment No. 9145, as a member of the Board of Pilotage Commissioners.

The Secretary called the roll on the confirmation of Michael Ross, Senate Gubernatorial Appointment No. 9145, as a member of the Board of Pilotage Commissioners and the appointment was confirmed by the following vote: Yeas, 48; Nays, 0; Absent, 0; Excused, 1.

Voting yea: Senators Billig, Boehnke, Braun, Cleveland, Conway, Dhingra, Dozier, Frame, Gildon, Hasegawa, Hawkins, Holy, Hunt, Kauffman, Keiser, King, Kuderer, Lias, Lovelett, Lovick, MacEwen, McCune, Mullet, Muzzall, Nguyen, Nobles, Padden, Pedersen, Randall, Rivers, Robinson, Rolfes, Saldaña, Salomon, Schoesler, Shewmake, Short, Stanford, Torres, Trudeau, Valdez, Van De Wege, Wagoner, Warnick, Wellman, Wilson, C., Wilson, J. and Wilson, L.

Excused: Senator Fortunato

Michael Ross, Senate Gubernatorial Appointment No. 9145, having received the constitutional majority was declared

confirmed as a member of the Board of Pilotage Commissioners.

THIRD READING
CONFIRMATION OF GUBERNATORIAL APPOINTMENTS

MOTION

Senator Billig moved that Mary Laurie Connelly, Senate Gubernatorial Appointment No. 9151, be confirmed as a member of the Parks and Recreation Commission.

Senator Billig spoke in favor of the motion.

APPOINTMENT OF MARY LAURIE CONNELLY

The President declared the question before the Senate to be the confirmation of Mary Laurie Connelly, Senate Gubernatorial Appointment No. 9151, as a member of the Parks and Recreation Commission.

The Secretary called the roll on the confirmation of Mary Laurie Connelly, Senate Gubernatorial Appointment No. 9151, as a member of the Parks and Recreation Commission and the appointment was confirmed by the following vote: Yeas, 49; Nays, 0; Absent, 0; Excused, 0.

Voting yea: Senators Billig, Boehnke, Braun, Cleveland, Conway, Dhingra, Dozier, Fortunato, Frame, Gildon, Hasegawa, Hawkins, Holy, Hunt, Kauffman, Keiser, King, Kuderer, Lias, Lovelett, Lovick, MacEwen, McCune, Mullet, Muzzall, Nguyen, Nobles, Padden, Pedersen, Randall, Rivers, Robinson, Rolfes, Saldaña, Salomon, Schoesler, Shewmake, Short, Stanford, Torres, Trudeau, Valdez, Van De Wege, Wagoner, Warnick, Wellman, Wilson, C., Wilson, J. and Wilson, L.

Mary Laurie Connelly, Senate Gubernatorial Appointment No. 9151, having received the constitutional majority was declared confirmed as a member of the Parks and Recreation Commission.

THIRD READING
CONFIRMATION OF GUBERNATORIAL APPOINTMENTS

MOTION

Senator Trudeau moved that Gina Cardenas, Senate Gubernatorial Appointment No. 9157, be confirmed as a member of the Sentencing Guidelines Commission.

Senator Trudeau spoke in favor of the motion.

APPOINTMENT OF GINA CARDENAS

The President declared the question before the Senate to be the confirmation of Gina Cardenas, Senate Gubernatorial Appointment No. 9157, as a member of the Sentencing Guidelines Commission.

The Secretary called the roll on the confirmation of Gina Cardenas, Senate Gubernatorial Appointment No. 9157, as a member of the Sentencing Guidelines Commission and the appointment was confirmed by the following vote: Yeas, 49; Nays, 0; Absent, 0; Excused, 0.

Voting yea: Senators Billig, Boehnke, Braun, Cleveland, Conway, Dhingra, Dozier, Fortunato, Frame, Gildon, Hasegawa, Hawkins, Holy, Hunt, Kauffman, Keiser, King, Kuderer, Lias, Lovelett, Lovick, MacEwen, McCune, Mullet, Muzzall, Nguyen, Nobles, Padden, Pedersen, Randall, Rivers, Robinson, Rolfes, Saldaña, Salomon, Schoesler, Shewmake, Short, Stanford,

Torres, Trudeau, Valdez, Van De Wege, Wagoner, Warnick, Wellman, Wilson, C., Wilson, J. and Wilson, L.

Gina Cardenas, Senate Gubernatorial Appointment No. 9157, having received the constitutional majority was declared confirmed as a member of the Sentencing Guidelines Commission.

THIRD READING
CONFIRMATION OF GUBERNATORIAL APPOINTMENTS

MOTION

Senator Trudeau moved that Gregory C. Link, Senate Gubernatorial Appointment No. 9158, be confirmed as a member of the Sentencing Guidelines Commission.

Senators Trudeau and Padden spoke in favor of passage of the motion.

MOTION

On motion of Senator Nobles, Senator Wellman was excused.

APPOINTMENT OF GREGORY C. LINK

The President declared the question before the Senate to be the confirmation of Gregory C. Link, Senate Gubernatorial Appointment No. 9158, as a member of the Sentencing Guidelines Commission.

The Secretary called the roll on the confirmation of Gregory C. Link, Senate Gubernatorial Appointment No. 9158, as a member of the Sentencing Guidelines Commission and the appointment was confirmed by the following vote: Yeas, 48; Nays, 0; Absent, 0; Excused, 1.

Voting yea: Senators Billig, Boehnke, Braun, Cleveland, Conway, Dhingra, Dozier, Fortunato, Frame, Gildon, Hasegawa, Hawkins, Holy, Hunt, Kauffman, Keiser, King, Kuderer, Lias, Lovelett, Lovick, MacEwen, McCune, Mullet, Muzzall, Nguyen, Nobles, Padden, Pedersen, Randall, Rivers, Robinson, Rolfes, Saldaña, Salomon, Schoesler, Shewmake, Short, Stanford, Torres, Trudeau, Valdez, Van De Wege, Wagoner, Warnick, Wilson, C., Wilson, J. and Wilson, L.

Excused: Senator Wellman

Gregory C. Link, Senate Gubernatorial Appointment No. 9158, having received the constitutional majority was declared confirmed as a member of the Sentencing Guidelines Commission.

MOTION

At 1:27 p.m., on motion of Senator Pedersen, the Senate was declared to be at ease subject to the call of the President for the purpose of caucus.

Senator Hasegawa announced a meeting of the Democratic Caucus.

Senator Warnick announced a meeting of the Republican Caucus.

The Senate was called to order at 1:59 p.m. by the President of the Senate, Lt. Governor Heck presiding.

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SIGNED BY THE PRESIDENT

Pursuant to Article 2, Section 32 of the State Constitution and Senate Rule 1(5), the President announced the signing of and thereupon did sign in open session:

ENGROSSED SECOND SUBSTITUTE
SENATE BILL NO. 5258,
ENGROSSED SUBSTITUTE SENATE BILL NO. 5293,
and ENGROSSED SECOND SUBSTITUTE
SENATE BILL NO. 5315.

MOTION

On motion of Senator Pedersen, the Senate reverted to the third order of business.

MESSAGE FROM THE SECRETARY OF STATE

The Honorable President of the Senate
Legislature of the State of Washington
Olympia, Washington 98504

MR. PRESIDENT:

We respectfully transmit for your consideration the following bill which was partially vetoed by the Governor, together with the official veto message setting forth his objections to the sections or items of the bill, as required by Article III, section 12, of the Washington State Constitution:

Senate Bill No. 5066

IN TESTIMONY WHEREOF, I have hereunto set my hand and affixed the Seal of the state of Washington, this 21st day of April, 2023.

/s/

RANDY BOLERJACK,
Deputy Secretary of State

(Seal)

MESSAGE FROM THE GOVERNOR

April 20, 2023

To the Honorable President and Members,
The Senate of the State of Washington

Ladies and Gentlemen:

I am returning herewith, without my approval as to Section 2, Senate Bill No. 5066 entitled:

“AN ACT Relating to clarifying that health care benefit managers must file contracts with health carriers with the office of the insurance commissioner.”

I am vetoing Section 2 of this bill, which adds an emergency clause to the bill. This bill is not addressing an emergency for which this bill needs to be enacted immediately. Therefore, I am vetoing the emergency clause, and the bill will be enacted 90 days from today.

For those reasons I have vetoed Section 2 of Senate Bill No. 5006.

Will the exception of Section 2, Senate Bill No. 5006 is approved.

Respectfully submitted,

/s/

Jay Inslee
Governor

MOTION

On motion of Senator Pedersen, the Senate advanced to the sixth order of business.

SECOND READING

ENGROSSED SUBSTITUTE HOUSE BILL NO. 1148, by House Committee on Capital Budget (originally sponsored by Tharinger, Callan and Wylie)

Concerning state general obligation bonds and related accounts.

The measure was read the second time.

MOTION

On motion of Senator Mullet, the rules were suspended, Engrossed Substitute House Bill No. 1148 was advanced to third reading, the second reading considered the third and the bill was placed on final passage.

Senator Mullet spoke in favor of passage of the bill.

MOTION

On motion of Senator Nobles, Senator Billig was excused.

The President declared the question before the Senate to be the final passage of Engrossed Substitute House Bill No. 1148.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Substitute House Bill No. 1148 and the bill passed the Senate by the following vote: Yeas, 48; Nays, 0; Absent, 0; Excused, 1.

Voting yea: Senators Boehnke, Braun, Cleveland, Conway, Dhingra, Dozier, Fortunato, Frame, Gildon, Hasegawa, Hawkins, Holy, Hunt, Kauffman, Keiser, King, Kuderer, Lias, Lovelett, Lovick, MacEwen, McCune, Mullet, Muzzall, Nguyen, Nobles, Padden, Pedersen, Randall, Rivers, Robinson, Rolfes, Saldaña, Salomon, Schoesler, Shewmake, Short, Stanford, Torres, Trudeau, Valdez, Van De Wege, Wagoner, Warnick, Wellman, Wilson, C., Wilson, J. and Wilson, L.

Excused: Senator Billig

ENGROSSED SUBSTITUTE HOUSE BILL NO. 1148, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

MOTION

On motion of Senator Pedersen, the Senate reverted to the fourth order of business.

MESSAGE FROM THE HOUSE

April 21, 2023

MR. PRESIDENT:

The House passed ENGROSSED SUBSTITUTE SENATE BILL NO. 5200 with the following amendment(s): 5200-S.E AMH THAR H2004.1

Strike everything after the enacting clause and insert the following:

"NEW SECTION. Sec. 1. (1) A capital budget is hereby adopted and, subject to the provisions set forth in this act, the several dollar amounts hereinafter specified, or so much thereof as shall be sufficient to accomplish the purposes designated, are hereby appropriated and authorized to be incurred for capital projects during the period beginning with the effective date of this act and ending June 30, 2025, out of the several funds specified in this act.

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

(a) "Fiscal year 2024" or "FY 2024" means the period beginning July 1, 2023, and ending June 30, 2024.

(b) "Fiscal year 2025" or "FY 2025" means the period beginning July 1, 2024, and ending June 30, 2025.

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

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

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

(4) The amounts shown under the headings "Prior Biennia," "Future Biennia," and "Total" in this act are for informational purposes only and do not constitute legislative approval of these amounts. "Prior biennia" typically refers to the immediate prior biennium for reappropriations, but may refer to multiple biennia in the case of specific projects. A "future biennia" amount is an estimate of what may be appropriated for the project or program in the 2025-2027 biennium and the following three biennia; an amount of zero does not necessarily constitute legislative intent to not provide funding for the project or program in the future.

(5) "Reappropriations" in this act are appropriations and, unless the context clearly provides otherwise, are subject to the relevant conditions and limitations applicable to appropriations. Reappropriations shall be limited to the unexpended balances remaining on June 30, 2023, from the 2021-2023 biennial appropriations for each project.

PART 1

GENERAL GOVERNMENT

NEW SECTION. Sec. 1001. FOR THE OFFICE OF THE SECRETARY OF STATE

Library-Archives Building (30000033)

The appropriation in this section is subject to the following conditions and limitations: \$8,000,000 of the Washington state library-archives building account—state appropriation is provided solely for costs associated with the design and construction of the library-archives building. No later than December 1, 2023, the secretary of state shall present to the governor and the capital committees of the legislature funding options and a proposed construction schedule for construction of the library-archives building using anticipated revenue from a certificate of participation and no more than \$30,000,000 in state building construction bonds over the 2023-2025 and 2025-2027 fiscal biennia.

Appropriation:

Washington State Library-Archives Building Account—State.....\$8,000,000

Prior Biennia (Expenditures).....	\$5,300,000
Future Biennia (Projected Costs).....	\$30,000,000
TOTAL.....	\$43,300,000

NEW SECTION. Sec. 1002. FOR THE OFFICE OF THE SECRETARY OF STATE

Archives Capital Minor Works (30000047)	
Appropriation:	
State Building Construction Account—State	\$1,507,000
Prior Biennia (Expenditures).....	\$0
Future Biennia (Projected Costs).....	\$6,028,000
TOTAL.....	\$7,535,000

NEW SECTION. Sec. 1003. FOR THE DEPARTMENT OF COMMERCE

2023-25 Building Communities Fund Grant Program (40000279)

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

(1) The appropriation is subject to the provisions of RCW 43.63A.125.

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

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

American Legion Veteran Housing and Resource Center.....	\$493,000
Asia Pacific Cultural Center Renovation.....	\$1,082,000
Behavioral Health Clinic	\$250,000
Benston Hall.....	\$247,000
Capital Expansion for Job Skills, Training, Support, and More.....	\$100,000
Carl Maxey Center Remodel - Phase 3.....	\$350,000
Cham Community Center.....	\$2,050,000
Childcare and Development Center Phase II.....	\$200,000
CLR Certified Community	
Behavioral Health Center	\$2,446,000
Community Meal Program	\$672,000
Culinary Training Academy and Community Event	
Space at HopeWorks	\$635,000
CYS Marina View Building Renovation.....	\$100,000
Eloise's Cooking Pot Food Bank Capital Remodel Project	\$243,000
Energy Retrofit Project.....	\$135,000
Eritrean Community Center Expansion Project.....	\$312,000
Expanding Capacity for Workforce Development ...	\$99,000
Expansion of and Updates to GLOW Children ELC	
Space	\$185,000
Expansion of Public Food Business Incubator	\$100,000
Food Bank Renovation.....	\$425,000
Food Pantry Renovation in Kittitas County.....	\$473,000
Global Neighborhood Building Expansion: Enhancing Services for Local Refugees.....	\$229,000
HVAC Replacement for ECEAP Classrooms	\$188,000
Lake Stevens Food Bank Building	\$675,000
Landing Youth Service Center	\$297,000
Latino Arts and Culture Community Center.....	\$90,000
Makah Community Gymnasium	\$160,000
New Family Resource Center Construction	\$325,000
NEW Health Newport Capital Expansion	\$823,000
Nisqually Health and Wellness Center Project....	\$6,000,000
North Seattle Family Support Center	\$1,090,000

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Puyallup Food Bank Facilities	\$558,000
RAI Maker Space and Cultural Center	\$778,000
ReCyclery Infrastructure, Bathroom and Shop Improvement Project	\$144,000
Scott and Sis Names Family YMCA	\$3,000,000
Sea Mar CHC - Concrete	\$186,000
Sea Mar CHC - Elma	\$187,000
Sedro-Woolley Club Renovation	\$100,000
SEYFS Renovations	\$187,000
Snohomish Family Center Improvements	\$206,000
South Everett/Mukilteo Building Communities	\$100,000
Step By Step Early Learning Center	\$2,622,000
Teen Center Building Renovation	\$318,000
UHeights Community Kitchen, Safety, and Accessibility Project	\$250,000
Unbridled Spirit: Outdoor Program Space	\$68,000
United Learning Center	\$100,000
William Grose Innovation Center	\$250,000
Yelm Boys & Girls Club Remodel	\$100,000
YWCA Clark County Community Office Repairs and Renovation	\$101,000

(4) \$850,000 of the appropriation in this section is provided solely for the department to provide technical assistance to organizations interested in applying for the building communities fund grants.

Appropriation:

State Building Construction Account—State	\$30,579,000
Prior Biennia (Expenditures)	\$0
Future Biennia (Projected Costs)	\$122,000,000
TOTAL	\$152,579,000

NEW SECTION. Sec. 1004. FOR THE DEPARTMENT OF COMMERCE

2023-25 Building for the Arts (40000280)

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

(1) The appropriation is subject to the provisions of RCW 43.63A.750.

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

(3) The appropriation is provided solely for the following list of projects:

7th Street Theatre	\$145,000
Arté Noir	\$750,000
Cascade Public Media	\$1,000,000
Cornish College of the Arts	\$350,000
Experience Learning Community	\$200,000
Fire Mountain Arts Council	\$217,000
Friends of Gladish	\$600,000
Ghostlight Productions	\$200,000
Grand Tacoma Cinema Club DBA The Grand Cinema	\$500,000
Highland Park Improvement Club	\$400,000
Imagine Children's Museum	\$75,000
Lincoln Theatre Center Foundation Green	\$350,000
Magenta Theater	\$7,000
Orcas Center	\$350,000
Pacific Public Media	\$800,000
Pickford Film Center	\$550,000
Port Angeles Waterfront Center dba Field Arts &	

Events Hall	\$2,000,000
Richland Players Inc	\$350,000
Sahak Khemararam Buddhist Association	\$500,000
Sea Mar Community Health Centers	\$350,000
Seattle Children's Theatre	\$750,000
Seattle Repertory Theatre Renovations for Accessibility	\$1,200,000
Seattle Symphony Orchestra	\$250,000
Seattle Theatre Group	\$491,000
Sequim City Band	\$401,000
SIFF Uptown Theater Renovation Project	\$500,000
Spokane Valley Summer Theatre	\$1,849,000
Tacoma Arts Live Tacoma Armory Performance Venue Renovation	\$2,000,000
The 5th Avenue Theatre Association	\$550,000
The Clymer Foundation	\$100,000
Theatre33	\$100,000
Vashon Allied Arts, Inc.	\$115,000

Appropriation:

State Building Construction Account—State	\$18,000,000
Prior Biennia (Expenditures)	\$0
Future Biennia (Projected Costs)	\$72,000,000
TOTAL	\$90,000,000

NEW SECTION. Sec. 1005. FOR THE DEPARTMENT OF COMMERCE

2023-25 CERB Capital Construction (40000281)

Appropriation:

Public Facility Construction Loan Revolving Account—State	\$25,000,000
Prior Biennia (Expenditures)	\$0
Future Biennia (Projected Costs)	\$100,000,000
TOTAL	\$125,000,000

NEW SECTION. Sec. 1006. FOR THE DEPARTMENT OF COMMERCE

Dig-Once Pilot Project and Enhanced Program Development (40000282)

The appropriation in this section is subject to the following conditions and limitations: The appropriation in this section is provided solely for improvements to Reynolds Road and Harrison Avenue in Lewis county that demonstrate dig-once project practices that coordinate construction of multiple infrastructure projects to maximize project efficiencies and minimize cost.

Appropriation:

State Building Construction Account—State	\$500,000
Prior Biennia (Expenditures)	\$0
Future Biennia (Projected Costs)	\$0
TOTAL	\$500,000

NEW SECTION. Sec. 1007. FOR THE DEPARTMENT OF COMMERCE

2023-25 Energy Retrofits and Solar Power for Public Buildings (40000283)

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

(1) \$22,500,000 of the appropriation in this section is provided solely for grants to local governments, public higher education institutions, school districts, tribal governments, and state agencies for improvements to facilities and related projects that result in energy and operational cost savings.

(a) At least 20 percent of each competitive grant round is designated for award to eligible projects in small cities or towns with a population of 5,000 or fewer residents.

(b) In each competitive round, a higher energy savings to investment ratio must result in a higher project ranking. Priority consideration must be given to applicants that have not received grant awards for this purpose in prior biennia.

(c) The department must determine a minimum match ratio to maximize the leverage of nonstate funds.

(2) \$22,500,000 of the appropriation in this section is provided solely for grants to be awarded in competitive rounds to local governments, public higher education institutions, school districts, tribal governments, and state agencies for projects that involve the purchase and installation of solar energy systems, including solar modules and inverters, with a preference for products manufactured in Washington.

(a) At least 20 percent of each competitive grant round is designated for award to eligible projects in small cities or towns with a population of 5,000 or fewer residents.

(b) In each competitive round, a higher energy savings to investment ratio must result in a higher project ranking. Priority consideration must be given to applicants that have not received grant awards for this purpose in prior biennia.

(c) The department must determine a minimum match ratio to maximize the leverage of nonstate funds.

(3) \$5,000,000 of the appropriation in this section is provided solely for the energy efficiency and environmental performance improvements to minor works, stand-alone, and emergency projects at facilities owned by agencies that repair or replace existing building systems and reduce greenhouse gas emissions from state operations, including, but not limited to, HVAC, lighting, insulation, windows, and other mechanical systems. Eligibility for this funding is dependent on an analysis using the office of financial management's life-cycle cost tool that compares project design alternatives for initial and long-term cost-effectiveness. Assuming a reasonable return on investment, the department shall provide grants in the amount required to improve the project's energy efficiency compared to the original project request.

(4) The department shall develop metrics that indicate the performance of energy efficiency efforts.

(5) If a grant is provided in subsection (1) or (3) of this section to purchase heating devices or systems, the agency must, whenever possible and most cost effective, select devices and systems that do not use fossil fuels.

(6) Grants provided in subsections (1), (2), and (3) of this section to state agencies are exempt from the match requirements in this section.

Appropriation:

Climate Commitment Account—State	\$50,000,000
Prior Biennia (Expenditures)	\$0
Future Biennia (Projected Costs)	\$200,000,000
TOTAL	\$250,000,000

NEW SECTION. Sec. 1008. FOR THE DEPARTMENT OF COMMERCE

Home Electrification and Appliance Rebates Program (HEAR) (40000284)

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

(1)(a) \$83,000,000 of the general fund—federal appropriation and \$75,000,000 of the climate commitment account—state appropriation are provided solely for the department to administer grants to eligible third-party administrators for heat pump and other high-efficiency electric equipment rebates, with a focus on low/moderate income households and small businesses. State incentives and rebates for installation of high efficiency electric equipment, including electrical panel upgrades, provide a benefit to the public consistent with the state's energy strategy and climate mandates by reducing greenhouse gas emissions from the built environment.

(b) \$5,000,000 of the climate commitment account—state appropriation is provided solely for the department to administer

grants to eligible third-party administrators for heat pumps for adult family homes.

(2) The department shall implement a statewide high efficiency electric equipment program consistent with the following:

(a) Aid the transition of residential and commercial buildings away from fossil fuels by providing education and outreach resources for the installation of high efficiency electric heat pumps and other high efficiency electric equipment;

(b) Provide grants, coordination, and technical assistance to eligible third-party administrators to promote the adoption of high-efficiency electric heat pump equipment for space and water heating; and

(c) Develop strategies to ensure that the program serves low-income households, vulnerable populations, and overburdened communities, including dedicating a portion of the program funding for this purpose. For the purposes of this subsection (2)(c), "overburdened communities" has the same meaning as defined in RCW 70A.65.010.

(3) For the purposes of this section, "eligible third-party administrators" include, but are not limited to, nonprofits, utilities, housing providers, community action agencies and community-based organizations.

Appropriation:

Climate Commitment Account—State	\$80,000,000
General Fund—Federal	\$83,000,000
Subtotal Appropriation	\$163,000,000
Prior Biennia (Expenditures)	\$0
Future Biennia (Projected Costs)	\$0
TOTAL	\$163,000,000

NEW SECTION. Sec. 1009. FOR THE DEPARTMENT OF COMMERCE

2023-25 Early Learning Facilities – School Districts (40000285)

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

Bethel School District	\$1,080,000
Highline School District	\$809,000
Issaquah School District	\$1,057,000
Orondo School District	\$1,080,000
South Bend School District	\$300,000
Toppenish School District	\$1,080,000

Appropriation:

Ruth Lecocq Kagi Early Learning Facilities Development Account—State	\$5,406,000
Prior Biennia (Expenditures)	\$0
Future Biennia (Projected Costs)	\$21,624,000
TOTAL	\$27,030,000

NEW SECTION. Sec. 1010. FOR THE DEPARTMENT OF COMMERCE

2023-25 Library Capital Improvement Program (40000286)

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

(1) The appropriation in this section is provided solely for a local library capital improvement grant program for the following list of projects:

Camas Public Library	\$730,000
City of Longview	\$750,000
City of Port Townsend	\$173,000
City of Shelton	\$70,000
City of South Bend	\$249,000
City of Walla Walla	\$2,000,000
Pend Oreille County Library District	\$200,000
Pierce County Library - Bonney Lake	\$164,000
Pierce County Library - Sumner	\$2,000,000

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San Juan Island Library District	\$2,000,000
Stevens County Rural Library District.....	\$615,000
Tacoma Public Library	\$2,000,000

(2) The department must establish a competitive process to solicit proposals for and prioritize projects whose primary objective is to assist libraries operated by governmental units, as defined in RCW 27.12.010, in acquiring, constructing, repairing, or rehabilitating facilities.

(3) The department must establish a committee to develop the grant program criteria established under subsection (2) of this section and review proposals. The committee must be composed of five members as provided in this subsection. The committee must include: (a) A representative from the department of commerce; (b) a representative from the department of archaeology and historic preservation; (c) the state librarian; (d) a representative from a library district; and (e) a representative from a municipal library.

(4) The department must conduct a statewide solicitation of project applications. The department must evaluate and rank applications in consultation with the committee established in subsection (3) of this section, using objective criteria. The ranking of projects must prioritize library district facilities listed on a local, state, or federal register of historic places and those located in distressed or rural counties. The evaluation and ranking process must also include an examination of existing assets that applicants propose to apply to projects. Grant assistance under this section may not exceed 50 percent of the total cost of the project. The nonstate portion of the total project cost may include cash, the value of real property when acquired solely for the purpose of the project, and in-kind contributions.

(5) The department must submit a prioritized list of recommended projects to the governor and the legislature by October 1, 2024, for inclusion in the department of commerce's 2025-2027 biennial capital budget request. The list must include a description of each project, the amount of recommended state funding, and documentation of nonstate funds to be used for the project. Individual grants may not exceed \$2,000,000. The total amount of recommended state funding for the projects on a biennial project list may not exceed \$10,000,000.

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

(7) The department must assist grant recipients under this section to apply for applicable competitive federal grant funding and, upon receipt of any such funding, an equal amount of the state building construction account—state appropriation must be placed in unallotted status.

Appropriation:	
State Building Construction Account—State.....	\$10,951,000
Prior Biennia (Expenditures)	\$0
Future Biennia (Projected Costs)	\$43,804,000
TOTAL	\$54,755,000

NEW SECTION. Sec. 1011. FOR THE DEPARTMENT OF COMMERCE

Pacific Tower Capital Improvements (40000287)

Appropriation:	
State Building Construction Account—State.....	\$6,464,000
Prior Biennia (Expenditures)	\$0

Future Biennia (Projected Costs).....	\$6,061,000
TOTAL.....	\$12,525,000

NEW SECTION. Sec. 1012. FOR THE DEPARTMENT OF COMMERCE

2023-25 Public Works Assistance Account (PWAA) (40000289)

Appropriation:	
Public Works Assistance Account—State.....	\$400,000,000
Prior Biennia (Expenditures).....	\$0
Future Biennia (Projected Costs).....	\$1,000,000,000
TOTAL.....	\$1,400,000,000

NEW SECTION. Sec. 1013. FOR THE DEPARTMENT OF COMMERCE

2023-25 Broadband Infrastructure Federal Match Projects (40000290)

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

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

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

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

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

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

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

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

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

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

Appropriation:	
General Fund—Federal	\$150,000,000
State Building Construction Account—State	\$50,000,000
Subtotal Appropriation	\$200,000,000
Prior Biennia (Expenditures).....	\$0
Future Biennia (Projected Costs).....	\$150,000,000
TOTAL.....	\$350,000,000

NEW SECTION. Sec. 1014. FOR THE DEPARTMENT

OF COMMERCE

2023-25 Weatherization Plus Health (40000291)

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

(1) \$5,000,000 of the state building construction account—state appropriation in this section is provided solely for grants for the Washington State University energy extension community energy efficiency program (CEEP) to support homeowners, tenants, and small business owners in making sound energy efficiency investments by providing consumer education and marketing, workforce support through training and lead generation, and direct consumer incentives for upgrades to existing homes and small commercial buildings. This is the maximum amount the department may expend for this purpose.

(2) The department must, to the extent practicable, implement the recommendations in the weatherization plus health 2022 report.

(3) If funding from these appropriations is used to purchase heating devices or systems, the agency shall, whenever possible and most cost effective, select devices and systems that do not use fossil fuels.

(4) The department must:

(a) Recruit community energy efficiency program sponsors that are community-based organizations located in geographic areas of the state that have not received funding for low-income weatherization programs, targeting hard to reach market segments;

(b) Leverage funding from community energy efficiency program sponsors in an amount greater than or equal to the amount provided by the state through the weatherization program;

(c) Ensure that community energy efficiency program utility sponsors work with nonprofit community-based organizations to deliver community energy efficiency program services; and

(d) Identify community energy efficiency program sponsors that support the conversion of space and water heating from fossil fuels to electricity, as part of a set of energy efficiency investments.

Appropriation:

Climate Commitment Account—State	\$35,000,000
State Building Construction Account—State.....	\$5,000,000
Subtotal Appropriation	\$40,000,000
Prior Biennia (Expenditures)	\$0
Future Biennia (Projected Costs)	\$160,000,000
TOTAL	\$200,000,000

NEW SECTION. Sec. 1015. FOR THE DEPARTMENT OF COMMERCE

2023-25 Youth Recreational Facilities Grant Program (40000292)

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

(1) The appropriation is subject to the provisions of RCW 43.63A.135.

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

(3) The appropriation is provided solely for the following list of projects:

Camp Kilworth Lodges Renovation and Activation	\$500,000
Coupeville Boys & Girls Club Construction Project	\$391,000
Dylan Jude Harrell Community Center Gymnasium	\$384,000

Evergreen Pool Upgrades	\$75,000
EYFO Youth Enrichment Center	\$1,200,000
GHHS Safe Learning Spaces.....	\$254,000
Multicultural Youth Recreation Facility.....	\$226,000
OIC Excel Youth Center	\$1,054,000
Performing Arts Center Spokane Valley	\$1,176,000
The Auburn Valley YMCA Healthy Kids Campus	\$1,200,000
The Lummi Nation BGC Facility	
Improvement Project	\$340,000
University Family YMCA	\$1,200,000
Appropriation:	
State Building Construction Account—State	\$8,000,000
Prior Biennia (Expenditures).....	\$0
Future Biennia (Projected Costs).....	\$32,000,000
TOTAL.....	\$40,000,000

NEW SECTION. Sec. 1016. FOR THE DEPARTMENT OF COMMERCE

Capital Pre-Development Funding (40000293)

Appropriation:

State Taxable Building Construction Account—	
State.....	\$5,000,000
Prior Biennia (Expenditures).....	\$0
Future Biennia (Projected Costs).....	\$20,000,000
TOTAL.....	\$25,000,000

NEW SECTION. Sec. 1017. FOR THE DEPARTMENT OF COMMERCE

2023-25 Clean Energy Fund Program (40000294)

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

(1)(a) \$500,000 of the appropriation in this section is provided solely for the department to convene a work group to:

(i) Analyze the financial investments required for owners of tier 1 covered buildings to comply with the state energy performance standard under RCW 19.27A.210; and

(ii) Make recommendations to the legislature to assist building owners in attaining compliance, which must include, but are not limited to:

(A) Identifying energy efficiency investments or other strategies and related timelines for increasing energy efficiency in the buildings sector;

(B) Providing a cost-benefit analysis of options, including energy efficiency, to meet the goal of reducing greenhouse gas emissions from the buildings sector; and

(C) Recommendations to balance financial investments while maximizing clean energy benefits for the state, including statutory changes that may be necessary for this purpose.

(b) The work group membership convened under this section must include, but is not limited to: One representative of the office of the superintendent of public instruction; one representative of a K-12 maintenance and operation administrators association; one representative of each of the state's public four-year institutions of higher education; one representative of the state board for community and technical colleges; one representative of the department of social and health services; one representative of the department of corrections; one representative of the department of enterprise services; one representative of a health care organization; one representative from a local government; one representative from an organization representing privately owned tier 1 covered buildings; one representative from a business specializing in performance contracting for energy services; one representative from a nonprofit specializing in clean energy; and two representatives of a national association for industrial and office parks.

(c) The department must submit to the appropriate committees of the legislature:

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(i) Analysis of financial investments as required by this section by December 15, 2023; and

(ii) A final report with recommendations as required by this section by September 1, 2024.

(2) Except as provided in subsections (1) and (13) of this section, the appropriation in this section is provided solely for competitive grants to eligible entities for predevelopment, design, and construction of projects that provide a public benefit through research, development, demonstration, or deployment of clean energy technologies that save energy and reduce energy costs, reduce harmful air emissions, or increase energy independence for the state. Priority must be given to projects that benefit vulnerable populations and overburdened communities, including tribes.

(3) Entities eligible for grant funding under this section include local governments, federally recognized tribal governments and tribes' contracted service providers, public and private utilities that serve retail customers in the state, for-profit entities, research institutions, nonprofit organizations, and state agencies.

(4) To be eligible, a project must be consistent with the state energy strategy adopted under chapter 43.21F RCW and policies under chapter 19.405 RCW. To the extent practicable, the department must prioritize projects that build upon Washington's strengths in aerospace, maritime, information and communications technology, grid modernization, advanced materials, and decarbonizing the built environment.

(5) The department must invite stakeholders to participate in the design and implementation of grant programs funded under this section. The department must consider equity and environmental justice when developing the program structure and opportunities for applicant participation.

(6) When soliciting and evaluating proposals, awarding contracts, and monitoring projects under this section, the department must:

(a) Ensure that competitive processes, rather than sole source contracting processes, are used to select all projects, except as otherwise noted in this section;

(b) Ensure that a public benefit results from the use of public funds through due diligence and monitoring of contracted projects, including ensuring compliance with all applicable laws related to the project selection process, project monitoring, and contracting; and

(c) Prioritize projects for funding that leverage the greatest amount of matching funds, such as local levy funding.

(7)(a) The department must require project applicants to:

(i) Disclose all sources of public funding invested in a project; and

(ii) Identify by name any former or current state of Washington employees employed by the applicant or its governing body in the 24 months preceding the application submittal. The identification must include the person's separation date and job title or position held. If the department determines that a conflict of interest or other violation of chapter 42.52 RCW exists, the application must be disqualified from further consideration.

(b) If, after a grant has been awarded, the department finds that a grantee has violated chapter 42.52 RCW, either in procuring or performing under the grant, the department in its sole discretion may terminate the grant funding by written notice. If the grant is terminated, the department must reserve its right to pursue all available remedies under law to address the violation.

(8) The department must specify the requirements in subsections (6) and (7) of this section in funding contracts entered into by the department under this section.

(9) \$10,000,000 of the appropriation in this section is provided solely for grants to tribes for clean energy development projects.

Eligible uses of grant funding include planning, predesign, design, construction, project predevelopment, and deployment of clean energy projects that contribute to achieving the state's greenhouse gas emissions reduction goals and related policies. The department must collaborate with tribes in the design and development of this grant program.

(10) \$10,000,000 of the appropriation in this section is provided solely for state match for federal funding that aligns with subsection (2) of this section and accelerates meeting state clean energy and climate goals. Funding may be used to match federal grants to the state or nonstate entities for clean energy research, development, and demonstration projects.

(11) \$12,000,000 of the appropriation in the section is provided solely for grants for strategic research, development, and demonstration of new and emerging clean energy generation and storage technologies and climate change mitigation technologies, including greenhouse gas removal. Grants awarded under this subsection must reduce reliance on fossil fuels, reduce risk of irregularities in power supply, offer opportunities for economic and job growth, and strengthen technology supply chains. Grant funds are intended to catalyze diverse new technologies that change production, use, storage, and transportation of energy. The department may provide funding to projects at various stages of readiness, including early-stage research, pilot and demonstration projects, and dual use projects that produce clean energy and additional benefits.

(12) \$20,000,000 of the appropriation in this section is provided solely for grants for electrical grid integration and innovation projects. To be eligible, a project must develop and demonstrate distributed energy resources, as defined in RCW 19.405.020, and nonwire alternatives that advance community resilience, support implementation of demand response and sustainable microgrids, improve integration of renewable energy and energy storage, and accelerate beneficial load integration and demand management for building electrification, equipment electrification, and electric vehicle charging.

(13) \$7,500,000 of the appropriation in this section is provided solely to support regional energy analytics capability at Pacific Northwest national laboratory.

(14) The department must strive to allocate all of the amounts appropriated in this section within the 2023-2025 fiscal biennium in the manner prescribed in each subsection. However, no sooner than January 1, 2024, if upon review of applications the department determines there are not adequate suitable projects in a category, the department may reallocate funding among the purposes of subsections (9) through (12) of this section. Beginning January 1, 2024, the department must provide quarterly notice of any funding reallocations to the appropriate fiscal committees of the legislature.

Appropriation:

Climate Commitment Account—State.....	\$60,000,000
Prior Biennia (Expenditures).....	\$0
Future Biennia (Projected Costs).....	\$240,000,000
TOTAL.....	\$300,000,000

NEW SECTION. Sec. 1018. FOR THE DEPARTMENT OF COMMERCE

Health Care Infrastructure (91002197)

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

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

Chelan Valley EMS/Access to Health Care Infrastructure (Chelan)	\$11,000,000
Confluence Health: Radiation Treatment (Moses Lake).....	\$3,800,000

Jefferson Reproductive and Gynecological Health (Port Townsend)	\$4,000,000
Samaritan Hospital (Moses Lake).....	\$8,418,000
Tubman Center for Health & Freedom (Seattle)	\$11,700,000

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

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

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

Appropriation:

State Building Construction Account—State.....	\$38,918,000
Prior Biennia (Expenditures)	\$0
Future Biennia (Projected Costs)	\$0
TOTAL	\$38,918,000

NEW SECTION. Sec. 1019. FOR THE DEPARTMENT OF COMMERCE

2023-25 Youth Shelters and Housing (91001682)

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

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

Community Youth Services (Olympia)	\$200,000
Housing and Services for Youth Wellness (Seattle).....	\$5,000,000
OlyCap Pfeiffer House (Port Townsend).....	\$70,000
ROOTS Young Adult Shelter Phase 2 Renovations (Seattle).....	\$1,500,000
Safe Harbor Support Center (Kennewick)	\$300,000
Serenity House (Port Angeles).....	\$50,000
Shelton Young Adult Transitional Housing (Shelton)	\$1,200,000
Skagit Valley Family YMCA (Mt. Vernon)	\$2,200,000
VOA Crosswalk 2.0 (Spokane).....	\$2,500,000
YouthCare (Seattle)	\$1,500,000

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

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

(4) In contracts for grants authorized under this section, the department must include provisions that require that capital improvements be held by the grantee for a specified period of time

appropriate to the amount of the grant and that facilities be used for the express purpose of the grant. If the department finds the grantee to be out of compliance with provisions of the contract, the grantee shall repay to the state general fund the principal amount of the grant plus interest calculated at the rate of interest on state of Washington general obligation bonds issued most closely to the date of authorization of the grant.

Appropriation:

State Building Construction Account—State	\$14,520,000
Prior Biennia (Expenditures).....	\$0
Future Biennia (Projected Costs).....	\$58,080,000
TOTAL.....	\$72,600,000

NEW SECTION. Sec. 1020. FOR THE DEPARTMENT OF COMMERCE

2023-25 Housing Trust Fund (40000295)

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

(1) \$163,663,000 of the state taxable building construction account—state appropriation is provided solely for the new construction, acquisition, or rehabilitation of affordable housing projects that serve and benefit low-income and special needs populations including, but not limited to, people with chronic mental illness or behavioral health conditions, farmworkers, people who are homeless, and people in need of permanent supportive housing. The department shall strive to invest at least 20 percent of the appropriation provided under this subsection with by and for organizations, as defined by the office of equity.

(2) \$25,000,000 of the state taxable building construction account—state appropriation is provided solely for affordable housing projects that serve and benefit low-income people with developmental or intellectual disabilities. The department must use a separate application form and evaluation criteria for applications under this subsection. The department must coordinate with the department of social and health services regarding any needed supportive services and make efforts to enact the recommendations of the housing needs study for individuals with intellectual and developmental disabilities, as provided in section 1068(6), chapter 332, Laws of 2021.

(3) \$100,000,000 of the state taxable building construction account—state appropriation is provided solely for the apple health and homes rapid permanent supportive housing program created in chapter 216, Laws of 2022. Of the amounts provided in this subsection, \$5,000,000 is provided solely for the St. Agnes Haven project in Spokane.

(4) \$40,000,000 of the state building construction account—state appropriation is provided solely for awards to organizations eligible under RCW 43.185A.040 for the development of homeownership projects affordable to first-time low-income households throughout the state. Projects serving homebuyers whose income is up to 80 percent of the area median income, adjusted for household size, for the county where the property is located are eligible to apply, except that projects located in rural areas of the state, as defined by the department, serving homebuyers whose income is up to 100 percent of the area median income, adjusted for household size, for the county where the property is located are eligible to apply. Eligible activities include, but are not limited to, down payment assistance, closing costs, acquisition, rehabilitation costs, and new construction. Eligible organizations may include those that plan to provide housing to socially disadvantaged communities as defined in 13 C.F.R. Sec. 124.103. The department shall strive to invest at least 50 percent of these funds with by and for organizations, as defined by the office of equity, and make efforts to enact the recommendations of the homeownership disparities work group created in section 128(100), chapter 297, Laws of 2022.

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(5) \$25,000,000 of the state building construction account—state appropriation is provided solely for affordable housing preservation projects, which may include, but are not limited to:

(a) Projects preserving and extending the affordability commitment period for projects in the housing trust fund portfolio. The funds may be provided for major building improvements, preservation, and system replacements, necessary for the existing housing trust fund portfolio to maintain long-term viability. The department must require a capital needs assessment be provided prior to contract execution. Funds may not be used to add or expand the capacity of the property. When allocating funds, the department must prioritize buildings that are older than 15 years and that serve very low-income and extremely low-income populations.

(b) Projects preserving affordable multifamily housing at risk of losing its affordability due to expiration of use restrictions that otherwise require affordability including, but not limited to, United States department of agriculture funded multifamily housing. The department must prioritize projects that satisfy the goal of long-term preservation of Washington's affordable multifamily housing stock, particularly in rural areas of the state. Funds may be used for acquisition or for acquisition and rehabilitation of properties to preserve the affordable housing units beyond their existing use restrictions and keep them in Washington's housing portfolio for a minimum of 40 years. If a capital needs assessment is required, the department must work with the applicant to ensure that this does not create an unnecessary impediment to rapidly accessing these funds.

(c) The funding provided under this subsection (5) is not subject to the 90-day application periods in RCW 43.185.070 or 43.185A.050.

(d) The amount awarded under this subsection (5) may not be calculated in award limitations for other housing trust fund awards.

(6) \$4,000,000 of the state taxable building construction account—state appropriation is provided solely for a grant to the northwest cooperative development center to provide subgrants for the acquisition and preservation of mobile or manufactured home communities. Funding provided under this subsection may be used to acquire mobile or manufactured home communities for the purpose of avoiding household displacement due to sale or other transactions and ensuring preservation of housing affordability for low-income households for a minimum of 40 years.

(7) \$2,000,000 of the state taxable building construction account—state appropriation is provided solely for a grant to the northwest cooperative development center to provide subgrants to organizations that are "mobile home park cooperatives" or "manufactured housing cooperatives" under RCW 59.20.030 for completing capital improvement processes. Subgrants provided under this subsection may be used solely for critical improvements, repairs, and infrastructure upgrades to promote the preservation of mobile or manufactured home communities as affordable housing. The grantee must award subgrants based on needs relating to health, safety, and cost.

(8) \$40,337,000 of the state taxable building construction account—state appropriation is provided solely for the following list of projects:

African Diaspora Cultural Anchor Village (SeaTac).....	\$4,000,000
Gravelly Lake Commons at LASA (Lakewood).....	\$500,000
Kenmore Supportive Housing (Kenmore)	\$1,000,000
Leavenworth Affordable Workforce Rental Housing (Leavenworth)	\$1,000,000
Lewis County Homeless Shelter (Chehalis).....	\$2,500,000

Lincoln District Family Housing (Tacoma).....	\$5,050,000
Mary's Place Shelter Replacement (Burien).....	\$6,000,000
Mount Zion Housing (Seattle).....	\$1,000,000
Multicultural Village Design (Kent).....	\$550,000
New Hope Family Housing (Seattle).....	\$325,000
Peninsula Community Health Housing (Bremerton)	\$412,000
Shiloh Baptist Church New Life Housing (Tacoma)	\$1,000,000
Skyway Affordable Housing (Skyway).....	\$3,000,000
Tacoma/Pierce County Habitat Affordable Housing (Pierce County)	\$14,000,000

(9) In evaluating projects in this section, the department must give preference for applications based on some or all of the criteria in RCW 43.185.070(5).

(10) The department shall strive to allocate at least 30 percent of the funds provided in this section to projects located in rural areas of the state, as defined by the department.

(11) The department must strive to allocate all of the amounts appropriated in this section within the 2023-2025 fiscal biennium in the manner prescribed in each subsection. However, if upon review of applications the department determines there are not adequate suitable projects in a category, the department may allocate funds to other affordable housing projects serving other low-income and special needs populations, provided those projects are located in an area with an identified need for the type of housing proposed.

Appropriation:

State Building Construction Account—State	\$65,000,000
State Taxable Building Construction Account—	
State.....	\$335,000,000
Subtotal Appropriation	\$400,000,000
Prior Biennia (Expenditures).....	\$0
Future Biennia (Projected Costs).....	\$1,600,000,000
TOTAL.....	\$2,000,000,000

NEW SECTION. Sec. 1021. FOR THE DEPARTMENT OF COMMERCE

2023-25 Connecting Housing to Infrastructure (CHIP) (40000296)

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

(1) The appropriation in this section is provided solely for grants or deferred loans to local governments and public utility districts or their contracted service providers for system development charges and utility improvements for new affordable housing projects that serve and benefit low-income households. Where applicable, the extension must be consistent with the approved comprehensive plans under the growth management act and must be within the established boundaries of the urban growth area.

(2) \$37,202,000 of the state building construction account—state appropriation is provided solely for grants or deferred loans to local governments or public utilities located within a jurisdiction that impose a sales and use tax under RCW 82.14.530(1) (a)(ii) or (b)(i)(B), 82.14.540, or 84.52.105.

(3) \$20,000,000 of the state building construction account—state appropriation in this section is provided solely for grants to local governments or public utilities located within:

- (a) A city or county with a population of 150,000 or less; and
- (b) A jurisdiction that imposed a sales and use tax under RCW 82.14.530(1) (a)(ii) or (b)(i)(B).

(4) \$798,000 of the state building construction account—state appropriation in this section is provided solely for the Habitat for Humanity Infrastructure Project in Kennewick and Walla Walla.

(5) \$2,000,000 of the state building construction account—state appropriation in this section is provided solely for the Aviva

Crossing Sanitary Sewer Upgrades Project (Tacoma).

(6) To be eligible for funding under this section, an applicant must demonstrate, at minimum:

(a) That affordable housing development will begin construction within 24 months of the grant or loan award; and

(b) A strong probability of serving the original target group or income level for a period of at least 25 years.

(7) For purposes of this section, the following definitions apply.

(a) "Affordable housing" has the same meaning as in RCW 43.185A.010.

(b) "Low-income household" has the same meaning as in RCW 43.185A.010.

(c) "System development charges" means charges for new drinking water, wastewater, or stormwater connections when a local government or public utility has waived standard fees normally applied to developers for connection charges on affordable housing projects.

(d) "Utility improvements" means drinking water, wastewater, or stormwater utility improvements.

Appropriation:

State Building Construction Account—State.....	\$60,000,000
Prior Biennia (Expenditures)	\$0
Future Biennia (Projected Costs)	\$240,000,000
TOTAL	\$300,000,000

NEW SECTION. Sec. 1022. FOR THE DEPARTMENT OF COMMERCE

Transit Oriented Housing Development Partnership Match (40000298)

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

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

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

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

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

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

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

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

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

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

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

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

(d) Abide by any applicable antidisplacement measures;

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

(f) Have acquired all necessary permits.

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

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

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

Appropriation:

General Fund—Private/Local.....	\$25,000,000
State Building Construction Account—State	\$25,000,000
Subtotal Appropriation	\$50,000,000
Prior Biennia (Expenditures).....	\$0
Future Biennia (Projected Costs).....	\$200,000,000
TOTAL.....	\$250,000,000

NEW SECTION. Sec. 1023. FOR THE DEPARTMENT OF COMMERCE

2023-25 Behavioral Health Community Capacity Grants (40000299)

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

(1) The appropriation in this section is provided solely for the department to issue grants to community hospitals or other community providers to expand and establish new capacity for behavioral health services in communities. The department must consult an advisory group consisting of representatives from the department of social and health services, the health care authority, one representative from a managed care organization, one representative from an accountable care organization, and one representative from the association of county human services. Amounts provided in this section may be used for construction and equipment costs associated with establishment or preservation of the facilities. The department may approve funding for the acquisition of a facility if the project will result in increased behavioral health capacity. Amounts provided in this section may not be used for operating costs associated with the treatment of patients using these services.

(2) In awarding funding for projects in subsection (5) of this

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section, the department must establish criteria for the issuance of the grants, which must include:

(a) Evidence that the application was developed in collaboration with one or more regional behavioral health entities that administer the purchasing of services;

(b) Evidence that the applicant has assessed and would meet gaps in geographical availability of behavioral health services in their region;

(c) Evidence that the applicant is able to meet applicable licensing and certification requirements in the facility that will be used to provide services;

(d) A commitment by applicants to serve persons who are publicly funded and persons detained for involuntary commitment under chapter 71.05 RCW;

(e) A commitment by the applicant to maintain and operate the beds or facility for a time period commensurate to the state investment, but for at least a 10-year period;

(f) The date upon which structural modifications or construction would begin and the anticipated date of completion of the project;

(g) A detailed estimate of the costs associated with opening the beds;

(h) A financial plan demonstrating the applicant's ability to maintain and operate the facility; and

(i) The applicant's commitment to work with local courts and prosecutors to ensure that prosecutors and courts in the area served by the hospital or facility will be available to conduct involuntary commitment hearings and proceedings under chapter 71.05 RCW.

(3) In awarding funding for projects in subsection (5) of this section, the department, in consultation with the advisory group established in subsection (1) of this section, must strive for geographic distribution and to allocate funding based on population and service needs of an area. The department must consider current services available, anticipated services available based on projects underway, and the service delivery needs of an area.

(4) The department must prioritize projects that increase capacity in unserved and underserved areas of the state.

(5)(a) \$28,443,000 of the state building construction account—state appropriation in this section is provided solely for competitive community behavioral health grants to address regional needs. Applicants must provide confirmation that the health care authority, department of social and health services, or a managed care organization plans to contract with the facility sufficient to cover the facility's operating costs. The department must give priority to facilities that:

(i) Serve individuals on 90-day or 180-day civil commitments as an alternative to treatment in the state hospitals;

(ii) Serve individuals who will be transitioned from or diverted from the state hospitals;

(iii) Provide secure withdrawal management and stabilization treatment beds; or

(iv) Provide substance use disorder treatment.

(b) In awarding this funding to projects under (a)(i) of this subsection (5), the department must coordinate with the department of social and health services, the health care authority, and the department of health and must only select facilities that meet the following conditions:

(i) The funding must be used to increase capacity related to serving individuals who will be transitioned from or diverted from the state hospitals;

(ii) The facility is not subject to federal funding restrictions that apply to institutions of mental diseases;

(iii) The provider has submitted a proposal for operating the

facility to the health care authority;

(iv) The provider has demonstrated to the department of health and the health care authority that it is able to meet the applicable licensing and certification requirements for the facility that will be used to provide services; and

(v) The health care authority has confirmed that it intends to contract with the facility for operating costs within funds provided in the operating budget for these purposes.

(c) \$24,000,000 of the state building construction account—state appropriation in this section is provided solely for grants to intensive behavioral health treatment facilities for long-term placement of behavioral health patients with complex needs and that are not subject to federal funding restrictions that apply to institutions of mental diseases.

(d) \$18,000,000 of the state building construction account—state appropriation in this section is provided solely for grants to community providers to increase behavioral health services and capacity for children and minor youth including, but not limited to, services for youth crisis walk-in intervention, substance use disorder treatment, sexual assault and traumatic stress, anxiety, or depression, children with behavioral health and intellectual or developmental disability needs, and interventions for children exhibiting aggressive or depressive behaviors in facilities that are not subject to federal funding restrictions. Consideration must be given to programs that incorporate outreach and treatment for youth dealing with behavioral health or social isolation issues.

(6) The amounts provided in this subsection are subject to the criteria in subsection (1) of this section, except the projects are not required to establish new capacity:

(a) \$7,500,000 of the state building construction account—state appropriation in this section is provided solely for grants to community providers to prevent the closure of existing behavioral health facilities. For purposes of this subsection (6)(a), the department must implement necessary procedures to enable rapid commitment of funds on a first-come, first-served basis to qualifying project proposals that satisfy the goal of long-term preservation of behavioral health facilities.

(b) \$133,057,000 of the appropriation in this section is provided solely for the following list of projects:

Aristo Healthcare Services (Renton)	\$2,000,000
Center for Alcohol & Drug Treatment New Facility (Wenatchee)	\$19,600,000
Compass Health Broadway Behavioral Health Services (Everett)	\$18,700,000
CRMHS Satellite Building Project (Vancouver) ..	\$2,500,000
Evergreen Treatment Services (Seattle)	\$6,000,000
Jamestown S'Klallam Behavior Health Center (Sequim).....	\$13,000,000
Lummi Nation Substance Abuse Treatment (Bellingham)	\$8,147,000
Lynnwood Community Recovery Center (Lynnwood).....	\$2,750,000
Nisqually Tribe Healing Village (Olympia)	\$12,000,000
Recovery Innovations Crisis Stabilization (Federal Way).....	\$1,900,000
SeaMar Youth Crisis Center (Seattle)	\$480,000
SHC Medical Center - Astria/Toppenish Hospital (Toppenish)	\$2,500,000
SIHB Thunderbird Treatment Center (Vashon) ..	\$1,030,000
Skagit County Crisis Stabilization Center (SCCSC) (Sedro-Woolley).....	\$12,700,000
Spokane Treatment and Recovery Service (Spokane)	\$4,000,000
Substance Use Disorder & Mental Health Inpatient Treatment (Yakima)	\$11,750,000

Three Rivers Behavioral Health Center (Kennewick)	\$5,000,000
Whatcom 23-Hour Crisis Relief Center (Bellingham).....	\$9,000,000

Future Biennia (Projected Costs).....	\$844,000,000
TOTAL.....	\$1,055,000,000

NEW SECTION. Sec. 1024. FOR THE DEPARTMENT OF COMMERCE

2023-25 Early Learning Facilities Fund Grant Program (40000300)

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

(1) \$5,000,000 of the Ruth Lecocq Kagi early learning facilities development account—state appropriation in this section is provided solely for minor renovation grants.

(2) \$42,050,000 of the Ruth Lecocq Kagi early learning facilities development account—state appropriation in this section is provided solely for the early learning facility grant and loan program, subject to the provisions of RCW 43.31.573 through 43.31.583 and 43.84.092, to provide state assistance for designing, constructing, purchasing, expanding, or modernizing public or private early learning education facilities for eligible organizations. Up to four percent of the funding in this subsection may be used by the department of children, youth, and families to provide technical assistance to early learning providers interested in applying for the early learning facility grant or loan program.

(3) The department of children, youth, and families must develop methodology to identify, at the school district boundary level, the geographic locations of where early childhood education and assistance program slots are needed to meet the entitlement specified in RCW 43.216.556. This methodology must be linked to the caseload forecast produced by the caseload forecast council and must include estimates of the number of slots needed at each school district. This methodology must inform any early learning facilities needs assessment conducted by the department and the department of children, youth, and families. This methodology must be included as part of the budget submittal documentation required by RCW 43.88.030.

(4) When prioritizing areas with the highest unmet need for early childhood education and assistance program slots, the committee of early learning experts convened by the department pursuant to RCW 43.31.581 must first consider those areas at risk of not meeting the entitlement specified in RCW 43.216.556.

(5) The department must track the number of slots being renovated separately from the number of slots being constructed and, within these categories, must track the number of slots separately by program for the working connections child care program and the early childhood education and assistance program.

(6) When prioritizing applications for projects pursuant to RCW 43.31.581, the department must award priority points to applications from a rural county or from extreme child care deserts as defined by the department of children, youth, and families.

(7) For early learning facilities collocated with affordable or supportive housing developments, the department may remit state funding on a reimbursement basis for 100 percent of eligible project costs, regardless of the project's match amount, once the nonstate share of project costs have been either expended or firmly committed in an amount sufficient to complete the entire project or a distinct phase of the project that is useable to the public as an early learning facility. These projects are not subject to section 8015 of this act or RCW 43.88.150.

(8) It is the intent of the legislature to reappropriate funding in the 2023-2025 omnibus capital appropriations act for early learning facilities appropriated in this section.

(9) \$17,600,000 of the Ruth Lecocq Kagi early learning facilities development account—state appropriation in this section is provided solely for the following list of early learning

(7) The department shall notify all applicants that they may be required to have a construction review performed by the department of health.

(8) To accommodate the emergent need for behavioral health services, the department and the department of health, in collaboration with the health care authority and the department of social and health services, must establish a concurrent and expedited process to assist grant applicants in meeting any applicable regulatory requirements necessary to operate inpatient psychiatric beds, freestanding evaluation and treatment facilities, enhanced services facilities, triage facilities, crisis stabilization facilities, or secure detoxification/secure withdrawal management and stabilization facilities.

(9) The department must strive to allocate all of the amounts provided in this section in the manner prescribed in each subsection. However, if upon review of applications, the department determines, in consultation with the advisory group established in subsection (1) of this section, that there are not adequate suitable projects in a category, the department may allocate funding to other project categories listed in this section, prioritizing projects that support serving individuals who will be transitioned from or diverted from the state hospitals. Underserved areas of the state may also be considered.

(10) In contracts for grants authorized under this section, the department must include provisions that require that the grantee or successor hold the capital improvements for at least a 10-year period. The provisions must require the facility to be used for behavioral health services, but may allow the facility to change ownership or facility type during the commitment period. The department shall monitor the activities of recipients of grants under this program to determine compliance with the terms and conditions set forth in its contract.

(11) The department must provide a progress report to the appropriate committees of the legislature by September 1, 2024. The report must include:

(a) The total number of applications and amount of funding requested;

(b) A list and description of the projects approved for funding including state funding, total project cost, services anticipated to be provided, bed capacity, and anticipated completion date;

(c) A statewide map of new capacity since 2018, including projected bed capacity and opening dates;

(d) A status report of projects that received funding in prior funding rounds, including details about the project completion and the date the facility began providing services; and

(e) Recommendations for statutory language that would codify the grant program on an ongoing basis including:

- (i) Evaluation and prioritization criteria;
- (ii) Monitoring and compliance requirements;
- (iii) Preconstruction and technical assistance services; and
- (iv) Data needed to determine the service needs by area of the state.

(12) The department must coordinate with the health care authority to submit capital budget requests to fund behavioral health community capacity grants for the 2025-2027 biennial budget by the due date established by the office of financial management. Associated state budget operating costs must also be identified and requested.

Appropriation:

State Building Construction Account—State...	\$211,000,000
Prior Biennia (Expenditures)	\$0

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facility projects:

Cora Whitley Family Center (Tacoma).....	\$2,500,000
Eastside Early Childhood Center (Bellevue)	\$1,100,000
New Tomorrow's Hope Child Development Center (Everett).....	\$1,000,000
Northgate Jose Marti Early Learning Center (Seattle).....	\$1,000,000
Rainier Valley Early Learning Center (Seattle) ...	\$6,000,000
Skyway Affordable Housing and Early Learning Center (Seattle).....	\$3,000,000
YMCA Early Learning Center (Port Angeles).....	\$2,000,000
Young Child & Family Center, North Thurston PS (Olympia)	\$1,000,000

(10) \$350,000 of the Ruth Lecocq Kagi early learning facilities development account—state appropriation in this section is provided solely for the early learning facilities capital readiness pilot program. The department, in partnership with the department of children, youth, and families, shall administer the program as part of the early learning facilities program. The early learning facilities capital readiness pilot program must support no more than 10 licensed early learning providers that will serve children through working connections child care or through the early childhood education and assistance program to study the feasibility of expanding, remodeling, purchasing, or constructing early learning facilities and classrooms. Participants must receive small grants and project support to conduct capital feasibility studies that cover financing, architectural design, construction, business operations, and other relevant topics. Participants must also have access to professional consultation related to financing, architectural design, construction, and business operations.

Appropriation:

Ruth Lecocq Kagi Early Learning Facilities Development Account—State	\$65,000,000
Prior Biennia (Expenditures)	\$0
Future Biennia (Projected Costs)	\$260,000,000
TOTAL	\$325,000,000

NEW SECTION. Sec. 1025. FOR THE DEPARTMENT OF COMMERCE

2024 Local and Community Projects (40000301)

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

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

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

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

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

(5) In contracts for grants authorized under this section, the department shall include provisions that require that capital improvements be held by the grantee for a specified period of time appropriate to the amount of the grant and that facilities be used for the express purpose of the grant. If the grantee is found to be

out of compliance with provisions of the contract, the grantee shall repay to the state general fund the principal amount of the grant plus interest calculated at the rate of interest on state of Washington general obligation bonds issued most closely to the date of authorization of the grant.

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

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

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

57th Ave Sewer Project (University Place)	\$200,000
ACT Historic Landmark Roof Restoration (Seattle)	\$539,000
ADA For Northwest Center Janitorial (Spokane Valley).....	\$20,000
Admiral Theatre Facility Improvements (Bremerton)	\$165,000
Affordable Housing Land Acquisition (Tacoma)	\$1,500,000
Afterschool Program Expansion (Walla Walla)	\$45,000
Agricultural Innovation Center (Pasco).....	\$200,000
Airlift Northwest Hangar (East Wenatchee).....	\$500,000
Airway Heights Public Safety (Airway Heights)	\$1,340,000
Algona Wetland Preserve Interpretive Trail (Algona)	\$600,000
American Indian Community Center (Spokane) .	\$1,000,000
American Legion Post 79 Roof Replacement (Snoqualmie).....	\$49,000
Anderson Island Multipurpose Building (Anderson Island).....	\$258,000
Angleside Reservoir Capacity Upgrades (Shelton)	\$1,850,000
Arlington Commercial Kitchen (Arlington)	\$581,000
ARTE NOIR Capital Construction Completion (Seattle).....	\$381,000
Asbestos Abatement Old City Hall (Benton City)..	\$309,000
Ashley House (Spokane).....	\$515,000
Ashley House (Tacoma).....	\$500,000
Asia Pacific Cultural Center (Tacoma).....	\$2,000,000
ASUW Shell House (Seattle)	\$3,000,000
Athletic Field Lights For Ridgefield Outdoor (Ridgefield).....	\$250,000
Auburn Avenue Theater Rebuild (Auburn).....	\$1,545,000
Avista Stadium Improvements (Spokane Valley)...	\$543,000
B5 Community Learning Center (Kennewick).....	\$773,000
Ball Field at Historic Petes (Enumclaw)	\$439,000
Ballard Boys & Girls Clubs Flooring Replacement (Seattle).....	\$49,000
Behavioral Health Wellbeing Clinic (Spokane) ..	\$1,571,000
Bonney Lake Senior Center Rehab Project (Bonney Lake)	\$650,000
Boys & Girls Club Parking Lot Renovation (Federal Way).....	\$168,000
Boys & Girls Club Seismic Upgrade & Roof Replacement (Vancouver).....	\$412,000
Brewster Boys and Girls Club Facility (Brewster) .	\$300,000
Bringing Meadows Pre-Development (Tacoma)	\$515,000
Bringing It Home II 24-Hour Domestic Violence Shelter (Yakima)	\$125,000
Browse Infrastructure (Seattle).....	\$144,000
Camp Thunderbird Wastewater Treatment Facility	

(Olympia)	\$618,000	(Edmonds).....	\$1,385,000
Cannery Parking Lot & Sidewalk Rehab (Anacortes)\$	110,000	Edmonds Center for the Arts Design (Edmonds) ...	\$200,000
Capitol Land Trust Public Access Preconstruction		Ejidos Community Farm (Everson).....	\$824,000
(Olympia)	\$77,000	El Centro de la Raza Federal Way Campus (Federal	
Cathlamet Waterfront Park (Cathlamet)	\$86,000	Way).....	\$1,545,000
Cedarwood Community Recreation Ctr Redevelopment		Electron Way & Contra Costa Ave Intersection	
(Lake Stevens)	\$1,123,000	Improvemt (Fircrest)	\$153,000
Celebration Park Synthetic Turf Upgrade		Ellensburg Rodeo Grandstands (Ellensburg).....	\$1,030,000
(Federal Way).....	\$822,000	Emergency Operation Generator (Coupeville)	\$386,000
Center Senior Living Housing Development		Emergency Shelter Capital Improvements (Shelton)\$	103,000
(Grand Coulee)	\$361,000	Enumclaw Community Center (Enumclaw).....	\$500,000
Central Colville Apartments (Colville).....	\$52,000	Evans Creek Relocation Project (Redmond)	\$1,030,000
Central Whidbey Fire & Rescue Station 53		EWAM Handicap Parking Improvement Project	
(Coupeville).....	\$2,750,000	(Pomeroy).....	\$98,000
Centralia Quad Infield Turf Project (Centralia) ...	\$2,480,000	Fair Building Improvements (Graham)	\$77,000
Chehalis River Raw Water (Chehalis)	\$250,000	Fall City Business District Septic Project	
Chelan Butte Acquisition Feasibility Study (Chelan)\$	125,000	(Fall City).....	\$1,550,000
Children's Therapy Center (University Place)	\$500,000	Family Resource Center at Cedar Crossing (Seattle)\$	360,000
Chinese Reconciliation Project Design (Tacoma)\$	1,000,000	Felts Field Gateway Improvement (Spokane)	\$515,000
City Hall Structural Assessment (Toledo)	\$53,000	Ferndale Civic and Community Organization Campus	
City of Longview Mint Valley Golf Course		(Ferndale).....	\$3,050,000
Irrigation Replacement (Longview).....	\$2,000,000	Ferry County Fairgrounds (Republic)	\$50,000
City of Othello Lions Park (Othello)	\$600,000	Fife Aquatic & Community Center Improvements	
City of Selah Wastewater Treatment Plant		(Fife)	\$1,500,000
Improvements (Selah).....	\$1,442,000	Fire Panel Replacement & Integration (Seattle)	\$294,000
City of Sequim Park Acquisition (Sequim)	\$375,000	FISH Food Bank Expansion (Ellensburg)	\$573,000
Clallam Joint Public Safety Facility (Port Angeles)\$	5,750,000	Foothills Trail Crossing at Main Street (Buckley)..	\$128,000
Cloney Inclusive Playground (Longview)	\$1,000,000	Forest Park Pickleball Court Installation	
Colfax Community Center (Colfax)	\$72,000	(Everett)	\$345,000
Colfax Pool (Colfax).....	\$1,030,000	Free Clinic & Central Construction Project	
Columbia Grove Community Playground		(Walla Walla).....	\$515,000
(East Wenatchee).....	\$72,000	Frontier Park Horse Cover (Graham)	\$1,388,000
Columbia Play Project Children's Museum		Ft Steilacoom Park Nisqually Indian Tribe	
(Vancouver).....	\$515,000	Improvements (Lakewood)	\$309,000
Commercial Pumpouts to Save Puget Sound		Gibson Hall Improvement Project (Issaquah)	\$206,000
(Anacortes)	\$800,000	Glen Tana (Spokane).....	\$3,000,000
Communications Devices for Officials (Olympia) ...	\$15,000	Golden Tiger Multi-Use Trail Phase 2 (Republic) .	\$168,000
Community Center at Lake Chelan (Chelan).....	\$1,723,000	Goldendale Municipal Airport - Land Acquisition	
Community Center Roof Replacement (Aberdeen) \$	165,000	(Goldendale).....	\$361,000
Community Homes Renovations 41st LD (Bellevue)\$	106,000	Greater Wenatchee Irrigation Dist Infrastructure	
Community Homes Renovations 45th LD (Woodinville)		(East Wenatchee).....	\$2,000,000
.....	\$77,000	Greenwood Early Learning Playground (Seattle)....	\$69,000
Community Homes Renovations 48th LD (Bellevue)\$	243,000	Greg Cuoio Park Accessibility Improvements	
Community Homes Upgrades 1st LD (Bothell).....	\$104,000	(Lacey)	\$515,000
Conconully Service Complex/Fire Hall		Harbour Point Boulevard Pathway (Mukilteo).....	\$258,000
(Conconully).....	\$2,050,000	Harlequin Theater Renovation (Olympia)	\$700,000
Coupeville Food Bank & Workforce Housing		Heritage Center at Meeker Mansion (Puyallup)	\$496,000
Apartments (Coupeville).....	\$230,000	Heritage Heights Remodel and Conversion to Medical	
Cross Kirkland Corridor 132nd Avenue NE		Care (Chelan)	\$824,000
Improvements (Kirkland)	\$515,000	High Prairie Fire District 14 Emergency	
Day Island Bridge Design Project (University Place)\$	200,000	Preparedness (Lyle).....	\$248,000
Des Moines Marina Steps (Des Moines)	\$1,000,000	Highland Park Improvement Club Rebuild (Seattle)\$	500,000
deWilde Rugby Fields (Ferndale).....	\$150,000	Historic Lamar Cabin Preservation (Prescott)	\$267,000
Diking District 7 Fish Passage and Levee		HUB Sports Fields (Liberty Lake)	\$1,030,000
(Stanwood)	\$1,900,000	ICOM 911 Microwave Radio Broadband System (Oak	
Dishman Hills Conservancy Education Ctr Site		Harbor)	\$500,000
Planning (Spokane).....	\$46,000	Indian American Community Services Community	
Double Culvert Replacement (Castle Rock)	\$2,000,000	Center (Kent).....	\$794,000
Downtown Pasco North Plaza (Pasco).....	\$155,000	Interurban Trail War Memorials (Pacific)	\$400,000
Eagle Track Raceway Stadium Light Project		Issaquah Senior Ctr Veterans Memorial Consolidated	
(Republic).....	\$117,000	Prk (Issaquah).....	\$721,000
East Hill North Community Park Phase 1 (Kent) \$	1,000,000	Japanese American Exclusion Memorial Vis Ctr	
Eaton Urban Pathway Project (Battle Ground)	\$1,000,000	(Bainbridge Island).....	\$350,000
Ebey Waterfront Trail Phase 4 (Marysville).....	\$1,030,000	Jarstad Aquatic Center Assessment & Roof Repair	
Edmonds Boys & Girls Clubs Capital Project		(Bremerton).....	\$309,000

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Jenkins Creek Recreation Trail (Covington).....	\$250,000	Mill Creek City Hall North Renovation (Mill Creek)	\$515,000
Kalama Creek Hatchery Renovation (Olympia) ..	\$3,350,000	Mill Creek Multiuse Recreational Property (Mill Creek).....	\$1,030,000
KCFD #50 Generator (Baring)	\$20,000	MLK Jr. Resource & Technology Center (Pasco) ..	\$250,000
Kelso School District-Construction & Renovation Projects (Kelso)	\$165,000	MLK Jr.Park & Swimming Pool (Yakima)	\$1,160,000
Kelso Train Station Roof Replacement (Kelso).....	\$575,000	Modernization of Pacific County Jail Facility (South Bend)	\$464,000
Kennewick Kiwanis Playground (Kennewick)	\$258,000	Monroe Therapeutic Facility (Monroe)	\$1,100,000
King County Sheriff's Office Air Support Unit (Seattle).....	\$1,000,000	Montesano Economic Development (Montesano) ..	\$700,000
King Street Station Creative Youth Empowerment Hub (Seattle).....	\$500,000	Mt. Spokane Ski & Snowboard Park (Mead)	\$100,000
Kirkland Boys & Girls Clubs Community Playfield (Kirkland)	\$150,000	Mukilteo First Responder Wellness Center (Mukilteo)	\$258,000
Kirkland Performance Center Safety Improvements (Kirkland)	\$1,288,000	Muslim American Youth Foundation Center (Burien)	\$500,000
Kitsap Humane Society Veterinary Lifesaving Center (Silverdale)	\$412,000	National Nordic Museum East Garden Capital Project (Seattle)	\$258,000
Klineline Bridge and ADA Improvements (Vancouver).....	\$1,365,000	Nespelem Community Longhouse (Nespelem) ...	\$1,850,000
Kulshan View (Mount Vernon)	\$309,000	New Beginnings Homes (Puyallup)	\$440,000
Lacamas Lake Water Improvements (Camas)	\$515,000	No. County Rec. Association Youth Sports (Castle Rock)	\$256,000
Lake Boren CrossTown Recreational Trail (Newcastle).....	\$824,000	Nooksack Community Housing (Deming)	\$470,000
Lake Chelan Food Bank Building Remodel & Addition (Chelan)	\$2,000,000	North Fork Skykomish River 911 Extension Project (Index)	\$420,000
Lake Hills Clubhouse Renovation (Bellevue).....	\$583,000	North Seattle Boys & Girls Clubs Flooring Replacement (Seattle).....	\$134,000
Lake Wilderness Arboretum Improvements (Maple Valley).....	\$450,000	NW Stream Center Sustainable Infrastructure (Everett)	\$273,000
Lakebay Marina (Lakebay).....	\$300,000	Oak Harbor Boys & Girls Club Sports Court (Oak Harbor)	\$250,000
Lambert House Flood Abatement & Foundation Replacement (Seattle)	\$1,030,000	Oak Harbor Economic Development (Oak Harbor)	\$621,000
Larson Playfield Irrigation Conversion (Moses Lake).....	\$258,000	ODT Land Purchase (Port Townsend)	\$750,000
Latah Water System Rehabilitation Project (Latah)	\$180,000	Old Fort Lake Subarea Remediation & Public Access Proj (DuPont)	\$215,000
Latino Community Service Center (Lynnwood)	\$515,000	Othello's Regional Water Plan (Othello)	\$412,000
Lester Creek Personnel to Water Intake (Pe Ell)	\$640,000	Parkland School (Parkland)	\$500,000
Lewis County Senior Centers (Chehalis)	\$500,000	Pasado's Safe Haven Water and Safety Upgrades (Monroe)	\$485,000
Lincoln County Fair and Livestock (Davenport) .	\$1,000,000	Pasco Boulevard Soccer Field (Pasco)	\$750,000
Local Grain Conveyance & Storage System (Tumwater)	\$255,000	Pasco Clubhouse Safety Modernization (Pasco)	\$840,000
Logistics Facility (Vancouver)	\$874,000	Peninsula Medical Respite & Housing Center (Bremerton)	\$1,000,000
Lynden Senior and Community Center (Lynden) ...	\$309,000	Peninsula Senior Activity (Ocean Park)	\$272,000
Lynnwood Neighborhood Center (Lynnwood)	\$2,050,000	PenMet Parks Community Recreation Center (Gig Harbor)	\$1,030,000
Lyon Creek Culvert at SR 104 (Lake Forest Park)	\$1,820,000	Perfect Passage (Tonasket).....	\$730,000
Madison Street School Sidewalk Project (South Bend)	\$175,000	Pierce County Food Hub (Bonney Lake)	\$300,000
Manson Fire Station - Training Room and Living Quarters (Manson)	\$206,000	Pike Place Market Elevator & Stair Replacement (Seattle)	\$515,000
Marine Spills Operations Base (Friday Harbor)	\$210,000	Plaza Retreat Space (Vashon)	\$544,000
Marshall Park Inclusive Community Playground (Vancouver)	\$685,000	Pond to Pines Infrastructure (Ellensburg).....	\$518,000
Mason County Jail Expansion (Shelton).....	\$1,030,000	Port Gamble Shoreline Restoration (Port Gamble)	\$2,400,000
Mason PUD 1 Vuecrest Water System Storage Project (Union)	\$618,000	Port of Allyn Public Pier Replacement (Allyn)	\$515,000
Mason PUD Water Infrastructure (Matlock)	\$1,000,000	Port of Anacortes T-Dock Reconfiguration (Anacortes).....	\$1,000,000
Masonic Building Roof Renovation (Centralia)	\$170,000	Port of Mattawa Event Center Phase 3 Upgrade Project (Mattawa).....	\$361,000
Mays Pond Playground (Bothell).....	\$650,000	Port of Skamania Cascades Business Park (North Bonneville).....	\$1,000,000
Medical Lake Storm Water Mitigation (Medical Lake)	\$1,000,000	Port of Willapa Harbor (South Bend)	\$800,000
Medically-Tailored Meals & Groceries Expansion (Seattle).....	\$1,175,000	Port Orchard Breakwater Replacement (Port Orchard)	\$1,000,000
Memorial Stadium (Seattle)	\$4,000,000	Port Remediation (Olympia)	\$2,200,000
Menastash Grange Revitalization and Expansion (Ellensburg)	\$85,000	Portland Avenue Park Sprayground (Tacoma)	\$500,000
Mental Health Quiet Room (Moses Lake)	\$31,000	Poulsbo Historical Society - Nilsen-Sonju House (Poulsbo)	\$300,000

Prosser City Entrance Sign (Prosser).....	\$110,000	Southwest Boys & Girls Clubs Safety & Security	
Public Works Facility & Vehicle Storage (Sedro		Improve (Seattle).....	\$3,000
Woolley).....	\$500,000	SPARC Capital Campaign (Mount Vernon)	\$750,000
Puyallup Elks Roof Replacement (Puyallup).....	\$370,000	Spokane Civic Theatre Facility (Spokane).....	\$1,500,000
Rainier Court Phase V (Seattle).....	\$750,000	Spokane International Airport (Spokane).....	\$1,000,000
Raze Development Capital Project (Spokane).....	\$500,000	Spokane Scale House Market (Spokane Valley)	\$750,000
Redondo Fishing Pier Replacement Phase 1		Spring Box Replacement/Water (Concrete)	\$450,000
(Des Moines)	\$1,000,000	St. Mary Medical Center (Walla Walla).....	\$75,000
Refugee Welcoming & Healing Center (SeaTac) ...	\$515,000	Stanwood Art Center Design (Stanwood)	\$327,000
Regional Athletic Complex Transformer Upgrade		Stonerose Fossil Center (Republic)	\$721,000
(Olympia)	\$103,000	Storm Upgrades Downtown Phase N2 (Puyallup)..	\$696,000
Regional Water & Sewer Upgrades (Rochester)....	\$250,000	Sue Bird and Lenny Wilkens Statues (Seattle).....	\$412,000
Rejuvenation Community Day Center (Bremerton)	\$200,000	Sultan Basin Park (Sultan)	\$500,000
Remembrance Gallery (Puyallup).....	\$257,000	Sumas Ave Water Pipe Replacement (Sumas)	\$150,000
Renovation and Addition to RP Theater Building		SW WA Agricultural Business (Tenino).....	\$1,250,000
(Richland).....	\$350,000	Swede Hall Renovation Project (Rochester)	\$198,000
Renton Public Square (Renton)	\$1,485,000	Take-A-Break Park Playground (Maple Valley)	\$412,000
Republic Community Library (Republic)	\$183,000	Tam O'Shanter Multi-Purpose Court Fencing and	
Reservoir Capacity & Seismic (Battle Ground)...	\$1,288,000	Lighting (Kelso).....	\$46,000
Ritzville Legion Hall Renovation (Ritzville).....	\$165,000	Taproot Theatre Jewell Mainstage Renovation	
Ritzville Rodeo Bleachers Replacement (Ritzville)	\$194,000	(Seattle).....	\$515,000
Ritzville Theater (Ritzville).....	\$75,000	Tasveer Art Center (Bellevue).....	\$258,000
Rock Creek Horse Park (Ravensdale).....	\$206,000	Tenino Stone Carvers Guild Workshop and Classroom	
Roslyn Old City Hall Community Center (Roslyn) ..	\$77,000	(Tenino).....	\$160,000
Rotary Boys & Girls Clubs HVAC Replacement		Terminal 4 Expansion & Redevelopment Project	
(Seattle).....	\$309,000	(Aberdeen).....	\$3,500,000
Rotary Morrow Community Park (Poulsbo).....	\$100,000	Thun Field - Emergency Response and Meeting Space	
Roy Water Preliminary Design (Roy).....	\$250,000	(Puyallup).....	\$1,000,000
Sail Sand Point (Seattle)	\$258,000	Town of Elmer City Fire Station Improvements	
Sam Chastain Trail (Renton)	\$500,000	(Elmer City)	\$537,000
School Based Health Care Facility (Tacoma).....	\$515,000	Town of Index Water Line Repair and Replacement	
Scott Hill Park & Sports Complex of Woodland		(Index).....	\$628,000
(Woodland).....	\$350,000	Township Hall North & West (Spokane)	\$100,000
Scriber Place Housing for Homeless Students		Tribal Cultural Center & Museum Restoration	
(Lynnwood)	\$2,050,000	(Steilacoom)	\$200,000
Search & Rescue Headquarters Feasibility Study		Tugboat Parthia Pavilion Construction (Olympia) .	\$148,000
(Snoqualmie)	\$103,000	Tukwila Community Center HVAC Replacement	
Seattle Aquarium (Seattle).....	\$3,000,000	(Tukwila).....	\$515,000
Seattle Public Library Holds Pick-Up Locker (Seattle)	\$93,000	Tukwila Immigrant & Refugee Wadajir Land	
Seattle Public Theater Accessibility Upgrades		Acquisition (Tukwila)	\$2,250,000
(Seattle).....	\$77,000	Tulalip Creek Hatchery (Marysville)	\$1,000,000
Security & Access Improvements (Shelton).....	\$250,000	United Way Elevator and Disability Access (Tacoma)	
Sentinel Gap Community Park (Mattawa).....	\$1,000,000	.....	\$129,000
Sewer Pump Station 12 & Force Main (Bellevue)	\$1,030,000	Van Zandt Community Hall Renovation (Deming)	\$502,000
Shelton Day Care & Building Project (Shelton)	\$215,000	Veterans Memorial Balfour Park (Spokane Valley)	\$207,000
Short's Farm Purchase (Chimacum).....	\$1,000,000	VFW Post 2224 Critical Renovations (Puyallup)...	\$206,000
Skagit PUD 10th District Waterlines (Skagit)	\$650,000	Village Theatre's Francis J Gaudette HVAC	
Skagit PUD 39th District Waterline Relocations		Replacement (Issaquah)	\$489,000
(Mt. Vernon).....	\$600,000	Wallace Heights Septic Elimination Program	
Skagit PUD Headquarters Public Meeting Room (Mt.		(Vancouver).....	\$500,000
Vernon).....	\$206,000	Washougal Civic Campus Project (Washougal)..	\$2,000,000
Slavonian Hall (Tacoma)	\$472,000	Washtucna Town Hall (Washtucna)	\$20,000
Snohomish Boys & Girls Club Teen Center		Wastewater Lift Stations (Concrete)	\$450,000
(Snohomish)	\$412,000	Wastewater Treatment Facility & Loss Project	
Snohomish Public Safety & City Services Campus		(Carbonado).....	\$500,000
(Snohomish)	\$700,000	Wastewater Treatment System Upgrades	
Snoqualmie Indian Tribe Consultation (Snoqualmie)	\$150,000	(Long Beach).....	\$340,000
Snoqualmie Valley Youth Center Barn with Storage		Waterfront Organic Soil Removal (Washougal) .	\$2,000,000
(North Bend).....	\$232,000	Weld Seattle Reentry Resource Center (Seattle) .	\$5,000,000
South Seattle Community Food Hub (Seattle).....	\$499,000	Wenatchee Valley Museum Expansion and Redesign	
South Thurston Fire & EMS New Fire Station		(Wenatchee)	\$1,000,000
(Tenino).....	\$3,050,000	Wenatchee Valley YMCA (Wenatchee)	\$1,030,000
South UGA Water and Sewer Extensions (Kennewick)		West Biddle Lake Dam Restoration (Vancouver) ..	\$412,000
.....	\$1,122,000	Whatcom Ag Research Station (Lynden)	\$764,000
South Whidbey Aquatic Wellness Center (Langley)	\$360,000	What-Comm Dispatch Center (Bellingham)	\$1,000,000

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White Bluffs Rail/Rail Replacement (Richland).....	\$1,250,000
White Center Community Hub (Seattle).....	\$1,000,000
White Center Food Bank Renovation (Seattle).....	\$275,000
Wilkeson Infrastructure (Wilkeson).....	\$824,000
Windermere Park Playground (Longview)	\$155,000
WRF Upgrades Solid Side (Yelm).....	\$442,000
Yakama Nation "Creator Law Sculpture" (Roslyn) ..	\$99,000
Yakima Co Fire Emergency Responder Radio System (Yakima).....	\$139,000
Yakima County Fire District 12 Wildfire Response (Yakima).....	\$38,000
Yakima County Meals on Wheels (Union Gap) ..	\$1,000,000
Yakima Trolley Museum (Yakima).....	\$25,000
Youth Assist Program Skills Training Center (Tacoma).....	\$500,000
Youth Emergency Shelter (Longview)	\$250,000
Zillah Park Renovation (Zillah).....	\$300,000

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

Appropriation:

Model Toxics Control Capital Account—State ...	\$3,500,000
State Building Construction Account—State...	\$228,343,000
Subtotal Appropriation	\$231,843,000
Prior Biennia (Expenditures)	\$0
Future Biennia (Projected Costs)	\$912,000,000
TOTAL	\$1,143,843,000

NEW SECTION. Sec. 1026. FOR THE DEPARTMENT OF COMMERCE

2023-25 Dental Capacity Grants (92001393)

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

(1) Funding provided in this section must be used for the construction and equipment directly associated with dental facilities. The funding provided in this section is for projects that are maintained for at least a 10-year period and provide capacity to address unmet patient need and increase efficiency in dental access.

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

CVCH East Wenatchee Dental Clinic (East Wenatchee).....	\$1,850,000
HealthPoint (Seattle).....	\$490,000
Lake Roosevelt Community Health Center (Inchelium)	\$160,000
Lake Roosevelt Community Health Center (Keller).\$	\$80,000
Neighborcare Health (Seattle).....	\$1,800,000
Peninsula Community Health Services (Bremerton)\$	\$495,000
PNWU Dental School (Yakima).....	\$5,000,000
Sea Mar Community Health Center (Tacoma)	\$3,500,000
Seattle Indian Health Board (Seattle).....	\$305,000
Yakima Valley Farm Workers Clinic (Kennewick)\$	\$4,000,000

Appropriation:

State Building Construction Account—State.....	\$17,680,000
Prior Biennia (Expenditures)	\$0
Future Biennia (Projected Costs)	\$70,720,000
TOTAL	\$88,400,000

NEW SECTION. Sec. 1027. FOR THE DEPARTMENT OF COMMERCE

Tribal Climate Adaptation Pass-through Grants (40000421)

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

(1) The appropriation in this section is provided solely for grants to provide tribal assistance to mitigate and adapt to the

effects of climate change, including, but not limited to, supporting relocation for Indian tribes located in areas of heightened risk due to anticipated sea level rise, flooding, or other disturbances caused by climate change. In developing the grant program, the department must collaborate with tribes to determine program parameters for award amounts, distribution, and benchmarks for success. In order to meet the requirements of RCW 70A.65.230(1)(b), tribal applicants are encouraged to include a tribal resolution supporting their request with their application.

(2) \$12,050,000 of the climate commitment account—state appropriation is provided solely for the Quinault Indian nation for the following list of projects:

Architectural Drawings For The Quinault Museum	\$150,000
Marine Climate Change Assessment	\$300,000
Queets Generations Building	\$8,000,000
Queets Village Relocation Planning	\$1,000,000
Taholah Water Tank	\$2,600,000

Appropriation:

Climate Commitment Account—State.....	\$50,000,000
Prior Biennia (Expenditures).....	\$0
Future Biennia (Projected Costs).....	\$151,800,000
TOTAL.....	\$201,800,000

NEW SECTION. Sec. 1028. FOR THE DEPARTMENT OF COMMERCE

2023-25 Community Relief (40000556)

The appropriation in this section is subject to the following conditions and limitations: \$1,000,000 of the state taxable building construction account—appropriation in this section is provided solely for the department to contract with the communities of concern commission for development of a list of community-led capital projects that serve underserved communities. Eligible expenses include costs incurred by the communities of concern commission in conducting outreach, developing an application process, providing technical assistance, assisting project proponents with project readiness, and assisting the department with identifying barriers faced in accessing capital grant programs. The communities of concern commission must provide a report to the house capital budget committee and the senate ways and means committee that describes the transparency of their process to develop the list and how the \$1,000,000 was spent by December 1, 2023. The department may submit a list of identified projects prepared by the communities of concern commission to the governor and fiscal committees of the legislature for consideration for funding in the 2024 supplemental capital budget.

Appropriation:

State Taxable Building Construction Account— State.....	\$1,000,000
Prior Biennia (Expenditures).....	\$0
Future Biennia (Projected Costs).....	\$4,000,000
TOTAL.....	\$5,000,000

NEW SECTION. Sec. 1029. FOR THE DEPARTMENT OF COMMERCE

DOE Hydrogen Hub -State Match (40000561)

The appropriation in this section is subject to the following conditions and limitations: The appropriation in this section is provided solely for state match for the Pacific Northwest hydrogen association application, supported by the department, for a United States department of energy hydrogen hub grant.

Appropriation:

Climate Commitment Account—State	\$20,000,000
Prior Biennia (Expenditures).....	\$0
Future Biennia (Projected Costs).....	\$0
TOTAL.....	\$20,000,000

NEW SECTION. Sec. 1030. FOR THE DEPARTMENT

OF COMMERCE

Home Efficiency Rebates Program (40000564)	
Appropriation:	
General Fund—Federal.....	\$83,200,000
Prior Biennia (Expenditures)	\$0
Future Biennia (Projected Costs)	\$0
TOTAL	\$83,200,000

NEW SECTION. Sec. 1031. FOR THE DEPARTMENT OF COMMERCE

Housing Finance Commission Land Acquisition Program (40000568)

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

(1) \$28,000,000 of the capital community assistance account—state appropriation in this section is provided solely for the housing finance commission land acquisition program to assist eligible organizations purchase land for affordable rental or homeownership housing developments serving low-income households.

(a) In addition to affordable housing, facilities intended to provide supportive services to affordable housing residents and low-income households in the nearby community may be developed on the land.

(b) Priority must be given to projects serving households whose adjusted income is at or below 50 percent of the median family income for the county where the project is located.

(c) For purposes of this section, the following definitions apply:

(i) "Eligible organizations" has the same meaning as in RCW 43.185A.040.

(ii) "Low-income household" has the same meaning as in RCW 43.185A.010.

(2) The department must work with the housing finance commission and provide the governor and the appropriate committees of the legislature with a progress report by November 1, 2024. The report must include:

(a) The total number of applications and amount of funding requested; and

(b) A list and description of the projects approved for funding, including project location.

Appropriation:

Capital Community Assistance Account—State	\$38,623,000
State Building Construction Account—State.....	\$1,377,000
Subtotal Appropriation	\$40,000,000
Prior Biennia (Expenditures)	\$0
Future Biennia (Projected Costs)	\$0
TOTAL	\$40,000,000

NEW SECTION. Sec. 1032. FOR THE DEPARTMENT OF COMMERCE

2023-25 Defense Community Compatibility Projects (40000572)

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

City of Lakewood, McChord North Clear Zone (Lakewood).....	\$900,000
Compatible Lands Foundation, Fairchild REPI Easement Acquisition (Spokane).....	\$2,500,000
Crescent Elementary (Oak Harbor).....	\$13,600,000
Lakewood Water District, Water Well (K-3, G-4) (Lakewood).....	\$1,860,000
Oak Harbor Early Learning Center (Oak Harbor)	\$13,900,000
Quincy Square Civic Improvements (Bremerton)	\$1,750,000
Whidbey Camano Land Trust, Keystone Preserve (Greenbank).....	\$1,300,000

Appropriation:

State Building Construction Account—State	\$35,810,000
Prior Biennia (Expenditures).....	\$0
Future Biennia (Projected Costs).....	\$48,800,000
TOTAL.....	\$84,610,000

NEW SECTION. Sec. 1033. FOR THE DEPARTMENT OF COMMERCE

Rising Strong Project Grant Pass Through (40000576)

The appropriation in this section is subject to the following conditions and limitations: The appropriation in this section is provided solely for the rising strong project to construct supportive transitional housing to support no fewer than 24 households in western Washington to receive comprehensive family services as well as treatment for substance use disorders while preserving the family unit.

Appropriation:

State Building Construction Account—State	\$13,356,000
Prior Biennia (Expenditures).....	\$0
Future Biennia (Projected Costs).....	\$0
TOTAL.....	\$13,356,000

NEW SECTION. Sec. 1034. FOR THE DEPARTMENT OF COMMERCE

Reducing Emissions in Hard-to-Decarbonize Sectors Program (40000577)

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

(1) The appropriation in this section is provided solely for the department to administer a grant program for greenhouse gas emissions reduction strategies for hard to decarbonize sectors, including industry, aviation, and maritime.

(2) Grant awards may be used only to achieve near-term greenhouse gas emissions reductions in eligible sectors beyond what would have been achieved under business as usual. The grant program must prioritize projects that improve compliance with state greenhouse gas reduction policies including, but not limited to, the cap and invest program, the clean fuel standard, and the hydrofluorocarbon phasedown. Projects may include efficiency and process improvements. Awards per applicant may not exceed 15 percent of available funding. The department may require that applicants provide nonstate matching funds.

(3) Up to \$250,000 of the appropriation in this section is for the department to provide facilitation and consultation to eligible facilities to help them identify, plan, and implement near-term strategies to achieve reductions in the facility's greenhouse gas emissions. The department may also consult with eligible facilities to develop a long-term strategy for industrial decarbonization and emissions reduction.

(4) Up to \$324,000 of the appropriation provided in this section is for the department to develop a process, in consultation with Washington department of transportation, to select projects to advance the research, development, or manufacturing of sustainable aviation.

(5) Up to 5 percent of the appropriation in this section is for the department to administer the reducing emissions in hard-to-decarbonize sectors program, including, but not limited to, providing technical assistance, managing contracts, reporting, and providing assistance in the planning and implementation process.

(6) A minimum of 40 percent of the appropriation must be spent for projects that benefit vulnerable populations in overburdened communities as defined in RCW 70A.65.010.

Appropriation:

Climate Commitment Account—State.....	\$20,000,000
Prior Biennia (Expenditures).....	\$0
Future Biennia (Projected Costs).....	\$80,000,000
TOTAL.....	\$100,000,000

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NEW SECTION. Sec. 1035. FOR THE DEPARTMENT OF COMMERCE

Local Emission Reduction Projects (91002184)

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

(1) The appropriations in this section are provided solely for the following list of projects:

C6 Forest to Farm Biochar Pilot Plant (Leavenworth)	\$1,425,000
Great Northern School District HVAC Installation (Spokane).....	\$1,613,000
Hydrogen Storage & Fuel Cell for Peak Shaving (Okanogan)	\$1,648,000
Meydenbauer Center Energy Efficiency (Bellevue)	\$6,000,000
Outdoor Fields LED Retrofit and Solar Installation (Tukwila).....	\$500,000
Process Water Reuse Facility (Pasco).....	\$5,050,000
Small Faces Preschool HVAC Upgrades (Seattle)	.\$435,000
Waterfront Low Carbon District Energy System (Bellingham).....	\$100,000

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

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

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

Appropriation:

Climate Commitment Account—State	\$15,346,000
Natural Climate Solutions Account—State	\$1,425,000
Subtotal Appropriation	\$16,771,000
Prior Biennia (Expenditures)	\$0
Future Biennia (Projected Costs)	\$0
TOTAL	\$16,771,000

NEW SECTION. Sec. 1036. FOR THE DEPARTMENT OF COMMERCE

2023-25 Rural Rehabilitation Grant Program (91002195)

Appropriation:

State Building Construction Account—State.....	\$6,000,000
Prior Biennia (Expenditures)	\$0
Future Biennia (Projected Costs)	\$24,000,000
TOTAL	\$30,000,000

NEW SECTION. Sec. 1037. FOR THE DEPARTMENT OF COMMERCE

Broadband Study (91002196)

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

(1) The appropriation in this section is provided solely for the state broadband office to study and report on the feasibility of increasing broadband access in unserved and underserved areas

of the state through low-orbit satellite networks. The study must evaluate factors such as unique topography, lack of population density, remote location, and other considerations related to cost-effective broadband service delivery. The study must include, at a minimum:

(a) A comparison of the estimated costs of satellite network build-out with the design and construction costs of other broadband service infrastructure types such as fiber optic and wireless technologies in unique geographic areas; and

(b) Identification of areas not prioritized for federal support in the five-year action plan submitted by the office in accordance with the broadband equity, access, and deployment program funded under P.L. 117-58 (infrastructure investment and jobs act) and recommendations for how to improve broadband service in those areas.

(2) The office must report findings and recommendations resulting from the study to the governor and the appropriate committees of the legislature by December 1, 2023.

Appropriation:

State Building Construction Account—State	\$75,000
Prior Biennia (Expenditures)	\$0
Future Biennia (Projected Costs).....	\$0
TOTAL.....	\$75,000

NEW SECTION. Sec. 1038. FOR THE DEPARTMENT OF COMMERCE

Public Facility Improvement Fund (92001367)

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

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

Bellingham: Joe Martin Stadium.....	\$700,000
Everett School District: Everett Memorial Stadium	\$7,400,000
Lower Columbia College: David Story Field	\$1,300,000
Pasco: Gesa Stadium	\$3,000,000
Port Angeles: Civic Field	\$600,000
Ridgefield: Ridgefield Outdoor Recreational Complex	\$450,000
Spokane County: Avista Stadium.....	\$5,800,000
Tacoma: Cheney Stadium	\$3,000,000
Walla Walla: Borleske Stadium	\$525,000
Wenatchee Valley College: Paul Thomas Sr. Field	\$700,000
Yakima County: Yakima County Stadium	\$525,000

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

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

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

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

on state of Washington general obligation bonds issued most closely to the date of authorization of the grant.

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

Appropriation:

State Building Construction Account—State.....	\$360,000
Youth Athletic Facility Account—State.....	\$24,000,000
Subtotal Appropriation.....	\$24,360,000
Prior Biennia (Expenditures).....	\$0
Future Biennia (Projected Costs).....	\$0
TOTAL.....	\$24,360,000

NEW SECTION. Sec. 1039. FOR THE DEPARTMENT OF COMMERCE

2023-25 Landlord Mitigation Account (92001419)

The appropriation in this section is subject to the following conditions and limitations: \$5,000,000 of the state taxable building construction account—state appropriation is provided solely for deposit in the landlord mitigation program account.

Appropriation:

State Taxable Building Construction Account—	
State.....	\$5,000,000
Prior Biennia (Expenditures).....	\$0
Future Biennia (Projected Costs).....	\$20,000,000
TOTAL.....	\$25,000,000

NEW SECTION. Sec. 1040. FOR THE DEPARTMENT OF COMMERCE

Large Scale Solar Innovation Projects (92001669)

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

(1) \$20,000,000 of the appropriation in this section is provided solely for the Yakama Nation Solar project.

(2) \$19,000,000 of the appropriation in this section is provided solely for a competitive grant program for large scale solar innovation projects.

Appropriation:

Climate Commitment Account—State.....	\$39,000,000
Prior Biennia (Expenditures).....	\$0
Future Biennia (Projected Costs).....	\$0
TOTAL.....	\$39,000,000

NEW SECTION. Sec. 1041. FOR THE DEPARTMENT OF COMMERCE

Public Utilities Relocation (91002418)

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

(1) The appropriation in this section is provided solely for the public works board to enter into a professional services contract for the purpose of estimating the cost to local governments and special purpose districts for relocating publicly owned utility infrastructure due to state-funded fish barrier removal projects associated with roads and highways. The public works board shall consult with the department of transportation, the Brian Abbott fish barrier removal board, the transportation improvement board, the county road administration board, the department of fish and wildlife, the interagency, multijurisdictional system improvement team established in RCW 43.155.150, the municipal research and services center, the department of commerce, and other agencies as necessary, to evaluate the financial impact to local governments and special purpose districts.

(2) The public works board shall report to the governor and the appropriate fiscal committees of the legislature by November 1, 2024, the results of the evaluation, including the estimated:

(a) Number of state and locally owned fish barriers remaining to be corrected;

(b) Number of fish barriers that may require relocation of

publicly owned utilities; and

(c) Costs for relocation of publicly owned utilities due to removal of fish barriers along local or state roads and highways.

Appropriation:

Public Works Assistance Account—State.....	\$300,000
Prior Biennia (Expenditures).....	\$0
Future Biennia (Projected Costs).....	\$0
TOTAL.....	\$300,000

NEW SECTION. Sec. 1042. FOR THE DEPARTMENT OF COMMERCE

Port of Everett (92001364)

The appropriation in this section is subject to the following conditions and limitations: To be eligible to receive state funds under this section, the port must first adopt a policy that requires vessels that dock at the port facility to use shore power if such vessel is capable of using such power when such power is available at the port facility.

Appropriation:

Climate Commitment Account—State.....	\$5,000,000
Prior Biennia (Expenditures).....	\$0
Future Biennia (Projected Costs).....	\$0
TOTAL.....	\$5,000,000

NEW SECTION. Sec. 1043. FOR THE OFFICE OF FINANCIAL MANAGEMENT

Emergency Repairs (40000005)

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

(1) Emergency repair funding is provided solely to address unexpected building or grounds failures that will impact public health and safety and the day-to-day operations of the facility. To be eligible for funds from the emergency repair pool, a request letter for emergency funding signed by the affected agency director must be submitted to the office of financial management and the appropriate legislative fiscal committees. The request must include a statement describing the health and safety hazard and impacts to facility operations, the possible cause, the proposed scope of emergency repair work and related cost estimate, and identification of other funding that may be applied to the project.

(2) For emergencies occurring during a legislative session, an agency must notify the legislative fiscal committees before requesting emergency funds from the office of financial management.

(3) The office of financial management must notify the legislative evaluation and accountability program committee and the legislative fiscal committees as emergency projects are approved for funding and include what funded level was approved.

Appropriation:

State Building Construction Account—State.....	\$4,000,000
Prior Biennia (Expenditures).....	\$0
Future Biennia (Projected Costs).....	\$16,000,000
TOTAL.....	\$20,000,000

NEW SECTION. Sec. 1044. FOR THE DEPARTMENT OF ENTERPRISE SERVICES

Elevator Modernization (30000786)

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

(1) The reappropriations are subject to the provisions of section 1075, chapter 413, Laws of 2019.

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

Plaza Garage, Elevator #4.....	\$1,417,000
Insurance - Elevator No. 1.....	\$932,000
Leg - Elevator No. 5.....	\$2,229,000

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Leg - Elevator No. 6	\$2,229,000
TOJ - Elevator No. 1	\$886,000
Reappropriation:	
State Building Construction Account—State.....	\$1,316,000
Thurston County Capital Facilities Account—State	\$1,229,000
Subtotal Reappropriation	\$2,545,000
Appropriation:	
Capitol Building Construction Account—State...	\$7,693,000
Prior Biennia (Expenditures)	\$1,846,000
Future Biennia (Projected Costs)	\$0
TOTAL	\$12,084,000

NEW SECTION. Sec. 1045. FOR THE DEPARTMENT OF ENTERPRISE SERVICES

Capitol Campus Security & Safety Enhancements (40000226)

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

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

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

Capitol Campus Access Controls - Exterior Doors	\$1,000,000
Executive Residence Video Surveillance and Lighting Improvements	\$540,000
Wedge Barriers - Syd Snyder & Water Street.....	\$1,570,000

Reappropriation:
State Building Construction Account—State..... \$5,135,000

Appropriation:	
State Building Construction Account—State.....	\$3,110,000
Prior Biennia (Expenditures)	\$922,000
Future Biennia (Projected Costs)	\$11,682,000
TOTAL	\$20,849,000

NEW SECTION. Sec. 1046. FOR THE DEPARTMENT OF ENTERPRISE SERVICES

Facility Professional Services Staffing (40000244)

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

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

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

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

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

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

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

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

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

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

Appropriation:	
State Building Construction Account—State.....	\$23,951,000
Prior Biennia (Expenditures)	\$0
Future Biennia (Projected Costs)	\$95,804,000

TOTAL.....	\$119,755,000
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NEW SECTION. Sec. 1047. FOR THE DEPARTMENT OF ENTERPRISE SERVICES

Campus - Critical Fire System Upgrades (40000245)

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

Appropriation:	
State Building Construction Account—State	\$1,020,000
Prior Biennia (Expenditures)	\$0
Future Biennia (Projected Costs).....	\$8,000,000
TOTAL.....	\$9,020,000

NEW SECTION. Sec. 1048. FOR THE DEPARTMENT OF ENTERPRISE SERVICES

B&G Maintenance Facility - Rebuild (40000247)

Appropriation:	
Thurston County Capital Facilities Account—State	\$5,582,000
Prior Biennia (Expenditures).....	\$0
Future Biennia (Projected Costs).....	\$0
TOTAL.....	\$5,582,000

NEW SECTION. Sec. 1049. FOR THE DEPARTMENT OF ENTERPRISE SERVICES

NRB - Replace Piping for Wet Fire Suppression (40000249)

Appropriation:	
State Building Construction Account—State	\$250,000
Prior Biennia (Expenditures).....	\$0
Future Biennia (Projected Costs).....	\$9,876,000
TOTAL.....	\$10,126,000

NEW SECTION. Sec. 1050. FOR THE DEPARTMENT OF ENTERPRISE SERVICES

2023-25 Statewide Minor Works - Preservation (40000250)

Appropriation:	
Thurston County Capital Facilities Account—State	\$2,141,000
Prior Biennia (Expenditures).....	\$0
Future Biennia (Projected Costs).....	\$8,564,000
TOTAL.....	\$10,705,000

NEW SECTION. Sec. 1051. FOR THE DEPARTMENT OF ENTERPRISE SERVICES

2023-25 Statewide Minor Works - Programmatic (40000305)

Appropriation:	
Capitol Building Construction Account—State	\$474,000
Thurston County Capital Facilities Account—State	\$162,000
Subtotal Appropriation	\$636,000
Prior Biennia (Expenditures).....	\$0
Future Biennia (Projected Costs).....	\$2,544,000
TOTAL.....	\$3,180,000

NEW SECTION. Sec. 1052. FOR THE DEPARTMENT OF ENTERPRISE SERVICES

Modular Building - Critical Repairs & Upgrades (40000314)

Appropriation:	
State Building Construction Account—State	\$2,850,000
Prior Biennia (Expenditures).....	\$0
Future Biennia (Projected Costs).....	\$27,268,000
TOTAL.....	\$30,118,000

NEW SECTION. Sec. 1053. FOR THE DEPARTMENT OF ENTERPRISE SERVICES

GA - Building Demolition (40000317)

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

(1) \$4,300,000 of the state building construction account—state appropriation is provided solely for design and preparation

activities to demolish the general administration building on the capitol campus. At a minimum, the department shall provide a plan, including recommended timeline and costs, for:

- (a) Capping of all utilities to the site;
- (b) Completion of an asbestos survey;
- (c) Preparation of the building for demolition;
- (d) Evaluation of stabilizing the hillside; and
- (e) Construction of a parking lot or other uses consistent with the capitol campus on the site of the demolished building.

(2) The department must submit the design to the appropriate committees of the legislature by June 30, 2024.

Appropriation:

State Building Construction Account—State.....	\$4,300,000
Prior Biennia (Expenditures)	\$0
Future Biennia (Projected Costs)	\$14,198,000
TOTAL	\$18,498,000

NEW SECTION. Sec. 1054. FOR THE DEPARTMENT OF ENTERPRISE SERVICES

Washington Building (40000331)

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

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

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

Appropriation:

Climate Commitment Account—State	\$2,801,000
State Building Construction Account—State.....	\$2,200,000
Subtotal Appropriation	\$5,001,000
Prior Biennia (Expenditures)	\$0
Future Biennia (Projected Costs)	\$0
TOTAL	\$5,001,000

NEW SECTION. Sec. 1055. FOR THE DEPARTMENT OF ENTERPRISE SERVICES

Old Cap - Roof Replacement (40000338)

Appropriation:

Thurston County Capital Facilities Account—State	\$1,474,000
Prior Biennia (Expenditures)	\$0
Future Biennia (Projected Costs)	\$5,579,000
TOTAL	\$7,053,000

NEW SECTION. Sec. 1056. FOR THE DEPARTMENT OF ENTERPRISE SERVICES

Legislative Building Centennial Skylights (40000340)

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

(1) The appropriations in this section are provided solely for design and the beginning of construction for the restoration of the legislative skylight systems located above the chambers of the house of representatives and the senate, to include work on each bronze ceiling laylight, skylight attic, roof and skylight system, and chamber acoustics.

(2) The legislature intends to provide funding in the amount of \$7,271,000 over the course of the 2023-2025, 2025-2027, and 2027-2029 fiscal biennia for construction of the legislative skylight system with completion in time for the legislative building's centennial in 2028. Pursuant to RCW 43.88.130, the department is authorized to enter into a multibiennium contract for the construction of the skylight system. Nothing in this section authorizes the agency to make an expenditure without an appropriation.

Appropriation:

Capitol Building Construction Account—State...	\$1,348,000
Thurston County Capital Facilities Account—State	\$1,348,000

Subtotal Appropriation	\$2,696,000
Prior Biennia (Expenditures).....	\$0
Future Biennia (Projected Costs).....	\$4,575,000
TOTAL.....	\$7,271,000

NEW SECTION. Sec. 1057. FOR THE DEPARTMENT OF ENTERPRISE SERVICES

Capitol Campus Emergency Generator Replacement (40000393)

Appropriation:

State Building Construction Account—State	\$854,000
Prior Biennia (Expenditures).....	\$0
Future Biennia (Projected Costs).....	\$1,161,000
TOTAL.....	\$2,015,000

NEW SECTION. Sec. 1058. FOR THE DEPARTMENT OF ENTERPRISE SERVICES

Legislative Building Cleaning (40000400)

Appropriation:

Capitol Building Construction Account—State ..	\$1,970,000
Prior Biennia (Expenditures).....	\$0
Future Biennia (Projected Costs).....	\$5,708,000
TOTAL.....	\$7,678,000

NEW SECTION. Sec. 1059. FOR THE DEPARTMENT OF ENTERPRISE SERVICES

HB 1390 - District Energy Systems (91000449)

Appropriation:

Climate Commitment Account—State.....	\$450,000
Prior Biennia (Expenditures).....	\$0
Future Biennia (Projected Costs).....	\$0
TOTAL.....	\$450,000

NEW SECTION. Sec. 1060. FOR THE DEPARTMENT OF ENTERPRISE SERVICES

2023-25 Capitol Campus Security (91000450)

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

(1) The state building construction account—state appropriation is provided solely for the following list of projects:

Campus - Barrier Protection Predesign	\$418,000
Campus - Physical Access Control (Re-Key Locksets)	\$200,000

Campus - Vehicle Access Control.....	\$601,000
Mansion - Enhancements & Security Improvements - Guard Posts	\$1,660,000

(2) The capitol building construction account—state appropriation is provided solely for the following list of projects:

Campus - Duress System Replacement	\$120,000
Campus - Redundant Fiber Optic Pathway	\$376,000

Appropriation:

Capitol Building Construction Account—State	\$496,000
State Building Construction Account—State	\$2,879,000
Subtotal Appropriation	\$3,375,000
Prior Biennia (Expenditures).....	\$0
Future Biennia (Projected Costs).....	\$499,000
TOTAL.....	\$3,874,000

NEW SECTION. Sec. 1061. FOR THE DEPARTMENT OF ENTERPRISE SERVICES

Legislative Campus Modernization (92000020)

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

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

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

(3) All appropriations must be coded and tracked as separate

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discrete subprojects in the agency financial reporting system.

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

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

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

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

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

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

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

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

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

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

Reappropriation:

State Building Construction Account—State.....\$72,346,000
Thurston County Capital Facilities Account—State\$2,665,000
Subtotal Reappropriation \$75,011,000

Appropriation:

State Building Construction Account—State... \$112,616,000
Prior Biennia (Expenditures) \$14,925,000
Future Biennia (Projected Costs) \$49,504,000
TOTAL \$252,056,000

NEW SECTION. Sec. 1062. FOR THE DEPARTMENT OF ENTERPRISE SERVICES

Temple of Justice HVAC, Lighting & Water Systems (92000040)

Reappropriation:

State Building Construction Account—State.....\$25,410,000

Appropriation:

Capitol Building Construction Account—State...\$4,007,000
Prior Biennia (Expenditures) \$4,590,000
Future Biennia (Projected Costs) \$0
TOTAL \$34,007,000

NEW SECTION. Sec. 1063. FOR THE MILITARY

DEPARTMENT

Joint Force Readiness Center: Replacement (30000591)

Reappropriation:

State Building Construction Account—State \$144,000

Appropriation:

General Fund—Federal \$42,000,000
State Building Construction Account—State \$12,000,000
Subtotal Appropriation \$54,000,000
Prior Biennia (Expenditures)..... \$156,000
Future Biennia (Projected Costs)..... \$22,000,000
TOTAL..... \$76,300,000

NEW SECTION. Sec. 1064. FOR THE MILITARY

DEPARTMENT

King County Area Readiness Center (30000592)

The appropriations in this section are subject to the following conditions and limitations: The reappropriation is subject to the provisions of section 1093, chapter 413, Laws of 2019.

Reappropriation:

State Building Construction Account—State \$569,000

Appropriation:

State Building Construction Account—State \$6,000,000
Prior Biennia (Expenditures)..... \$6,486,000
Future Biennia (Projected Costs)..... \$6,000,000
TOTAL..... \$19,055,000

NEW SECTION. Sec. 1065. FOR THE MILITARY

DEPARTMENT

Tri-Cities Readiness Center (30000808)

Reappropriation:

General Fund—Federal \$1,421,000
Military Department Capital Account—State \$204,000
State Building Construction Account—State \$265,000
Subtotal Reappropriation..... \$1,890,000

Appropriation:

General Fund—Federal \$2,000,000
State Building Construction Account—State \$944,000
Subtotal Appropriation \$2,944,000
Prior Biennia (Expenditures)..... \$16,010,000
Future Biennia (Projected Costs)..... \$0
TOTAL..... \$20,844,000

NEW SECTION. Sec. 1066. FOR THE MILITARY

DEPARTMENT

Snohomish Readiness Center (30000930)

Reappropriation:

General Fund—Federal \$3,872,000
State Building Construction Account—State \$1,406,000
Subtotal Reappropriation..... \$5,278,000

Appropriation:

General Fund—Federal \$2,196,000
State Building Construction Account—State \$1,707,000
Subtotal Appropriation \$3,903,000
Prior Biennia (Expenditures)..... \$637,000
Future Biennia (Projected Costs)..... \$0
TOTAL..... \$9,818,000

NEW SECTION. Sec. 1067. FOR THE MILITARY

DEPARTMENT

Field Maintenance Shop Addition-Sedro Woolley FMS (40000104)

Reappropriation:

General Fund—Federal \$1,373,000

Appropriation:

General Fund—Federal \$874,000
Prior Biennia (Expenditures)..... \$3,000
Future Biennia (Projected Costs)..... \$0
TOTAL..... \$2,250,000

NEW SECTION. Sec. 1068. FOR THE MILITARY

DEPARTMENT

Camp Murray Bldg 47 and 48 Barracks Replacement (40000190)

Reappropriation:
 General Fund—Federal.....\$1,976,000
 Appropriation:
 General Fund—Federal.....\$853,000
 Prior Biennia (Expenditures).....\$171,000
 Future Biennia (Projected Costs).....\$0
 TOTAL.....\$3,000,000

NEW SECTION. Sec. 1069. FOR THE MILITARY

DEPARTMENT

Camp Murray Bldg 65 Barracks Replacement (40000191)

Reappropriation:
 General Fund—Federal.....\$2,051,000
 Appropriation:
 General Fund—Federal.....\$764,000
 Prior Biennia (Expenditures).....\$185,000
 Future Biennia (Projected Costs).....\$0
 TOTAL.....\$3,000,000

NEW SECTION. Sec. 1070. FOR THE MILITARY

DEPARTMENT

Camp Murray Bldg 34 Renovation (40000192)

Appropriation:
 General Fund—Federal.....\$4,915,000
 State Building Construction Account—State.....\$3,425,000
 Subtotal Appropriation.....\$8,340,000
 Prior Biennia (Expenditures).....\$0
 Future Biennia (Projected Costs).....\$0
 TOTAL.....\$8,340,000

NEW SECTION. Sec. 1071. FOR THE MILITARY

DEPARTMENT

Moses Lake Readiness Center Renovation (40000194)

Appropriation:
 General Fund—Federal.....\$3,080,000
 State Building Construction Account—State.....\$2,462,000
 Subtotal Appropriation.....\$5,542,000
 Prior Biennia (Expenditures).....\$0
 Future Biennia (Projected Costs).....\$0
 TOTAL.....\$5,542,000

NEW SECTION. Sec. 1072. FOR THE MILITARY

DEPARTMENT

JBLM Non-Organizational (POV) Parking Expansion (40000196)

Reappropriation:
 General Fund—Federal.....\$1,210,000
 Appropriation:
 General Fund—Federal.....\$650,000
 Prior Biennia (Expenditures).....\$35,000
 Future Biennia (Projected Costs).....\$0
 TOTAL.....\$1,895,000

NEW SECTION. Sec. 1073. FOR THE MILITARY

DEPARTMENT

Minor Works Program 2023-25 Biennium (40000274)

Appropriation:
 General Fund—Federal.....\$7,764,000
 State Building Construction Account—State.....\$4,721,000
 Subtotal Appropriation.....\$12,485,000
 Prior Biennia (Expenditures).....\$0
 Future Biennia (Projected Costs).....\$49,940,000
 TOTAL.....\$62,425,000

NEW SECTION. Sec. 1074. FOR THE MILITARY

DEPARTMENT

WA Army National Guard Vehicle Storage Buildings (40000290)

Appropriation:

General Fund—Federal.....\$11,450,000
 State Building Construction Account—State.....\$750,000
 Subtotal Appropriation.....\$12,200,000
 Prior Biennia (Expenditures).....\$0
 Future Biennia (Projected Costs).....\$1,960,000
 TOTAL.....\$14,160,000

NEW SECTION. Sec. 1075. FOR THE MILITARY

DEPARTMENT

Yakima Training Center 951 Renovation (40000297)

Appropriation:
 General Fund—Federal.....\$3,060,000
 Prior Biennia (Expenditures).....\$0
 Future Biennia (Projected Costs).....\$0
 TOTAL.....\$3,060,000

NEW SECTION. Sec. 1076. FOR THE MILITARY

DEPARTMENT

Central Building Automation System for National Guard Buildings (40000298)

Appropriation:
 General Fund—Federal.....\$2,227,000
 Prior Biennia (Expenditures).....\$0
 Future Biennia (Projected Costs).....\$0
 TOTAL.....\$2,227,000

NEW SECTION. Sec. 1077. FOR THE MILITARY

DEPARTMENT

Spokane Readiness Center IT Infrastructure Upgrade (40000300)

Appropriation:
 General Fund—Federal.....\$1,241,000
 State Building Construction Account—State.....\$609,000
 Subtotal Appropriation.....\$1,850,000
 Prior Biennia (Expenditures).....\$0
 Future Biennia (Projected Costs).....\$0
 TOTAL.....\$1,850,000

NEW SECTION. Sec. 1078. FOR THE MILITARY

DEPARTMENT

Minor Works Preservation 2023-25 Biennium (40000301)

Appropriation:
 General Fund—Federal.....\$3,971,000
 State Building Construction Account—State.....\$3,479,000
 Subtotal Appropriation.....\$7,450,000
 Prior Biennia (Expenditures).....\$0
 Future Biennia (Projected Costs).....\$29,800,000
 TOTAL.....\$37,250,000

NEW SECTION. Sec. 1079. FOR THE MILITARY

DEPARTMENT

Wenatchee Army National Guard Aviation Support Facility (40000305)

Appropriation:
 Military Department Capital Account—State.....\$3,500,000
 Prior Biennia (Expenditures).....\$0
 Future Biennia (Projected Costs).....\$76,700,000
 TOTAL.....\$80,200,000

NEW SECTION. Sec. 1080. FOR THE MILITARY

DEPARTMENT

Kent Readiness Center Water Damage Repairs (40000311)

Appropriation:
 General Fund—Federal.....\$1,707,000
 State Building Construction Account—State.....\$569,000
 Subtotal Appropriation.....\$2,276,000
 Prior Biennia (Expenditures).....\$0
 Future Biennia (Projected Costs).....\$0
 TOTAL.....\$2,276,000

NEW SECTION. Sec. 1081. FOR THE MILITARY

ONE HUNDRED FOURTH DAY, APRIL 22, 2023

DEPARTMENT

Yakima Training Center Army NG Combat Fitness Training Facility (40000314)

Appropriation:

General Fund—Federal.....	\$600,000
Prior Biennia (Expenditures)	\$0
Future Biennia (Projected Costs)	\$6,000,000
TOTAL	\$6,600,000

NEW SECTION. Sec. 1082. FOR THE DEPARTMENT OF ARCHAEOLOGY AND HISTORIC PRESERVATION

2023-25 Historic County Courthouse Rehabilitation Grant Program (40000015)

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

Douglas County Courthouse.....	\$400,000
Grant County Courthouse	\$250,000
Grays Harbor County Courthouse	\$225,000
Klickitat County Courthouse	\$585,000
Lewis County Courthouse	\$120,000
Okanogan County Courthouse.....	\$670,000
Stevens County Courthouse.....	\$97,000
Yakima County Courthouse.....	\$815,000

Appropriation:

State Building Construction Account—State.....	\$3,162,000
Prior Biennia (Expenditures)	\$0
Future Biennia (Projected Costs)	\$12,648,000
TOTAL	\$15,810,000

NEW SECTION. Sec. 1083. FOR THE DEPARTMENT OF ARCHAEOLOGY AND HISTORIC PRESERVATION

2023-25 Historic Cemetery Grant Program (40000016)

Appropriation:

State Building Construction Account—State.....	\$515,000
Prior Biennia (Expenditures)	\$0
Future Biennia (Projected Costs)	\$2,060,000
TOTAL	\$2,575,000

NEW SECTION. Sec. 1084. FOR THE DEPARTMENT OF ARCHAEOLOGY AND HISTORIC PRESERVATION

2023-25 Historic Theater Capital Grant Program (40000017)

The appropriation in this section is subject to the following conditions and limitations: The appropriation provided in this section is intended to fund activities that preserve the historic character of theaters and not maintenance and upkeep.

Appropriation:

State Building Construction Account—State.....	\$515,000
Prior Biennia (Expenditures)	\$0
Future Biennia (Projected Costs)	\$2,060,000
TOTAL	\$2,575,000

NEW SECTION. Sec. 1085. FOR THE DEPARTMENT OF ARCHAEOLOGY AND HISTORIC PRESERVATION

2023-25 Heritage Barn Grant Program (40000018)

Appropriation:

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

PART 2

HUMAN SERVICES

NEW SECTION. Sec. 2001. FOR THE CRIMINAL JUSTICE TRAINING COMMISSION

Omnibus Minor Works (40000017)

Appropriation:

State Building Construction Account—State.....	\$356,000
Prior Biennia (Expenditures)	\$0
Future Biennia (Projected Costs)	\$1,424,000

TOTAL..... \$1,780,000

NEW SECTION. Sec. 2002. FOR THE CRIMINAL JUSTICE TRAINING COMMISSION

Criminal Justice Training Facilities (40000019)

The appropriation in this section is subject to the following conditions and limitations: The appropriation in this section is provided solely to fund a predesign for a criminal justice training facility or facilities to serve the training needs of the commission.

(1) The predesign must include an option for renovation of the Burien campus that:

(a) Assesses the current condition of each building on campus, including an evaluation of major mechanical systems, building envelope, roofing, and energy upgrades.

(b) Assesses the viability of renovating each building on campus to meet the training needs of the commission and recommends whether each building should be renovated, demolished, or rebuilt.

(c) Recommends the placement and construction of any new buildings or structures on campus, which may include repurposing of the track, to meet the demands of the commission.

(d) Prioritizes each of the recommendations in subsections (b) and (c) of this section including a justification, estimated time of construction, and cost for each.

(e) Recommends mechanisms that will enable the commission to maintain training capacity during the course of construction. In addition to phased construction, recommendations may include the use of temporary modular buildings on the Burien campus or the use of leased space.

(2) As part of the predesign process, the commission must:

(a) Address the extent to which regional training centers will be used as a long-term delivery mechanism to deliver trainings around the state. The commission must include information regarding the current or proposed training location; facilities available or proposed to be provided at the regional location; type and target number of classes and students; and the cost or anticipated cost of the facilities; and

(b) Collaborate with the department of corrections and the Washington state patrol to identify and evaluate options for colocating training facilities and maximizing efficiencies in space usage. The commission shall consider where cost efficiencies and mutually beneficial shared arrangements for training could occur, including the possibility of a regional training facility or expanded tactical training at the Washington state patrol academy in Shelton. Any capital budget requests submitted by the commission for the 2024 supplemental capital budget or the 2025-2027 biennial capital budget that are related to the design, renovation, or construction of training facilities must include a discussion of the colocation options considered.

(3) The commission shall submit a plan for consideration in the 2025-2027 biennial budget cycle that includes a phased construction schedule over the next two or three biennia with a target total budget for the commission of \$100,000,000.

Appropriation:

State Building Construction Account—State	\$500,000
Prior Biennia (Expenditures).....	\$0
Future Biennia (Projected Costs).....	\$100,000,000
TOTAL.....	\$100,500,000

NEW SECTION. Sec. 2003. FOR THE CRIMINAL JUSTICE TRAINING COMMISSION

Regional Training Facilities (92000006)

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

NW Regional Training Academy - Firing Range...	\$360,000
Spokane Academy Expansion	\$1,400,000

SW Regional Training Academy	\$1,000,000
Appropriation:	
State Building Construction Account—State.....	\$2,760,000
Prior Biennia (Expenditures)	\$0
Future Biennia (Projected Costs)	\$0
TOTAL	\$2,760,000

NEW SECTION. Sec. 2004. FOR THE DEPARTMENT OF LABOR AND INDUSTRIES

Minor Works Preservation Projects (30000035)	
Appropriation:	
Accident Account—State	\$999,000
Medical Aid Account—State	\$997,000
Subtotal Appropriation	\$1,996,000
Prior Biennia (Expenditures)	\$4,630,000
Future Biennia (Projected Costs)	\$7,984,000
TOTAL	\$14,610,000

NEW SECTION. Sec. 2005. FOR THE DEPARTMENT OF LABOR AND INDUSTRIES

Interior Lighting and Controls Upgrade (40000014)	
Appropriation:	
Climate Commitment Account—State	\$1,925,000
Prior Biennia (Expenditures)	\$0
Future Biennia (Projected Costs)	\$1,924,000
TOTAL	\$3,849,000

NEW SECTION. Sec. 2006. FOR THE DEPARTMENT OF LABOR AND INDUSTRIES

Solar Panel Installation - Lab & Training Facility (40000015)	
Appropriation:	
Climate Commitment Account—State	\$3,734,000
Prior Biennia (Expenditures)	\$0
Future Biennia (Projected Costs)	\$0
TOTAL	\$3,734,000

NEW SECTION. Sec. 2007. FOR THE DEPARTMENT OF SOCIAL AND HEALTH SERVICES

Lakeland Village: Code Required Campus Infrastructure Upgrades (30002238)	
Reappropriation:	
State Building Construction Account—State.....	\$1,000,000
Appropriation:	
State Building Construction Account—State.....	\$3,505,000
Prior Biennia (Expenditures)	\$10,200,000
Future Biennia (Projected Costs)	\$0
TOTAL	\$14,705,000

NEW SECTION. Sec. 2008. FOR THE DEPARTMENT OF SOCIAL AND HEALTH SERVICES

DOC/DSHS McNeil Island-Main Dock: Float & Dolphin Replacement (30003234)	
Appropriation:	
State Building Construction Account—State.....	\$250,000
Prior Biennia (Expenditures)	\$0
Future Biennia (Projected Costs)	\$14,215,000
TOTAL	\$14,465,000

NEW SECTION. Sec. 2009. FOR THE DEPARTMENT OF SOCIAL AND HEALTH SERVICES

Child Study and Treatment Center-Ketron: LSA Expansion (40000411)	
Reappropriation:	
State Building Construction Account—State.....	\$1,535,000
Appropriation:	
State Building Construction Account—State.....	\$1,382,000
Prior Biennia (Expenditures)	\$83,000
Future Biennia (Projected Costs)	\$0
TOTAL	\$3,000,000

NEW SECTION. Sec. 2010. FOR THE DEPARTMENT OF SOCIAL AND HEALTH SERVICES

Eastern State Hospital-Activity Therapy Building: HVAC Upgrades (40000493)	
Appropriation:	
State Building Construction Account—State	\$3,715,000
Prior Biennia (Expenditures)	\$0
Future Biennia (Projected Costs)	\$0
TOTAL	\$3,715,000

NEW SECTION. Sec. 2011. FOR THE DEPARTMENT OF SOCIAL AND HEALTH SERVICES

Child Study & Treatment Center-Emergency Power: Replacement (40000559)	
Appropriation:	
State Building Construction Account—State	\$800,000
Prior Biennia (Expenditures)	\$0
Future Biennia (Projected Costs)	\$0
TOTAL	\$800,000

NEW SECTION. Sec. 2012. FOR THE DEPARTMENT OF SOCIAL AND HEALTH SERVICES

Lakeland Village-Cottages: Roofing Replacement (40000572)	
Appropriation:	
State Building Construction Account—State	\$1,300,000
Prior Biennia (Expenditures)	\$0
Future Biennia (Projected Costs)	\$0
TOTAL	\$1,300,000

NEW SECTION. Sec. 2013. FOR THE DEPARTMENT OF SOCIAL AND HEALTH SERVICES

Rainier School-Cottages: Roofing Replacement (40000573)	
Appropriation:	
State Building Construction Account—State	\$3,800,000
Prior Biennia (Expenditures)	\$0
Future Biennia (Projected Costs)	\$0
TOTAL	\$3,800,000

NEW SECTION. Sec. 2014. FOR THE DEPARTMENT OF SOCIAL AND HEALTH SERVICES

Western State Hospital-Multiple Bldgs: Sprinkler Head Replacement (40000594)	
Appropriation:	
State Building Construction Account—State	\$1,394,000
Prior Biennia (Expenditures)	\$0
Future Biennia (Projected Costs)	\$0
TOTAL	\$1,394,000

NEW SECTION. Sec. 2015. FOR THE DEPARTMENT OF SOCIAL AND HEALTH SERVICES

Eastern State Hospital-Commissary: Building Repairs (40000606)	
Appropriation:	
Climate Commitment Account—State	\$1,100,000
State Building Construction Account—State	\$3,350,000
Subtotal Appropriation	\$4,450,000
Prior Biennia (Expenditures)	\$0
Future Biennia (Projected Costs)	\$0
TOTAL	\$4,450,000

NEW SECTION. Sec. 2016. FOR THE DEPARTMENT OF SOCIAL AND HEALTH SERVICES

Minor Works Programmatic 2023-25 (40000953)	
Appropriation:	
Charitable, Educational, Penal, and Reformatory Institutions Account—State.....	\$2,377,000
State Building Construction Account—State	\$3,618,000
Subtotal Appropriation	\$5,995,000
Prior Biennia (Expenditures)	\$0
Future Biennia (Projected Costs)	\$18,920,000
TOTAL	\$24,915,000

NEW SECTION. Sec. 2017. FOR THE DEPARTMENT OF SOCIAL AND HEALTH SERVICES

ONE HUNDRED FOURTH DAY, APRIL 22, 2023

Minor Works Preservation 2023-25 (40000954)
 Appropriation:
 Charitable, Educational, Penal, and Reformatory
 Institutions Account—State \$3,482,000
 State Building Construction Account—State..... \$7,666,000
 Subtotal Appropriation \$11,148,000
 Prior Biennia (Expenditures)\$0
 Future Biennia (Projected Costs) \$91,976,000
 TOTAL \$103,124,000

NEW SECTION. Sec. 2018. FOR THE DEPARTMENT OF SOCIAL AND HEALTH SERVICES

DOC/DSHS McNeil Island-Infrastructure: Repairs & Upgrades 2023-25 (40000955)
 Appropriation:
 State Building Construction Account—State..... \$2,451,000
 Prior Biennia (Expenditures)\$0
 Future Biennia (Projected Costs)\$1,378,000
 TOTAL\$3,829,000

NEW SECTION. Sec. 2019. FOR THE DEPARTMENT OF SOCIAL AND HEALTH SERVICES

Statewide: Communications Systems Condition Assessment (40000959)
 Appropriation:
 Charitable, Educational, Penal, and Reformatory
 Institutions Account—State\$6,292,000
 Prior Biennia (Expenditures)\$0
 Future Biennia (Projected Costs) \$81,998,000
 TOTAL\$88,290,000

NEW SECTION. Sec. 2020. FOR THE DEPARTMENT OF SOCIAL AND HEALTH SERVICES

Statewide: Clean Buildings Act (40000960)
 Appropriation:
 Climate Commitment Account—State \$3,727,000
 Prior Biennia (Expenditures)\$0
 Future Biennia (Projected Costs)\$8,875,000
 TOTAL\$12,602,000

NEW SECTION. Sec. 2021. FOR THE DEPARTMENT OF SOCIAL AND HEALTH SERVICES

YVS Main Building: Exterior Window Replacement (40000962)
 Appropriation:
 Climate Commitment Account—State\$5,330,000
 Prior Biennia (Expenditures)\$0
 Future Biennia (Projected Costs)\$0
 TOTAL\$5,330,000

NEW SECTION. Sec. 2022. FOR THE DEPARTMENT OF SOCIAL AND HEALTH SERVICES

Medical Lake-Campus: Electrical Feeder Replacement (40000964)
 Appropriation:
 Charitable, Educational, Penal, and Reformatory
 Institutions Account—State \$685,000
 State Building Construction Account—State..... \$1,392,000
 Subtotal Appropriation\$2,077,000
 Prior Biennia (Expenditures)\$0
 Future Biennia (Projected Costs) \$10,228,000
 TOTAL\$12,305,000

NEW SECTION. Sec. 2023. FOR THE DEPARTMENT OF SOCIAL AND HEALTH SERVICES

Special Commitment Center-Campus: Fire Alarm Replacement (40000965)
 Appropriation:
 State Building Construction Account—State..... \$5,115,000
 Prior Biennia (Expenditures)\$0
 Future Biennia (Projected Costs)\$0

TOTAL..... \$5,115,000
NEW SECTION. Sec. 2024. FOR THE DEPARTMENT OF SOCIAL AND HEALTH SERVICES
 Eastern State Hospital-AT Bldg: Electrical & Emerg. Generator (40000969)

Appropriation:
 State Building Construction Account—State \$3,205,000
 Prior Biennia (Expenditures) \$0
 Future Biennia (Projected Costs)..... \$0
 TOTAL..... \$3,205,000

NEW SECTION. Sec. 2025. FOR THE DEPARTMENT OF SOCIAL AND HEALTH SERVICES

Eastern State Hospital-Eastlake: Nursing Station Improvements (40000970)
 Appropriation:
 State Building Construction Account—State \$1,740,000
 Prior Biennia (Expenditures)..... \$0
 Future Biennia (Projected Costs)..... \$0
 TOTAL..... \$1,740,000

NEW SECTION. Sec. 2026. FOR THE DEPARTMENT OF SOCIAL AND HEALTH SERVICES

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

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

Appropriation:
 State Building Construction Account—State \$2,490,000
 Prior Biennia (Expenditures)..... \$0
 Future Biennia (Projected Costs)..... \$0
 TOTAL..... \$2,490,000

NEW SECTION. Sec. 2027. FOR THE DEPARTMENT OF SOCIAL AND HEALTH SERVICES

Diversion and Recovery Community Capacity (40001140)

The appropriation in this section is subject to the following conditions and limitations: \$500,000 of the state building construction account—state appropriation is provided solely for a planning study to develop options for behavioral health diversion and treatment facilities for individuals with mental illnesses involved in or at risk of becoming involved in the criminal justice system.

Appropriation:
 State Building Construction Account—State \$500,000
 Prior Biennia (Expenditures)..... \$0
 Future Biennia (Projected Costs)..... \$0
 TOTAL..... \$500,000

NEW SECTION. Sec. 2028. FOR THE DEPARTMENT OF SOCIAL AND HEALTH SERVICES

Western State Hospital: New Forensic Hospital (91000067)

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

(1) The reappropriation is subject to the provisions of section 2037, chapter 332, Laws of 2021.

(2) The legislature intends to provide funding in the amount of \$895,000,000 over the course of the 2023-2025 and 2025-2027 biennia for construction of the new forensic hospital on the Western State behavioral health campus. Pursuant to RCW 43.88.130, the department is authorized to enter into a multibiennium contract for this project. Nothing in this section authorizes the agency to make an expenditure without an appropriation.

Reappropriation:
 State Building Construction Account—State \$43,870,000

Appropriation:

State Building Construction Account—State...	\$613,000,000
Prior Biennia (Expenditures)	\$8,130,000
Future Biennia (Projected Costs)	\$282,000,000
TOTAL	\$947,000,000

NEW SECTION. Sec. 2029. FOR THE DEPARTMENT OF SOCIAL AND HEALTH SERVICES

BH: State Owned, Mixed Use Community Civil 48-Bed Capacity (91000077)

The reappropriation in this section is subject to the following conditions and limitations: The reappropriation is subject to the provisions of section 2054, chapter 413, Laws of 2019.

Reappropriation:

State Building Construction Account—State.....	\$50,480,000
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Appropriation:

State Building Construction Account—State.....	\$20,629,000
Prior Biennia (Expenditures)	\$7,645,000
Future Biennia (Projected Costs)	\$0
TOTAL	\$78,754,000

NEW SECTION. Sec. 2030. FOR THE DEPARTMENT OF SOCIAL AND HEALTH SERVICES

BH Rapid Community Capacity (91000090)

The appropriation in this section is subject to the following conditions and limitations: The appropriation in this section is provided solely to provide capital grants to entities for the commission or renovation of facilities as may be necessary for the department's immediate needs in treating clients committed to the department for competency evaluation, competency restoration, civil conversion, or treatment following acquittal by reason of insanity.

Appropriation:

State Building Construction Account—State.....	\$5,000,000
Prior Biennia (Expenditures)	\$0
Future Biennia (Projected Costs)	\$0
TOTAL	\$5,000,000

NEW SECTION. Sec. 2031. FOR THE DEPARTMENT OF SOCIAL AND HEALTH SERVICES

Maple Lane - Rapid BH Bed Capacity (92000046)

Appropriation:

State Building Construction Account—State.....	\$21,070,000
Prior Biennia (Expenditures)	\$0
Future Biennia (Projected Costs)	\$20,200,000
TOTAL	\$41,270,000

NEW SECTION. Sec. 2032. FOR THE DEPARTMENT OF HEALTH

Public Health Lab South Laboratory Addition (30000379)

Reappropriation:

State Building Construction Account—State.....	\$4,131,000
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Appropriation:

State Building Construction Account—State.....	\$53,452,000
Prior Biennia (Expenditures)	\$998,000
Future Biennia (Projected Costs)	\$0
TOTAL	\$58,581,000

NEW SECTION. Sec. 2033. FOR THE DEPARTMENT OF HEALTH

New LED Lighting and Controls in Existing Laboratory Spaces (40000054)

Appropriation:

State Building Construction Account—State.....	\$365,000
Prior Biennia (Expenditures)	\$0
Future Biennia (Projected Costs)	\$1,214,000
TOTAL	\$1,579,000

NEW SECTION. Sec. 2034. FOR THE DEPARTMENT OF HEALTH

New Deionized Water (DI) Piping at Public Health

Laboratories (40000063)

Appropriation:

State Building Construction Account—State	\$1,172,000
Prior Biennia (Expenditures)	\$0
Future Biennia (Projected Costs)	\$0
TOTAL	\$1,172,000

NEW SECTION. Sec. 2035. FOR THE DEPARTMENT OF HEALTH

Drinking Water System Rehabilitations and Consolidations (40000065)

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

Appropriation:

State Building Construction Account—State	\$5,000,000
Prior Biennia (Expenditures)	\$0
Future Biennia (Projected Costs)	\$12,000,000
TOTAL	\$17,000,000

NEW SECTION. Sec. 2036. FOR THE DEPARTMENT OF HEALTH

2023-25 DWSRF State Match (40000066)

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

(1) For projects involving repair, replacement, or improvement of a clean water infrastructure facility or other public works facility for which an investment grade efficiency audit is reasonably obtainable, the department shall require as a contract condition that the project sponsor undertake an investment grade efficiency audit. The project sponsor may finance the costs of the audit as part of its drinking water state revolving fund program loan.

(2) The department must encourage local government use of federally funded drinking water infrastructure programs operated by the United States department of agriculture rural development agency.

Appropriation:

Drinking Water Assistance Account—State.....	\$3,500,000
Prior Biennia (Expenditures)	\$0
Future Biennia (Projected Costs)	\$69,000,000
TOTAL	\$72,500,000

NEW SECTION. Sec. 2037. FOR THE DEPARTMENT OF HEALTH

2023-25 DWSRF Construction Loan Program (40000067)

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

(1) For projects involving repair, replacement, or improvement of a clean water infrastructure facility or other public works facility for which an investment grade efficiency audit is reasonably obtainable, the department must require as a contract condition that the project sponsor undertake an investment grade efficiency audit. The project sponsor may finance the costs of the audit as part of its drinking water state revolving fund program loan.

(2) The department must encourage local government use of federally funded drinking water infrastructure programs operated by the United States department of agriculture rural development agency.

Appropriation:

Drinking Water Assistance Account—Federal	\$131,000,000
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ONE HUNDRED FOURTH DAY, APRIL 22, 2023

Prior Biennia (Expenditures)	\$0
Future Biennia (Projected Costs)	\$261,000,000
TOTAL	\$392,000,000

NEW SECTION. Sec. 2038. FOR THE DEPARTMENT

OF HEALTH

Lower Yakima Valley Groundwater Management Area Water Supply (92000208)

Appropriation:	
State Building Construction Account—State	\$850,000
Prior Biennia (Expenditures)	\$0
Future Biennia (Projected Costs)	\$0
TOTAL	\$850,000

NEW SECTION. Sec. 2039. FOR THE DEPARTMENT

OF VETERANS AFFAIRS

Minor Works Facilities Preservation (30000094)	
Reappropriation:	
Model Toxics Control Capital Account—State	\$170,000
State Building Construction Account—State	\$450,000
Subtotal Reappropriation	\$620,000
Appropriation:	
State Building Construction Account—State	\$1,860,000
Prior Biennia (Expenditures)	\$4,918,000
Future Biennia (Projected Costs)	\$7,440,000
TOTAL	\$14,838,000

NEW SECTION. Sec. 2040. FOR THE DEPARTMENT

OF VETERANS AFFAIRS

Northwest Washington State Veterans Cemetery Feasibility Study (40000035)

Appropriation:	
Charitable, Educational, Penal, and Reformatory	
Institutions Account—State	\$200,000
Prior Biennia (Expenditures)	\$0
Future Biennia (Projected Costs)	\$0
TOTAL	\$200,000

NEW SECTION. Sec. 2041. FOR THE DEPARTMENT

OF VETERANS AFFAIRS

WSVC - Raise, Realign, and Clean Markers (40000070)	
Appropriation:	
State Building Construction Account—State	\$1,250,000
Prior Biennia (Expenditures)	\$0
Future Biennia (Projected Costs)	\$0
TOTAL	\$1,250,000

NEW SECTION. Sec. 2042. FOR THE DEPARTMENT

OF VETERANS AFFAIRS

SVH - Skilled Nursing Facility Replacement - Feasibility Study (40000071)

Appropriation:	
Charitable, Educational, Penal, and Reformatory	
Institutions Account—State	\$200,000
Prior Biennia (Expenditures)	\$0
Future Biennia (Projected Costs)	\$0
TOTAL	\$200,000

NEW SECTION. Sec. 2043. FOR THE DEPARTMENT

OF VETERANS AFFAIRS

WSH Master Plan (40000075)	
Appropriation:	
Charitable, Educational, Penal, and Reformatory	
Institutions Account—State	\$200,000
Prior Biennia (Expenditures)	\$0
Future Biennia (Projected Costs)	\$0
TOTAL	\$200,000

NEW SECTION. Sec. 2044. FOR THE DEPARTMENT

OF VETERANS AFFAIRS

WSVC - Burial and Columbarium Expansion Grant (40000092)

Appropriation:	
General Fund—Federal	\$3,000,000
State Building Construction Account—State	\$300,000
Subtotal Appropriation	\$3,300,000
Prior Biennia (Expenditures)	\$0
Future Biennia (Projected Costs)	\$0
TOTAL	\$3,300,000

NEW SECTION. Sec. 2045. FOR THE DEPARTMENT OF VETERANS AFFAIRS

WVH - Fire Alarm Replacement - 240 Building (40000099)	
Appropriation:	
State Building Construction Account—State	\$1,280,000
Prior Biennia (Expenditures)	\$0
Future Biennia (Projected Costs)	\$0
TOTAL	\$1,280,000

NEW SECTION. Sec. 2046. FOR THE DEPARTMENT OF VETERANS AFFAIRS

DVA ARPA Federal Funds & State Match (91000013)
The appropriations in this section are subject to the following conditions and limitations: The appropriations are subject to the provisions of section 7064 of this act.

Reappropriation:	
General Fund—Federal	\$24,495,000
State Building Construction Account—State	\$10,849,000
Subtotal Reappropriation	\$35,344,000
Appropriation:	
State Building Construction Account—State	\$6,810,000
Prior Biennia (Expenditures)	\$55,000
Future Biennia (Projected Costs)	\$0
TOTAL	\$42,209,000

NEW SECTION. Sec. 2047. FOR THE DEPARTMENT OF VETERANS AFFAIRS

HB 1390 - District Energy Systems (91000017)	
Appropriation:	
Climate Commitment Account—State	\$400,000
Prior Biennia (Expenditures)	\$0
Future Biennia (Projected Costs)	\$0
TOTAL	\$400,000

NEW SECTION. Sec. 2048. FOR THE DEPARTMENT OF VETERANS AFFAIRS

WSH - Roosevelt Building Restroom Renovation (92000002)	
Appropriation:	
General Fund—Federal	\$3,800,000
Prior Biennia (Expenditures)	\$0
Future Biennia (Projected Costs)	\$0
TOTAL	\$3,800,000

NEW SECTION. Sec. 2049. FOR THE DEPARTMENT OF CHILDREN, YOUTH, AND FAMILIES

Echo Glen Secure Facility Improvements (40000546)	
Appropriation:	
State Building Construction Account—State	\$8,050,000
Prior Biennia (Expenditures)	\$0
Future Biennia (Projected Costs)	\$0
TOTAL	\$8,050,000

NEW SECTION. Sec. 2050. FOR THE DEPARTMENT OF CHILDREN, YOUTH, AND FAMILIES

Echo Glen Emergency Generator & Fuel Storage Tank (40000547)

The appropriation in this section is subject to the following conditions and limitations: The department must assess the environmental considerations of installing an above ground storage tank versus an underground storage tank, with preference given to an above ground storage tank.

Appropriation:	
State Building Construction Account—State	\$2,630,000

Prior Biennia (Expenditures)	\$0
Future Biennia (Projected Costs)	\$0
TOTAL	\$2,630,000

NEW SECTION. Sec. 2051. FOR THE DEPARTMENT OF CHILDREN, YOUTH, AND FAMILIES

Green Hill Spruce Living Unit Renovation Minimum Security (40000552)

Appropriation:

State Building Construction Account—State.....	\$1,270,000
Prior Biennia (Expenditures)	\$0
Future Biennia (Projected Costs)	\$7,463,000
TOTAL	\$8,733,000

NEW SECTION. Sec. 2052. FOR THE DEPARTMENT OF CHILDREN, YOUTH, AND FAMILIES

Statewide Minor Works (40000557)

Appropriation:

State Building Construction Account—State.....	\$2,959,000
Prior Biennia (Expenditures)	\$0
Future Biennia (Projected Costs)	\$11,836,000
TOTAL	\$14,795,000

NEW SECTION. Sec. 2053. FOR THE DEPARTMENT OF CORRECTIONS

WCC: Paint & Repair 300,000 Gallon Water Storage Tank (30000697)

The appropriations in this section are subject to the following conditions and limitations: \$600,000 of the model toxics control capital account—state appropriation is provided solely for the lead abatement activities associated with this project.

Reappropriation:

State Building Construction Account—State.....	\$500,000
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Appropriation:

Model Toxics Control Capital Account—State	\$600,000
State Building Construction Account—State.....	\$2,406,000
Subtotal Appropriation	\$3,006,000
Prior Biennia (Expenditures)	\$0
Future Biennia (Projected Costs)	\$0
TOTAL	\$3,506,000

NEW SECTION. Sec. 2054. FOR THE DEPARTMENT OF CORRECTIONS

SW IMU Recreation Yard Improvement (30001123)

Reappropriation:

State Building Construction Account—State.....	\$2,244,000
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Appropriation:

State Building Construction Account—State.....	\$2,000,000
Prior Biennia (Expenditures)	\$756,000
Future Biennia (Projected Costs)	\$2,000,000
TOTAL	\$7,000,000

NEW SECTION. Sec. 2055. FOR THE DEPARTMENT OF CORRECTIONS

SCCC Roof Replacement (30001128)

Appropriation:

State Building Construction Account—State.....	\$6,194,000
Prior Biennia (Expenditures)	\$0
Future Biennia (Projected Costs)	\$0
TOTAL	\$6,194,000

NEW SECTION. Sec. 2056. FOR THE DEPARTMENT OF CORRECTIONS

ECWR: Foundation and Siding (40000067)

Reappropriation:

State Building Construction Account—State.....	\$850,000
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Appropriation:

State Building Construction Account—State.....	\$5,111,000
Prior Biennia (Expenditures)	\$0
Future Biennia (Projected Costs)	\$0
TOTAL	\$5,961,000

NEW SECTION. Sec. 2057. FOR THE DEPARTMENT OF CORRECTIONS

MCC: SOU and TRU - Domestic Water and HVAC Piping System (40000246)

The appropriations in this section are subject to the following conditions and limitations: The reappropriation is subject to the provisions of section 2026, chapter 356, Laws of 2020.

Reappropriation:

State Building Construction Account—State	\$2,962,000
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Appropriation:

State Building Construction Account—State	\$26,000,000
Prior Biennia (Expenditures)	\$167,000
Future Biennia (Projected Costs).....	\$21,143,000
TOTAL.....	\$50,272,000

NEW SECTION. Sec. 2058. FOR THE DEPARTMENT OF CORRECTIONS

CBCC: Fire Pump Replacement (40000324)

Appropriation:

State Building Construction Account—State	\$1,411,000
Prior Biennia (Expenditures).....	\$0
Future Biennia (Projected Costs).....	\$0
TOTAL.....	\$1,411,000

NEW SECTION. Sec. 2059. FOR THE DEPARTMENT OF CORRECTIONS

CRCC Sage Unit Move to AHCC (40000414)

Reappropriation:

State Building Construction Account—State	\$1,026,000
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Appropriation:

State Building Construction Account—State	\$1,452,000
Prior Biennia (Expenditures).....	\$24,000
Future Biennia (Projected Costs).....	\$0
TOTAL.....	\$2,502,000

NEW SECTION. Sec. 2060. FOR THE DEPARTMENT OF CORRECTIONS

AHCC: Modular Building for Health Service Staff (40000415)

Reappropriation:

State Building Construction Account—State	\$791,000
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Appropriation:

State Building Construction Account—State	\$408,000
Prior Biennia (Expenditures).....	\$0
Future Biennia (Projected Costs).....	\$0
TOTAL.....	\$1,199,000

NEW SECTION. Sec. 2061. FOR THE DEPARTMENT OF CORRECTIONS

CRCC: Modular Building for Health Service Staff (40000416)

Reappropriation:

State Building Construction Account—State	\$777,000
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Appropriation:

State Building Construction Account—State	\$428,000
Prior Biennia (Expenditures).....	\$0
Future Biennia (Projected Costs).....	\$0
TOTAL.....	\$1,205,000

NEW SECTION. Sec. 2062. FOR THE DEPARTMENT OF CORRECTIONS

McNeil Island Passenger Ferry Replacement (40000418)

Appropriation:

State Building Construction Account—State	\$900,000
Prior Biennia (Expenditures).....	\$0
Future Biennia (Projected Costs).....	\$11,158,000
TOTAL.....	\$12,058,000

NEW SECTION. Sec. 2063. FOR THE DEPARTMENT OF CORRECTIONS

McNeil Island Transport Barge Replacement (40000419)

Appropriation:

State Building Construction Account—State	\$900,000
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ONE HUNDRED FOURTH DAY, APRIL 22, 2023

Prior Biennia (Expenditures)	\$0
Future Biennia (Projected Costs)	\$7,385,000
TOTAL	\$8,285,000

NEW SECTION. Sec. 2064. FOR THE DEPARTMENT

OF CORRECTIONS

Minor Works Preservation Projects (40000427)

Appropriation:

State Building Construction Account—State.....	\$9,992,000
Prior Biennia (Expenditures)	\$0
Future Biennia (Projected Costs)	\$39,968,000
TOTAL	\$49,960,000

NEW SECTION. Sec. 2065. FOR THE DEPARTMENT OF CORRECTIONS

HB 1390 - District Energy Systems (91000434)

Appropriation:

Climate Commitment Account—State	\$1,600,000
Prior Biennia (Expenditures)	\$0
Future Biennia (Projected Costs)	\$0
TOTAL	\$1,600,000

NEW SECTION. Sec. 2066. FOR THE DEPARTMENT OF CORRECTIONS

WSP: Unit Six Roof Replacement (92000037)

Reappropriation:

State Building Construction Account—State.....	\$375,000
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Appropriation:

State Building Construction Account—State.....	\$12,569,000
Prior Biennia (Expenditures)	\$1,050,000
Future Biennia (Projected Costs)	\$0
TOTAL	\$13,994,000

NEW SECTION. Sec. 2067. FOR THE DEPARTMENT OF CORRECTIONS

Corrections Training Center (92001125)

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

The appropriation in this section is provided solely to fund a predesign for the construction or renovation of a training center or centers to provide for the staff training needs of the department.

- (1) The predesign must include, at least:
 - (a) The projected training needs by fiscal year for fiscal years 2024 through 2027, to include the number of individuals to be trained and how the department will use existing training locations to meet training needs;
 - (b) A proposed plan for how training will be delivered to staff assigned to correctional facilities across the state, including the target training location, facilities served by the location, type and target number of classes and students, and cost or anticipated cost of the facilities by fiscal year for fiscal years 2024 through 2027;
 - (c) Where the department recommends locating potential new training facilities, to include all analysis and prioritization used to reach the recommendation; and
 - (d) For the proposed training plan, the estimated operational cost impacts to the department's base funded operating budget level by fiscal year.

(2) In reviewing facility options, the department must collaborate with the Washington state patrol and the criminal justice training commission to identify and evaluate options for colocating training facilities and maximizing efficiencies in space usage. The department shall consider where cost efficiencies and mutually beneficial shared arrangements for training could occur. Any capital budget requests submitted by the department for the 2024 supplemental capital budget or the 2025-2027 biennial capital budget that are related to the design, renovation, or construction of training facilities must include a discussion of the colocation options considered.

Appropriation:

State Building Construction Account—State	\$350,000
Prior Biennia (Expenditures)	\$0
Future Biennia (Projected Costs)	\$12,000,000
TOTAL	\$12,350,000

PART 3

NATURAL RESOURCES

NEW SECTION. Sec. 3001. FOR THE DEPARTMENT OF ECOLOGY

2023-25 Reducing Diesel Greenhouse Gases (GHG) and Toxic Emissions (40000474)

Appropriation:

Model Toxics Control Capital Account—State	\$15,632,000
Prior Biennia (Expenditures)	\$0
Future Biennia (Projected Costs)	\$62,528,000
TOTAL	\$78,160,000

NEW SECTION. Sec. 3002. FOR THE DEPARTMENT OF ECOLOGY

2023-25 Coastal Wetlands Federal Funds (40000475)

Appropriation:

General Fund—Federal	\$14,000,000
Prior Biennia (Expenditures)	\$0
Future Biennia (Projected Costs)	\$56,000,000
TOTAL	\$70,000,000

NEW SECTION. Sec. 3003. FOR THE DEPARTMENT OF ECOLOGY

2023-25 Chehalis Basin Strategy (40000476)

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

(1) \$66,100,000 of the appropriation in this section is provided solely for board-approved projects:

(a) To protect and restore aquatic species habitat, including: Construction and property acquisition; preconstruction and acquisition planning and project development, feasibility, design, environmental review, and permitting; postconstruction and acquisition monitoring and adaptive management; and engagement of state agencies, tribes, conservation partners, landowners, and other parties;

(b) To reduce flood damage, including: Construction and property acquisition; preconstruction and acquisition project planning and development, feasibility, design, environmental review, and permitting; completion of environmental review and endangered species act consultation on the proposed flood protection facility; refinement and evaluation of the local action non-dam alternative; and engagement of state agencies, tribes, project sponsors, landowners, and other parties; and

(c) That advance both the habitat restoration and the flood damage reduction goals of the Chehalis Basin strategy using a multibenefit approach, including: Community outreach and education; construction and property acquisition; preconstruction and acquisition planning and project development, feasibility, design, environmental review, and permitting; post construction and acquisition monitoring and adaptive management; and engagement of federal, state, and local agencies, tribes, conservation partners, landowners, and other parties.

(2) \$3,900,000 of this appropriation in this section is provided solely for the operations of the office of Chehalis Basin and Chehalis Basin board to oversee the development, implementation, and amendment of the Chehalis Basin strategy, and this is the maximum amount the board may expend for this purpose. Oversight operations include, but are not limited to: Providing financial accountability, project management, and board meeting administration and facilitation.

(3) Specific projects must be approved by at least six of the seven voting members of the Chehalis Basin board. The Chehalis Basin board has the discretion to allocate the funding between

subsections (1)(a), (b), and (c) of this section as needed to meet the objectives of this appropriation and if approved by at least six of the seven voting members of the board. However, \$3,900,000 is the maximum amount the department may expend for the purposes of subsection (2) of this section.

(4) Up to 1.5 percent of the appropriation in this section may be used by the recreation and conservation office to administer contracts associated with the subprojects funded through this section. Contract administration includes, but is not limited to: Drafting and amending contracts, reviewing and approving invoices, tracking expenditures, and performing field inspections to assess project status when conducting similar assessments related to other agency contracts in the same geographic area.

Appropriation:

State Building Construction Account—State.....	\$70,000,000
Prior Biennia (Expenditures)	\$0
Future Biennia (Projected Costs)	\$280,000,000
TOTAL	\$350,000,000

NEW SECTION. Sec. 3004. FOR THE DEPARTMENT OF ECOLOGY

2023-25 Freshwater Aquatic Invasive Plants Grant Program (40000477)

Appropriation:

Freshwater Aquatic Weeds Account—State	\$1,700,000
Prior Biennia (Expenditures)	\$0
Future Biennia (Projected Costs)	\$6,800,000
TOTAL	\$8,500,000

NEW SECTION. Sec. 3005. FOR THE DEPARTMENT OF ECOLOGY

2023-25 Freshwater Algae Grant Program (40000478)

Appropriation:

Aquatic Algae Control Account—State.....	\$710,000
Prior Biennia (Expenditures)	\$0
Future Biennia (Projected Costs)	\$2,840,000
TOTAL	\$3,550,000

NEW SECTION. Sec. 3006. FOR THE DEPARTMENT OF ECOLOGY

2023-25 Reducing Toxic Wood Stove Emissions (40000479)

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

(1) \$4,044,000 of the appropriation in this section is provided solely for the replacement of uncertified heating devices to reduce toxic air pollution. Whenever possible and most cost effective, the agency and local air agency partners must select home heating devices that are certified by the United States environmental protection agency or that do not use natural gas to replace noncompliant devices.

(2) \$100,000 of the appropriation in this section is provided solely for air agencies to offer the opportunity to replace a noncompliant woodstove with a compliant woodstove under this program.

Appropriation:

Model Toxics Control Capital Account—State ...	\$4,144,000
Prior Biennia (Expenditures)	\$0
Future Biennia (Projected Costs)	\$16,576,000
TOTAL	\$20,720,000

NEW SECTION. Sec. 3007. FOR THE DEPARTMENT OF ECOLOGY

2023-25 Affordable Housing Cleanup Grant Program (40000480)

Appropriation:

Model Toxics Control Capital Account—State .	\$12,259,000
Prior Biennia (Expenditures)	\$0
Future Biennia (Projected Costs)	\$49,036,000
TOTAL	\$61,295,000

NEW SECTION. Sec. 3008. FOR THE DEPARTMENT OF ECOLOGY

2023-25 Product Replacement Program (40000486)

Appropriation:

Model Toxics Control Capital Account—State...	\$6,500,000
Prior Biennia (Expenditures).....	\$0
Future Biennia (Projected Costs).....	\$26,000,000
TOTAL.....	\$32,500,000

NEW SECTION. Sec. 3009. FOR THE DEPARTMENT OF ECOLOGY

2023-25 Clean Up Toxic Sites – Puget Sound (40000487)

Appropriation:

Model Toxics Control Capital Account—State...	\$7,455,000
Prior Biennia (Expenditures).....	\$0
Future Biennia (Projected Costs).....	\$29,820,000
TOTAL.....	\$37,275,000

NEW SECTION. Sec. 3010. FOR THE DEPARTMENT OF ECOLOGY

2023-25 Remedial Action Grant Program (40000495)

Appropriation:

Model Toxics Control Capital Account—State	\$115,111,000
Prior Biennia (Expenditures).....	\$0
Future Biennia (Projected Costs).....	\$460,444,000
TOTAL.....	\$575,555,000

NEW SECTION. Sec. 3011. FOR THE DEPARTMENT OF ECOLOGY

2023-25 Protect Investments in Cleanup Remedies (40000526)

Appropriation:

Model Toxics Control Capital Account—State...	\$4,450,000
Prior Biennia (Expenditures).....	\$0
Future Biennia (Projected Costs).....	\$17,800,000
TOTAL.....	\$22,250,000

NEW SECTION. Sec. 3012. FOR THE DEPARTMENT OF ECOLOGY

2023-25 ASARCO Everett Smelter Plume Cleanup (40000529)

Appropriation:

Model Toxics Control Capital Account—State...	\$7,679,000
Prior Biennia (Expenditures).....	\$0
Future Biennia (Projected Costs).....	\$21,358,000
TOTAL.....	\$29,037,000

NEW SECTION. Sec. 3013. FOR THE DEPARTMENT OF ECOLOGY

2023-25 PFAS Contaminated Drinking Water (40000530)

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

(1) \$1,500,000 of the state building construction account—state appropriation is provided solely for the investigation of PFAS contaminated drinking water in the Lower Issaquah Valley.

(2) \$7,857,000 of the model toxics control capital account—state appropriation is provided solely as state grant assistance to the Sammamish Plateau Water and Sewer District for a municipal water treatment plant. State grant assistance is provided as matching funds, not to exceed 50 percent of the estimated total capital cost or actual cost of the project, whichever is less.

Appropriation:

Model Toxics Control Capital Account—State...	\$7,857,000
State Building Construction Account—State	\$1,500,000
Subtotal Appropriation	\$9,357,000
Prior Biennia (Expenditures).....	\$0
Future Biennia (Projected Costs).....	\$0
TOTAL.....	\$9,357,000

NEW SECTION. Sec. 3014. FOR THE DEPARTMENT OF ECOLOGY

2023-25 Eastern Washington Clean Sites Initiative (40000533)

ONE HUNDRED FOURTH DAY, APRIL 22, 2023

Appropriation:
 Model Toxics Control Capital Account—State \$950,000
 Prior Biennia (Expenditures) \$0
 Future Biennia (Projected Costs) \$3,800,000
 TOTAL \$4,750,000

NEW SECTION. Sec. 3015. FOR THE DEPARTMENT OF ECOLOGY

2023-25 Swift Creek Natural Asbestos Flood Control and Cleanup (40000538)

Appropriation:
 State Building Construction Account—State..... \$4,000,000
 Prior Biennia (Expenditures) \$0
 Future Biennia (Projected Costs) \$30,828,000
 TOTAL \$34,828,000

NEW SECTION. Sec. 3016. FOR THE DEPARTMENT OF ECOLOGY

2023-25 Stormwater Financial Assistance Program (40000539)

Appropriation:
 Model Toxics Control Stormwater Account—State \$68,000,000
 Prior Biennia (Expenditures) \$0
 Future Biennia (Projected Costs) \$272,000,000
 TOTAL \$340,000,000

NEW SECTION. Sec. 3017. FOR THE DEPARTMENT OF ECOLOGY

2023-25 Floodplains by Design (40000540)

Appropriation:
 Natural Climate Solutions Account—State \$17,592,000
 State Building Construction Account—State..... \$49,800,000
 Subtotal Appropriation \$67,392,000
 Prior Biennia (Expenditures) \$0
 Future Biennia (Projected Costs) \$269,568,000
 TOTAL \$336,960,000

NEW SECTION. Sec. 3018. FOR THE DEPARTMENT OF ECOLOGY

2023-25 Sunnyside Valley Irrigation District Water Conservation (40000559)

Appropriation:
 State Building Construction Account—State..... \$3,246,000
 Prior Biennia (Expenditures) \$0
 Future Biennia (Projected Costs) \$12,984,000
 TOTAL \$16,230,000

NEW SECTION. Sec. 3019. FOR THE DEPARTMENT OF ECOLOGY

2023-25 Water Pollution Control Revolving Program (40000563)

Appropriation:
 Water Pollution Control Revolving Fund—Federal \$200,000,000
 Water Pollution Control Revolving Fund—State \$435,000,000
 Subtotal Appropriation \$635,000,000
 Prior Biennia (Expenditures) \$0
 Future Biennia (Projected Costs) \$2,540,000,000
 TOTAL \$3,175,000,000

NEW SECTION. Sec. 3020. FOR THE DEPARTMENT OF ECOLOGY

2023-25 State Match - Water Pollution Control Revolving Program (40000564)

Appropriation:
 Water Pollution Control Revolving Fund—State \$35,000,000
 Prior Biennia (Expenditures) \$0
 Future Biennia (Projected Costs) \$140,000,000
 TOTAL \$175,000,000

NEW SECTION. Sec. 3021. FOR THE DEPARTMENT

OF ECOLOGY

2023-25 Streamflow Restoration Program (40000565)

Appropriation:
 Watershed Restoration and Enhancement Bond
 Account—State \$40,000,000
 Prior Biennia (Expenditures) \$0
 Future Biennia (Projected Costs) \$160,000,000
 TOTAL \$200,000,000

NEW SECTION. Sec. 3022. FOR THE DEPARTMENT OF ECOLOGY

2023-25 Sewer Overflow & Stormwater Reuse Municipal Grants Prog (40000567)

Appropriation:
 General Fund—Federal \$16,700,000
 Prior Biennia (Expenditures) \$0
 Future Biennia (Projected Costs) \$66,800,000
 TOTAL \$83,500,000

NEW SECTION. Sec. 3023. FOR THE DEPARTMENT OF ECOLOGY

2023-25 Waste Tire Pile Cleanup and Prevention (40000568)

Appropriation:
 Waste Tire Removal Account—State..... \$1,000,000
 Prior Biennia (Expenditures) \$0
 Future Biennia (Projected Costs) \$4,000,000
 TOTAL \$5,000,000

NEW SECTION. Sec. 3024. FOR THE DEPARTMENT OF ECOLOGY

2023-25 Stormwater Public Private Partnerships (40000569)

Appropriation:
 Model Toxics Control Stormwater Account—State \$3,000,000
 Prior Biennia (Expenditures) \$0
 Future Biennia (Projected Costs) \$100,000,000
 TOTAL \$103,000,000

NEW SECTION. Sec. 3025. FOR THE DEPARTMENT OF ECOLOGY

Elevator Restorations at Ecology Facilities (40000570)

Appropriation:
 State Building Construction Account—State \$1,735,000
 Prior Biennia (Expenditures) \$0
 Future Biennia (Projected Costs) \$2,813,000
 TOTAL \$4,548,000

NEW SECTION. Sec. 3026. FOR THE DEPARTMENT OF ECOLOGY

2023-25 Centennial Clean Water Program (40000571)

Appropriation:
 Model Toxics Control Capital Account—State. \$40,000,000
 Prior Biennia (Expenditures) \$0
 Future Biennia (Projected Costs) \$160,000,000
 TOTAL \$200,000,000

NEW SECTION. Sec. 3027. FOR THE DEPARTMENT OF ECOLOGY

2023-25 Yakima River Basin Water Supply (40000572)

Appropriation:
 State Building Construction Account—State ... \$49,000,000
 Prior Biennia (Expenditures) \$0
 Future Biennia (Projected Costs) \$196,000,000
 TOTAL \$245,000,000

NEW SECTION. Sec. 3028. FOR THE DEPARTMENT OF ECOLOGY

2023-25 Columbia River Water Supply Development Program (40000583)

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

(1) \$32,800,000 of the state building construction account—state appropriation in this section is provided solely for planning.

designing, engineering, development, coordination, and construction of the Odessa groundwater replacement project, sufficient to irrigate the acres located within the Odessa Subarea Special Study and facilities modifications necessary to accommodate capacity demands resulting from the individual public delivery systems within the Odessa groundwater replacement program.

(a) To be eligible for a grant under this subsection (1), a project must have at least 30 percent of its design work completed by July 1, 2023.

(b) The east Columbia basin irrigation district may only be allowed to make any administrative charges sufficient to administer the state grants, not to exceed one percent of amounts provided to them within this appropriation, with the requirement to report administrative expenditures to the office of Columbia river annually.

(2) \$850,000 of the state building construction account—state appropriation in this section is provided solely for the department to enter into an agreement with the United States bureau of reclamation to reimburse the bureau for costs related to the design and review activities necessary to complete the transfer of the groundwater replacement delivery system title to the United States by the east Columbia basin irrigation district and to secure project reserved power for public delivery systems.

Appropriation:

Columbia River Basin Water Supply Revenue Recovery Account—State.....	\$1,500,000
State Building Construction Account—State.....	\$59,200,000
Subtotal Appropriation	\$60,700,000
Prior Biennia (Expenditures)	\$0
Future Biennia (Projected Costs)	\$242,800,000
TOTAL	\$303,500,000

NEW SECTION. Sec. 3029. FOR THE DEPARTMENT

OF ECOLOGY

Product Testing Laboratory (40000604)

Appropriation:

State Building Construction Account—State.....	\$350,000
Prior Biennia (Expenditures)	\$0
Future Biennia (Projected Costs)	\$16,111,000
TOTAL	\$16,461,000

NEW SECTION. Sec. 3030. FOR THE DEPARTMENT

OF ECOLOGY

2023-25 Zosel Dam Preservation (40000605)

Appropriation:

State Building Construction Account—State.....	\$5,549,000
Prior Biennia (Expenditures)	\$0
Future Biennia (Projected Costs)	\$0
TOTAL	\$5,549,000

NEW SECTION. Sec. 3031. FOR THE DEPARTMENT

OF ECOLOGY

Improving Air Quality in Overburdened Communities Initiative (40000606)

Appropriation:

Air Quality and Health Disparities Improvement Account—State.....	\$21,400,000
Prior Biennia (Expenditures)	\$0
Future Biennia (Projected Costs)	\$85,600,000
TOTAL	\$107,000,000

NEW SECTION. Sec. 3032. FOR THE DEPARTMENT

OF ECOLOGY

Landfill Methane Capture (40000611)

The appropriation in this section is subject to the following conditions and limitations: The appropriation in this section is provided solely for the department to administer a grant program for landfills to comply with methane emission requirements

established in chapter 70A.540 RCW.

Appropriation:

Climate Commitment Account—State.....	\$15,000,000
Prior Biennia (Expenditures).....	\$0
Future Biennia (Projected Costs).....	\$60,000,000
TOTAL.....	\$75,000,000

NEW SECTION. Sec. 3033. FOR THE DEPARTMENT

OF ECOLOGY

Padilla Bay Samish Conservation Area (40000612)

Appropriation:

General Fund—Federal	\$2,333,000
Prior Biennia (Expenditures).....	\$0
Future Biennia (Projected Costs).....	\$0
TOTAL.....	\$2,333,000

NEW SECTION. Sec. 3034. FOR THE DEPARTMENT

OF ECOLOGY

PSCAA Ultra-fine Particle Monitoring (91000378)

Appropriation:

Air Quality and Health Disparities Improvement Account—State	\$400,000
Prior Biennia (Expenditures).....	\$0
Future Biennia (Projected Costs).....	\$0
TOTAL.....	\$400,000

NEW SECTION. Sec. 3035. FOR THE DEPARTMENT

OF ECOLOGY

PFAS Statewide Funding Strategy (91000382)

The appropriation in this section is subject to the following conditions and limitations: The appropriation in this section is provided solely for the department, in consultation with the department of health, to develop a multiyear statewide funding strategy for reducing perfluoroalkyl and polyfluoroalkyl substances (PFAS) in the environment. The strategy must build upon the recommendations contained in the department's 2022 per- and polyfluoroalkyl substances chemical action plan and focus on funding for future capital projects related to safe drinking water, managing environmental contamination, and evaluating perfluoroalkyl and polyfluoroalkyl substances waste management options. The department must submit the strategy in a report to the governor and the appropriate fiscal and policy committees of the legislature by December 1, 2024. It is the intent of the legislature to identify future funding sources for perfluoroalkyl and polyfluoroalkyl substances mitigation, informed by the strategy developed under this section, that do not include the model toxics control capital account.

Appropriation:

Model Toxics Control Capital Account—State.....	\$400,000
Prior Biennia (Expenditures).....	\$0
Future Biennia (Projected Costs).....	\$0
TOTAL.....	\$400,000

NEW SECTION. Sec. 3036. FOR THE DEPARTMENT

OF ECOLOGY

North Shore Levee (92000200)

The appropriation in this section is subject to the following conditions and limitations: The appropriation is provided solely as state grant assistance to the cities of Aberdeen and Hoquiam to match federal funding for the Aberdeen-Hoquiam flood protection project, north shore levee and north shore levee-west segments. The legislature intends to provide funds in the amount of \$35,500,000 over the course of the 2023-2025 and 2025-2027 fiscal biennia in grant funds for construction of the north shore levee project.

Appropriation:

State Building Construction Account—State	\$18,500,000
Prior Biennia (Expenditures).....	\$0
Future Biennia (Projected Costs).....	\$17,000,000

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TOTAL\$35,500,000
NEW SECTION. Sec. 3037. FOR THE DEPARTMENT OF ECOLOGY
 2023-25 Drought Response (92000205)
 The appropriation in this section is subject to the following conditions and limitations: The appropriation is provided solely for projects that include drought mitigation measures, water rights acquisition, or long-term leasing of water rights.
 Appropriation:
 State Building Construction Account—State.....\$3,000,000
 Prior Biennia (Expenditures)\$0
 Future Biennia (Projected Costs)\$12,000,000
 TOTAL.....\$15,000,000

NEW SECTION. Sec. 3038. FOR THE DEPARTMENT OF ECOLOGY
 DDT Soil Remediation Pilot (91000383)
 The appropriation in this section is subject to the following conditions and limitations:

(1) The appropriation in this section is provided solely for the department to implement a pilot program located in Okanogan county to remediate soil contaminated with dichlorodiphenyltrichloroethane (DDT) and DDT remnants, if the liquor and cannabis board determines the soil in the pilot program location produced cannabis products that meet or exceed state action levels under WAC 314-55-108. If the board determines that soil in the pilot program location does not produce cannabis products that meet or exceed these levels, the amount provided in this section shall lapse.

(2) If the department implements the pilot program under subsection (1) of this section, it shall provide a status report on remediation efforts to the legislature by December 1, 2023, and a final report on the outcome of its remediation efforts and any recommendations related to the implementation of a statewide remediation program for DDT-contaminated soil by December 1, 2024.

(3) The department shall coordinate implementation of the pilot program created under this section with the Washington department of agriculture and the liquor and cannabis board.

Appropriation:
 Model Toxics Control Capital Account—State ...\$5,000,000
 Prior Biennia (Expenditures)\$0
 Future Biennia (Projected Costs)\$0
 TOTAL.....\$5,000,000

NEW SECTION. Sec. 3039. FOR THE POLLUTION LIABILITY INSURANCE PROGRAM
 2023-25 Underground Storage Tank Capital Financial Assistance Program (40000002)

Appropriation:
 Pollution Liability Insurance Agency Underground Storage Tank Revolving Account—State\$12,000,000
 Prior Biennia (Expenditures)\$0
 Future Biennia (Projected Costs)\$48,000,000
 TOTAL.....\$60,000,000

NEW SECTION. Sec. 3040. FOR THE POLLUTION LIABILITY INSURANCE PROGRAM
 2023-25 Heating Oil Capital Financing Assistance Program (40000003)

Appropriation:
 Pollution Liability Insurance Agency Underground Storage Tank Revolving Account—State\$8,000,000
 Prior Biennia (Expenditures)\$0
 Future Biennia (Projected Costs)\$32,000,000
 TOTAL.....\$40,000,000

NEW SECTION. Sec. 3041. FOR THE STATE PARKS AND RECREATION COMMISSION

Lake Chelan State Park Moorage Dock Pile Replacement (30000416)
 Reappropriation:
 State Building Construction Account—State \$72,000
 Appropriation:
 State Building Construction Account—State \$574,000
 Prior Biennia (Expenditures)..... \$1,772,000
 Future Biennia (Projected Costs)..... \$0
 TOTAL..... \$2,418,000

NEW SECTION. Sec. 3042. FOR THE STATE PARKS AND RECREATION COMMISSION

Local Grant Authority (30000857)
 Appropriation:
 Parks Renewal and Stewardship Account—
 Private/Local \$2,000,000
 Prior Biennia (Expenditures)..... \$6,516,000
 Future Biennia (Projected Costs)..... \$8,000,000
 TOTAL..... \$16,516,000

NEW SECTION. Sec. 3043. FOR THE STATE PARKS AND RECREATION COMMISSION

Federal Grant Authority (30000858)
 Appropriation:
 General Fund—Federal \$750,000
 Prior Biennia (Expenditures)..... \$2,650,000
 Future Biennia (Projected Costs)..... \$3,000,000
 TOTAL..... \$6,400,000

NEW SECTION. Sec. 3044. FOR THE STATE PARKS AND RECREATION COMMISSION

Parkland Acquisition (30000976)
 Appropriation:
 Parkland Acquisition Account—State \$2,500,000
 Prior Biennia (Expenditures)..... \$2,753,000
 Future Biennia (Projected Costs)..... \$10,000,000
 TOTAL..... \$15,253,000

NEW SECTION. Sec. 3045. FOR THE STATE PARKS AND RECREATION COMMISSION

Saltwater - Green Vision Project (40000053)
 The appropriation in this section is subject to the following conditions and limitations: During the 2023-2025 fiscal biennium, the state parks and recreation commission must pursue, to the extent practicable, relevant opportunities to fund the future costs of this project through other state and federal capital grant programs.

Appropriation:
 State Building Construction Account—State \$450,000
 Prior Biennia (Expenditures)..... \$0
 Future Biennia (Projected Costs)..... \$0
 TOTAL..... \$450,000

NEW SECTION. Sec. 3046. FOR THE STATE PARKS AND RECREATION COMMISSION

Nisqually New Full Service Park (40000153)
 Reappropriation:
 State Building Construction Account—State \$10,244,000
 Appropriation:
 State Building Construction Account—State \$21,825,000
 Prior Biennia (Expenditures)..... \$4,739,000
 Future Biennia (Projected Costs)..... \$15,099,000
 TOTAL..... \$51,907,000

NEW SECTION. Sec. 3047. FOR THE STATE PARKS AND RECREATION COMMISSION

Fort Ebey Replace Campground Restroom (40000186)
 Appropriation:
 State Building Construction Account—State \$270,000
 Prior Biennia (Expenditures)..... \$0
 Future Biennia (Projected Costs)..... \$1,072,000

TOTAL.....	\$1,342,000
NEW SECTION. Sec. 3048. FOR THE STATE PARKS AND RECREATION COMMISSION	
Recreational Marine Sewage Disposal Program (CVA) (40000366)	
Appropriation:	
General Fund—Federal.....	\$2,600,000
Prior Biennia (Expenditures).....	\$2,600,000
Future Biennia (Projected Costs).....	\$10,400,000
TOTAL.....	\$15,600,000

NEW SECTION. Sec. 3049. FOR THE STATE PARKS AND RECREATION COMMISSION	
Palouse to Cascades Trail - Trail Structure Repairs (40000438)	
Appropriation:	
State Building Construction Account—State.....	\$1,261,000
Prior Biennia (Expenditures).....	\$0
Future Biennia (Projected Costs).....	\$3,533,000
TOTAL.....	\$4,794,000

NEW SECTION. Sec. 3050. FOR THE STATE PARKS AND RECREATION COMMISSION	
Fort Worden PDA Geothermal Heating (40000457)	
Appropriation:	
Climate Commitment Account—State.....	\$1,000,000
Prior Biennia (Expenditures).....	\$0
Future Biennia (Projected Costs).....	\$7,000,000
TOTAL.....	\$8,000,000

NEW SECTION. Sec. 3051. FOR THE STATE PARKS AND RECREATION COMMISSION	
2023-25 Capital Preservation Pool (91000443)	
The appropriation in this section is subject to the following conditions and limitations:	
(1) The appropriation in this section is provided solely for minor works projects, as described in section 8017 of this act.	
(2) The state parks and recreation commission may not use the appropriation in this section for planning, predesign, or design costs that will result in a request for construction funding in a subsequent biennium.	

Appropriation:	
State Building Construction Account—State.....	\$19,932,000
Prior Biennia (Expenditures).....	\$0
Future Biennia (Projected Costs).....	\$79,728,000
TOTAL.....	\$99,660,000

NEW SECTION. Sec. 3052. FOR THE STATE PARKS AND RECREATION COMMISSION	
Nisqually Day Use Improvements (40000202)	
Appropriation:	
State Building Construction Account—State.....	\$2,468,000
Prior Biennia (Expenditures).....	\$383,000
Future Biennia (Projected Costs).....	\$41,478,000
TOTAL.....	\$44,329,000

NEW SECTION. Sec. 3053. FOR THE STATE PARKS AND RECREATION COMMISSION	
Enhancement of Puget Sound Pump Out Facilities (92001127)	
The appropriation in this section is subject to the following conditions and limitations:	
(1) \$500,000 of the state building construction account—state appropriation is provided solely for conducting a needs assessment of recreational marine pump out facilities in Puget Sound with the goal of identifying areas underserved by the current infrastructure and new projects that will help meet the Puget Sound no discharge zone and prevent vessels from discharging sewage directly into Puget Sound.	
(2) \$500,000 of the state building construction account—state appropriation is provided solely to assist facilities that might otherwise experience hardship paying the federal matching	

requirements for projects funded under the United States fish and wildlife service clean vessel act program.	
Appropriation:	
State Building Construction Account—State.....	\$1,000,000
Prior Biennia (Expenditures).....	\$0
Future Biennia (Projected Costs).....	\$0
TOTAL.....	\$1,000,000

NEW SECTION. Sec. 3054. FOR THE STATE PARKS AND RECREATION COMMISSION	
2023-25 State Parks Capital Projects Pool (92001128)	
The appropriations in this section are subject to the following conditions and limitations:	
(1) The following projects are the only projects eligible for funding provided in this section.	
(a) \$23,548,000 of the state building construction account—state appropriation in this section is provided solely for the following pool of eligible projects owned by the state parks and recreation commission.	

- Cape Disappointment: Campground Access Road Culverts
- Cape Disappointment - Welcome Center and Entrance Improvements
- Fort Worden PDA Fire Alarm System Modifications and Upgrades
- Lake Sylvia Culvert Replacement
- Larrabee Water System Replacement
- Millersylvania Replace Original 1940's Water System
- NW Region Wide Culvert Replacements
- Palouse to Cascade Trail - Kittitas Depot Historic Preservation
- Sun Lakes Replace Primary Lift Station
- Wallace Falls Water System Replacement

(b) \$1,375,000 of the natural climate solutions account—state appropriation in this section is provided solely for the statewide fish barrier removal project.	
(2) The commission shall report to the governor and the appropriate committees of the legislature the list of projects with funding levels, allotments, and schedules for the projects in this section by January 1, 2024.	

Appropriation:	
Natural Climate Solutions Account—State.....	\$1,375,000
State Building Construction Account—State.....	\$23,548,000
Subtotal Appropriation.....	\$24,923,000
Prior Biennia (Expenditures).....	\$0
Future Biennia (Projected Costs).....	\$99,692,000
TOTAL.....	\$124,615,000

NEW SECTION. Sec. 3055. FOR THE RECREATION AND CONSERVATION FUNDING BOARD	
2023-25 Washington Wildlife Recreation Program (40000053)	
The appropriations in this section are subject to the following conditions and limitations: The appropriations in this section are provided solely for projects approved by the legislature, as identified in LEAP capital document No. RCO-1-2023, developed April 10, 2023.	

Appropriation:	
Farm and Forest Account—State.....	\$12,000,000
Habitat Conservation Account—State.....	\$54,000,000
Outdoor Recreation Account—State.....	\$54,000,000
Subtotal Appropriation.....	\$120,000,000
Prior Biennia (Expenditures).....	\$0
Future Biennia (Projected Costs).....	\$480,000,000
TOTAL.....	\$600,000,000

NEW SECTION. Sec. 3056. FOR THE RECREATION AND CONSERVATION FUNDING BOARD	
2023-25 Salmon Recovery Funding Board Grant Programs (40000054)	
The appropriations in this section are subject to the following	

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conditions and limitations:

(1) \$2,400,000 of the state building construction account—state appropriation is provided solely to maintain the lead entity program as described in chapter 77.85 RCW.

(2) \$640,000 of the state building construction account—state appropriation is provided solely for regional fisheries enhancement groups created in RCW 77.95.060.

Appropriation:

General Fund—Federal.....	\$75,000,000
State Building Construction Account—State.....	\$20,000,000
Subtotal Appropriation	\$95,000,000
Prior Biennia (Expenditures)	\$0
Future Biennia (Projected Costs)	\$380,000,000
TOTAL.....	\$475,000,000

NEW SECTION. Sec. 3057. FOR THE RECREATION AND CONSERVATION FUNDING BOARD

2023-25 Boating Facilities Program (40000055)

Appropriation:

Recreation Resources Account—State	\$13,800,000
Prior Biennia (Expenditures)	\$0
Future Biennia (Projected Costs)	\$55,200,000
TOTAL.....	\$69,000,000

NEW SECTION. Sec. 3058. FOR THE RECREATION AND CONSERVATION FUNDING BOARD

2023-25 Nonhighway and Off-Road Vehicle Activities (40000056)

Appropriation:

NOVA Program Account—State.....	\$12,063,000
Prior Biennia (Expenditures)	\$0
Future Biennia (Projected Costs)	\$48,252,000
TOTAL.....	\$60,315,000

NEW SECTION. Sec. 3059. FOR THE RECREATION AND CONSERVATION FUNDING BOARD

2023-25 Firearms and Archery Range Recreation (40000057)

Appropriation:

Firearms Range Account—State.....	\$840,000
Prior Biennia (Expenditures)	\$0
Future Biennia (Projected Costs)	\$3,360,000
TOTAL.....	\$4,200,000

NEW SECTION. Sec. 3060. FOR THE RECREATION AND CONSERVATION FUNDING BOARD

2023-25 Youth Athletics Facilities (40000058)

The appropriation in this section is subject to the following conditions and limitations: The appropriation in this section is provided solely for projects approved by the legislature, as identified in LEAP capital document No. RCO-3-2023, developed April 10, 2023.

Appropriation:

Youth Athletic Facility Account—State	\$10,440,000
Prior Biennia (Expenditures)	\$0
Future Biennia (Projected Costs)	\$41,760,000
TOTAL.....	\$52,200,000

NEW SECTION. Sec. 3061. FOR THE RECREATION AND CONSERVATION FUNDING BOARD

2023-25 Aquatic Lands Enhancement Account (40000059)

The appropriations in this section are subject to the following conditions and limitations: The appropriations in this section are provided solely for projects approved by the legislature, as identified in LEAP capital document No. RCO-4-2023, developed April 10, 2023.

Appropriation:

Aquatic Lands Enhancement Account—State.....	\$3,500,000
State Building Construction Account—State.....	\$2,358,000
Subtotal Appropriation	\$5,858,000
Prior Biennia (Expenditures)	\$0

Future Biennia (Projected Costs).....	\$23,432,000
TOTAL.....	\$29,290,000

NEW SECTION. Sec. 3062. FOR THE RECREATION AND CONSERVATION FUNDING BOARD

2023-25 Community Forest Grant Program (40000060)

The appropriation in this section is subject to the following conditions and limitations: The appropriation in this section is provided solely for projects approved by the legislature, as identified in LEAP capital document No. RCO-5-2023, developed April 10, 2023.

Appropriation:

State Building Construction Account—State	\$7,807,000
Prior Biennia (Expenditures).....	\$0
Future Biennia (Projected Costs).....	\$31,228,000
TOTAL.....	\$39,035,000

NEW SECTION. Sec. 3063. FOR THE RECREATION AND CONSERVATION FUNDING BOARD

2023-25 Puget Sound Acquisition and Restoration (40000061)

The appropriations in this section are subject to the following conditions and limitations: The appropriations in this section are provided solely for projects approved by the legislature, as identified in LEAP capital document No. RCO-2-2023, developed April 10, 2023.

Appropriation:

Natural Climate Solutions Account—State	\$10,115,000
State Building Construction Account—State	\$49,050,000
Subtotal Appropriation	\$59,165,000
Prior Biennia (Expenditures).....	\$0
Future Biennia (Projected Costs).....	\$236,660,000
TOTAL.....	\$295,825,000

NEW SECTION. Sec. 3064. FOR THE RECREATION AND CONSERVATION FUNDING BOARD

2023-25 Estuary and Salmon Restoration Program (40000062)

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

(1) Except as provided under subsections (2) and (3) of this section, the appropriation in this section is provided solely for projects approved by the legislature, as identified in LEAP capital document No. RCO-7-2023, developed April 10, 2023.

(2) The recreation and conservation funding board may retain a portion of the funding appropriated in this section for the administration of the grants. The portion of the funding retained for administration may not exceed \$545,000.

(3) The department of fish and wildlife may retain a portion of the funding appropriated in this section for costs related to technical assistance and program administration. The portion of the funding retained for costs related to technical assistance and program administration may not exceed \$545,000.

Appropriation:

State Building Construction Account—State	\$14,309,000
Prior Biennia (Expenditures).....	\$0
Future Biennia (Projected Costs).....	\$57,236,000
TOTAL.....	\$71,545,000

NEW SECTION. Sec. 3065. FOR THE RECREATION AND CONSERVATION FUNDING BOARD

2023-25 Washington Coastal Restoration and Resiliency Initiative (40000063)

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

(1) Except as provided under subsection (2) of this section, the appropriation in this section is provided solely for projects approved by the legislature, as identified in LEAP capital document No. RCO-8-2023, developed April 10, 2023.

(2) The recreation and conservation funding board may retain a portion of the funds appropriated in this section for the

administration of the grants. The portion of the funding retained for administration may not exceed 4.12 percent of the appropriation.

Appropriation:

State Building Construction Account—State.....	\$10,134,000
Prior Biennia (Expenditures)	\$0
Future Biennia (Projected Costs)	\$40,536,000
TOTAL	\$50,670,000

NEW SECTION. Sec. 3066. FOR THE RECREATION AND CONSERVATION FUNDING BOARD

2023-25 Brian Abbott Fish Barrier Removal Board (40000064)

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

(1) Except as provided under subsections (2) and (3) of this section, the appropriations in this section are provided solely for projects approved by the legislature, as identified in LEAP capital document No. RCO-6-2023, developed April 10, 2023.

(2) The recreation and conservation funding board may retain a portion of the funding appropriated in this section for the administration of the grants. The portion of the funding retained for administration may not exceed \$1,356,000 from the state building construction account—state appropriation in this section.

(3) The department of fish and wildlife may retain up to \$1,862,000 of the state building construction account—state appropriation in this section for the Brian Abbott fish barrier removal board for technical assistance in developing projects for consideration.

Appropriation:

Natural Climate Solutions Account—State	\$21,092,000
State Building Construction Account—State.....	\$27,315,000
Subtotal Appropriation	\$48,407,000
Prior Biennia (Expenditures)	\$0
Future Biennia (Projected Costs)	\$193,628,000
TOTAL	\$242,035,000

NEW SECTION. Sec. 3067. FOR THE RECREATION AND CONSERVATION FUNDING BOARD

2023-25 Recreational Trails Program (40000065)

Appropriation:

General Fund—Federal.....	\$5,000,000
Prior Biennia (Expenditures)	\$0
Future Biennia (Projected Costs)	\$20,000,000
TOTAL	\$25,000,000

NEW SECTION. Sec. 3068. FOR THE RECREATION AND CONSERVATION FUNDING BOARD

2023-25 Boating Infrastructure Grants (40000066)

Appropriation:

General Fund—Federal.....	\$5,000,000
Prior Biennia (Expenditures)	\$0
Future Biennia (Projected Costs)	\$20,000,000
TOTAL	\$25,000,000

NEW SECTION. Sec. 3069. FOR THE RECREATION AND CONSERVATION FUNDING BOARD

2023-25 Land and Water Conservation Fund (40000067)

Appropriation:

General Fund—Federal.....	\$20,000,000
Prior Biennia (Expenditures)	\$0
Future Biennia (Projected Costs)	\$80,000,000
TOTAL	\$100,000,000

NEW SECTION. Sec. 3070. FOR THE RECREATION AND CONSERVATION FUNDING BOARD

2023-25 Family Forest Fish Passage Program (40000068)

Appropriation:

Natural Climate Solutions Account—State	\$7,780,000
Prior Biennia (Expenditures)	\$0

Future Biennia (Projected Costs).....	\$31,120,000
TOTAL.....	\$38,900,000

NEW SECTION. Sec. 3071. FOR THE RECREATION AND CONSERVATION FUNDING BOARD

Planning for Recreation Access Grants (40000503)

Appropriation:

State Building Construction Account—State	\$5,000,000
Prior Biennia (Expenditures)	\$0
Future Biennia (Projected Costs).....	\$20,000,000
TOTAL	\$25,000,000

NEW SECTION. Sec. 3072. FOR THE RECREATION AND CONSERVATION FUNDING BOARD

Upper Quinault River Restoration Project (91000958)

The appropriation in this section is subject to the following conditions and limitations: It is the intent of the legislature that future requests for state funding for the Upper Quinault River Restoration Project will be made through competitive grant programs.

Reappropriation:

State Building Construction Account—State	\$2,123,000
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Appropriation:

State Building Construction Account—State	\$2,000,000
Prior Biennia (Expenditures).....	\$1,877,000
Future Biennia (Projected Costs).....	\$0
TOTAL.....	\$6,000,000

NEW SECTION. Sec. 3073. FOR THE RECREATION AND CONSERVATION FUNDING BOARD

Springwood Ranch in Kittitas County (91001663)

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

(1) Except as provided under subsection (4) of this section, the appropriations in this section are provided solely for a grant from the agency to The Trust for Public Land to cover the costs of the Trust's acquisition, disposition, and temporary management of real property in upper Kittitas County known as Springwood Ranch in exchange for an agreement to reconvey the real property for public purposes as described in this section.

(2) The recreation and conservation office shall enter into a grant agreement with The Trust for Public Land that allows for the disbursement of the funding described in subsection (1) of this section to The Trust for Public Land for the following purposes:

(a) To convey a portion of the Springwood Ranch property to Kittitas County for its ownership and management, including maintenance of existing agricultural uses and future uses allowed under current zoning or that provide a public use or benefit;

(b) To convey a portion of the Springwood Ranch property to the department of fish and wildlife for its ownership and management to provide public use and benefit;

(c) To convey a portion of the Springwood Ranch property to the Yakama Nation for its ownership and management to provide public benefit;

(d) To convey a portion of the Springwood Ranch property to the Kittitas Reclamation District, which shall hold the property until a transfer, without compensation and subject to section 8039 of this act, to the United States bureau of reclamation for the purposes of construction of a water supply reservoir for managing instream flow in accordance with the Yakima Basin integrated plan, or until such purpose is declared by the bureau of reclamation as no longer feasible; and

(e) To assist in achieving the goals of the Yakima Basin integrated plan.

(3) If the bureau of reclamation determines that the construction of a water supply reservoir is not feasible as described in subsection (2)(d) of this section, the Kittitas Reclamation District must work with Kittitas County, the

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Yakama Nation, the department of fish and wildlife, and other interested stakeholders to identify the appropriate public owner and manager and convey, without compensation and in accordance with RCW 87.03.136, as amended in section 8039 of this act, the Kittitas Reclamation District's portion of Springwood Ranch to that entity.

(4) The recreation and conservation office may use up to one percent of the appropriations in this section, if necessary, to recover its administrative costs.

Reappropriation:

State Building Construction Account—State..... \$10,000,000

Appropriation:

State Building Construction Account—State..... \$11,600,000

State Taxable Building Construction Account—

State..... \$2,400,000

Subtotal Appropriation \$14,000,000

Prior Biennia (Expenditures) \$0

Future Biennia (Projected Costs) \$0

TOTAL \$24,000,000

NEW SECTION. Sec. 3074. FOR THE RECREATION AND CONSERVATION FUNDING BOARD

Salmon Recovery Funding Board: Riparian Grant Program (91001679)

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

(1) The salmon recovery funding board shall develop and administer a grant category under this section that is specific to riparian areas. The legislature intends that the riparian area grant category complement the existing salmon recovery grant program that is designed to address the highest priority needs of salmon habitat and protection.

(2) In developing the riparian area grant category, the salmon recovery funding board:

(a) Shall use existing structures, processes, procedures, policies, and criteria developed pursuant to chapter 77.85 RCW; and

(b) May adopt additional criteria specific to riparian areas to achieve restoration of fully functioning riparian ecosystems.

Appropriation:

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

Prior Biennia (Expenditures) \$0

Future Biennia (Projected Costs) \$100,000,000

TOTAL \$125,000,000

NEW SECTION. Sec. 3075. FOR THE RECREATION AND CONSERVATION FUNDING BOARD

Fish Barrier Removal Projects in Skagit County (91001662)

The appropriations in this section are subject to the following conditions and limitations: The reappropriation is subject to the provisions of section 3046, chapter 296, Laws of 2022.

Reappropriation:

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

Appropriation:

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

Prior Biennia (Expenditures) \$0

Future Biennia (Projected Costs) \$0

TOTAL \$2,000,000

NEW SECTION. Sec. 3076. FOR THE RECREATION AND CONSERVATION FUNDING BOARD

Community Outdoor Athletic Facilities Program (92000458)

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

(1) Except as provided under subsection (2) of this section, the appropriations in this section are provided solely for a competitive grant program that improves equitable access to community outdoor athletic facilities as provided in RCW

43.99N.060, as amended in section 8036 of this act.

(2) Up to four percent of the appropriations in this section may be used by the recreation and conservation office for the costs of administration.

Appropriation:

Youth Athletic Facility Account—State..... \$6,600,000

State Building Construction Account—State \$5,900,000

Subtotal Appropriation \$12,500,000

Prior Biennia (Expenditures) \$0

Future Biennia (Projected Costs)..... \$12,500,000

TOTAL \$25,000,000

NEW SECTION. Sec. 3077. FOR THE RECREATION AND CONSERVATION FUNDING BOARD

City of LaCenter Breezee Creek Culvert Replacement (92000461)

Appropriation:

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

Prior Biennia (Expenditures) \$0

Future Biennia (Projected Costs)..... \$0

TOTAL \$1,000,000

NEW SECTION. Sec. 3078. FOR THE STATE CONSERVATION COMMISSION

2023-25 VSP Project Funding (40000021)

Appropriation:

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

Prior Biennia (Expenditures) \$0

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

TOTAL \$15,000,000

NEW SECTION. Sec. 3079. FOR THE STATE CONSERVATION COMMISSION

2023-25 Natural Resource Investment for the Economy & Environment (40000022)

Appropriation:

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

Prior Biennia (Expenditures) \$0

Future Biennia (Projected Costs)..... \$16,000,000

TOTAL \$20,000,000

NEW SECTION. Sec. 3080. FOR THE STATE CONSERVATION COMMISSION

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

Appropriation:

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

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

Subtotal Appropriation \$15,000,000

Prior Biennia (Expenditures) \$0

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

TOTAL \$75,000,000

NEW SECTION. Sec. 3081. FOR THE STATE CONSERVATION COMMISSION

2023-25 Farmland Protection and Land Access (40000024)

Appropriation:

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

Prior Biennia (Expenditures) \$0

Future Biennia (Projected Costs)..... \$16,000,000

TOTAL \$20,000,000

NEW SECTION. Sec. 3082. FOR THE STATE CONSERVATION COMMISSION

2023-25 Irrigation Efficiencies (40000025)

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

(1) The appropriation in this section is provided solely for technical assistance and grants to conservation districts for the purpose of implementing water conservation measures and irrigation efficiencies. The state conservation commission shall

give preference to projects located in the 16 fish critical basins, other water-short or drought impacted basins, and basins with significant water resource and instream flow issues. Projects that are not within the basins described in this subsection are also eligible to receive funding.

(2) Conservation districts statewide are eligible for grants under subsection (1) of this section. A conservation district receiving funds shall manage each grant to ensure that a portion of the water saved by the water conservation measure or irrigation efficiency is available for other instream and out-of-stream uses and users. The proportion of saved water made available for other uses and users must be equal to the percentage of the public investment in the conservation measure or irrigation efficiency.

Appropriation:

State Building Construction Account—State.....	\$2,500,000
Prior Biennia (Expenditures)	\$0
Future Biennia (Projected Costs)	\$10,000,000
TOTAL	\$12,500,000

NEW SECTION. Sec. 3083. FOR THE STATE CONSERVATION COMMISSION

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

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

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

- (a) Total project cost broken out by federal, state, and other fund sources;
- (b) Anticipated budget by fund source by state fiscal year;
- (c) Whether or not the commission received the project cost information from the project sponsor prior to the sponsor applying for funding from the federal government; and
- (d) The date of when the federal award was received or is anticipated to be received.

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

Appropriation:

State Building Construction Account—State.....	\$3,000,000
Prior Biennia (Expenditures)	\$0
Future Biennia (Projected Costs)	\$12,000,000
TOTAL	\$15,000,000

NEW SECTION. Sec. 3084. FOR THE STATE CONSERVATION COMMISSION

2023-25 Conservation Reserve Enhancement Program (CREP) PIP (40000027)

Appropriation:

Conservation Assistance Rev Account—State	\$100,000
Prior Biennia (Expenditures)	\$0
Future Biennia (Projected Costs)	\$400,000
TOTAL	\$500,000

NEW SECTION. Sec. 3085. FOR THE STATE CONSERVATION COMMISSION

2023-25 Washington Shrubsteppe Restoration & Resiliency Initiative (40000028)

Appropriation:

State Building Construction Account—State.....	\$1,500,000
Prior Biennia (Expenditures)	\$0
Future Biennia (Projected Costs)	\$6,000,000
TOTAL	\$7,500,000

NEW SECTION. Sec. 3086. FOR THE STATE CONSERVATION COMMISSION

2023-25 Improve Shellfish Growing Areas (40000029)

Appropriation:

State Building Construction Account—State	\$3,500,000
Prior Biennia (Expenditures).....	\$0
Future Biennia (Projected Costs).....	\$14,000,000
TOTAL.....	\$17,500,000

NEW SECTION. Sec. 3087. FOR THE STATE CONSERVATION COMMISSION

Riparian Restoration with Landowners (91000020)

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

(1) The appropriations in this section are provided solely for the state conservation commission to provide grants for riparian restoration projects with landowners.

(2)(a) Within funds appropriated in this section, the commission shall develop and implement the voluntary riparian grant program to fund protection and restoration of critical riparian management zones. The commission is responsible for developing the voluntary grant program criteria to achieve optimal restoration of functioning riparian ecosystems in priority critical riparian management zones.

(b) In adopting the program criteria under this section, the commission must:

- (i) Invite federally recognized tribes to be full participants;
- (ii) Coordinate with private landowners and other interested stakeholders;
- (iii) Coordinate with the department of ecology, the department of fish and wildlife, conservation districts, and the department of agriculture; and
- (iv) Consider the best available, locally applicable science that is specific to each region of the state where the program criteria will be applied.

(3)(a) The commission shall prioritize critical riparian management zones at the watershed or subbasin scale where grant funding under the program created in this section would be primarily targeted. The prioritization must be informed by, consistent with, and aligned with one or more of the following: Watershed plans developed pursuant to chapter 90.82 RCW; the action agenda developed under RCW 90.71.260; regional recovery plans created under RCW 77.85.090; the habitat project lists developed pursuant to RCW 77.85.050; the prioritization process developed under RCW 77.95.160; and priority projects identified for salmon recovery through agency grant programs.

(b) The prioritization of critical riparian management projects must be developed in coordination with:

- (i) Local federally recognized tribes;
- (ii) Local private landowners who are voluntarily participating in the program;
- (iii) Local conservation districts; and
- (iv) The local county, the department of fish and wildlife, the department of ecology, and water resource inventory area planning units organized pursuant to chapter 90.82 RCW.

(4)(a) Conditions for awarding funding for projects under this program include, but are not limited to:

- (i) Consistency with the program criteria established under subsection (2) of this section;
- (ii) Tiered incentive rates tied to improving functionality for riparian areas; and
- (iii) Other requirements as determined by the commission.

(b) The commission must give preference and compensation for permanent protection of riparian areas or removal of riparian land from agricultural production or other development by purchase at fair market value.

(5) The commission must distribute riparian grant program funding equitably throughout the state, consistent with received

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grant applications and benefit to salmon habitat. Funding is intended primarily for projects located in salmon recovery regions, as defined in RCW 77.85.010, but funding may also be distributed to a project not located in a salmon recovery region upon a determination by the commission that the project will provide a unique benefit to salmon habitat.

(6) Allowable expenses to a grantee receiving funds under this section include, but are not limited to, labor, equipment, fencing, mulch, seed, seedling trees, manual weed control, and yearly maintenance costs for up to 10 years.

(7) Any native woody trees and shrubs planted with funding provided under this section must be maintained for a minimum of five years or as otherwise set by the commission for each grantee. Vegetation must be chosen to prevent invasive weed populations and ensure survival and successful establishment of plantings.

(8) The commission shall determine appropriate recordkeeping and data collections procedures required for program implementation and shall establish a data management system that allows for coordination between the commission and other state agencies. Any data collected or shared under this section may be used only to assess the successes of the riparian grant program in improving the functions of critical riparian habitat.

(9) The commission shall develop and implement a framework that includes monitoring, adaptive management, and metrics in order to ensure consistency with the requirements of the riparian grant program. The monitoring and adaptive management framework may include, but is not limited to, consideration of:

- (a) Acres identified as eligible for restoration within a watershed;
- (b) Acres planned to be restored;
- (c) Acres actually planted and maintained;
- (d) Success in targeting and achieving aggregated project implementation resulting in increase in linear miles restored;
- (e) Plan review criteria; and
- (f) Other similar factors as identified by the commission.

(10) The commission may use up to two percent of any amounts appropriated in this section for targeted outreach activities that focus on critically identified geographic locations for listed salmon species.

(11) The commission may use up to four percent of amounts appropriated in this section for administrative expenses.

(12) For the purposes of this section, "critical riparian management zone" means the area adjacent to freshwaters, wetlands, and marine waters that has been locally or regionally identified as an area where salmon recovery efforts would significantly benefit from enhanced protection or restoration.

Reappropriation:
 Salmon Recovery Account—State.....\$10,000,000
 Appropriation:
 Natural Climate Solutions Account—State\$25,000,000
 Prior Biennia (Expenditures)\$0
 Future Biennia (Projected Costs)\$100,000,000
 TOTAL.....\$135,000,000

NEW SECTION. Sec. 3088. FOR THE STATE CONSERVATION COMMISSION

Whitman County Fire Recovery (92000017)
 Appropriation:
 State Building Construction Account—State.....\$961,000
 Prior Biennia (Expenditures)\$0
 Future Biennia (Projected Costs)\$0
 TOTAL.....\$961,000

NEW SECTION. Sec. 3089. FOR THE STATE CONSERVATION COMMISSION

Skagit County Voluntary Stewardship (92001497)
 Appropriation:

State Building Construction Account—State\$1,000,000
 Prior Biennia (Expenditures).....\$0
 Future Biennia (Projected Costs).....\$0
 TOTAL.....\$1,000,000

NEW SECTION. Sec. 3090. FOR THE DEPARTMENT OF FISH AND WILDLIFE

Migratory Waterfowl Habitat (20082045)
 Reappropriation:
 Limited Fish and Wildlife Account—State\$1,182,000
 Appropriation:
 Limited Fish and Wildlife Account—State\$600,000
 Prior Biennia (Expenditures).....\$2,655,000
 Future Biennia (Projected Costs).....\$2,400,000
 TOTAL.....\$6,837,000

NEW SECTION. Sec. 3091. FOR THE DEPARTMENT OF FISH AND WILDLIFE

Mitigation Projects and Dedicated Funding (20082048)
 Reappropriation:
 General Fund—Federal\$13,728,000
 General Fund—Private/Local.....\$2,080,000
 Limited Fish and Wildlife Account—State\$1,388,000
 Special Wildlife Account—Federal.....\$2,303,000
 Special Wildlife Account—Private/Local\$3,328,000
 Subtotal Reappropriation.....\$22,827,000
 Appropriation:
 Fish, Wildlife, and Conservation Account—State..\$500,000
 General Fund—Federal\$10,000,000
 General Fund—Private/Local.....\$1,000,000
 Special Wildlife Account—Federal.....\$1,000,000
 Special Wildlife Account—Private/Local\$1,000,000
 Subtotal Appropriation\$13,500,000
 Prior Biennia (Expenditures).....\$89,394,000
 Future Biennia (Projected Costs).....\$54,000,000
 TOTAL.....\$179,721,000

NEW SECTION. Sec. 3092. FOR THE DEPARTMENT OF FISH AND WILDLIFE

Minter Hatchery Intakes (30000277)
 Reappropriation:
 State Building Construction Account—State\$7,576,000
 Appropriation:
 State Building Construction Account—State\$1,441,000
 Prior Biennia (Expenditures).....\$1,335,000
 Future Biennia (Projected Costs).....\$0
 TOTAL.....\$10,352,000

NEW SECTION. Sec. 3093. FOR THE DEPARTMENT OF FISH AND WILDLIFE

Wallace River Hatchery - Replace Intakes and Ponds (30000660)
 Reappropriation:
 State Building Construction Account—State\$6,810,000
 Appropriation:
 State Building Construction Account—State\$17,228,000
 Prior Biennia (Expenditures).....\$8,495,000
 Future Biennia (Projected Costs).....\$12,936,000
 TOTAL.....\$45,469,000

NEW SECTION. Sec. 3094. FOR THE DEPARTMENT OF FISH AND WILDLIFE

Soos Creek Hatchery Renovation (30000661)
 Reappropriation:
 State Building Construction Account—State\$3,180,000
 Appropriation:
 State Building Construction Account—State\$2,054,000
 Prior Biennia (Expenditures).....\$16,861,000
 Future Biennia (Projected Costs).....\$0
 TOTAL.....\$22,095,000

NEW SECTION. Sec. 3095. FOR THE DEPARTMENT OF FISH AND WILDLIFE

Spokane Hatchery Renovation (30000663)
 Reappropriation:
 State Building Construction Account—State.....\$2,277,000
 Appropriation:
 Model Toxics Control Capital Account—State ...\$8,647,000
 State Building Construction Account—State.....\$8,153,000
 Subtotal Appropriation\$16,800,000
 Prior Biennia (Expenditures)\$523,000
 Future Biennia (Projected Costs)\$36,446,000
 TOTAL\$56,046,000

NEW SECTION. Sec. 3096. FOR THE DEPARTMENT OF FISH AND WILDLIFE

Naselle Hatchery Renovation (30000671)
 Reappropriation:
 State Building Construction Account—State.....\$16,235,000
 Appropriation:
 State Building Construction Account—State.....\$11,500,000
 Prior Biennia (Expenditures)\$6,897,000
 Future Biennia (Projected Costs)\$25,588,000
 TOTAL\$60,220,000

NEW SECTION. Sec. 3097. FOR THE DEPARTMENT OF FISH AND WILDLIFE

Beaver Creek Hatchery - Renovation (30000680)
 Reappropriation:
 State Building Construction Account—State.....\$129,000
 Appropriation:
 State Building Construction Account—State.....\$2,696,000
 Prior Biennia (Expenditures)\$6,000
 Future Biennia (Projected Costs)\$28,872,000
 TOTAL\$31,703,000

NEW SECTION. Sec. 3098. FOR THE DEPARTMENT OF FISH AND WILDLIFE

Toutle River Fish Collection Facility - Match (40000021)
 The appropriations in this section are subject to the following conditions and limitations: The reappropriation is subject to the provisions of section 3058, chapter 296, Laws of 2022.
 Reappropriation:
 State Building Construction Account—State.....\$2,042,000
 Appropriation:
 State Building Construction Account—State.....\$300,000
 Prior Biennia (Expenditures)\$667,000
 Future Biennia (Projected Costs)\$9,600,000
 TOTAL\$12,609,000

NEW SECTION. Sec. 3099. FOR THE DEPARTMENT OF FISH AND WILDLIFE

Fish and Wildlife Health and BioSecurity Facility (40000090)
 Appropriation:
 State Building Construction Account—State.....\$884,000
 Prior Biennia (Expenditures)\$0
 Future Biennia (Projected Costs)\$6,921,000
 TOTAL\$7,805,000

NEW SECTION. Sec. 3100. FOR THE DEPARTMENT OF FISH AND WILDLIFE

SRKW - Sol Duc Hatchery Modifications (40000147)
 Reappropriation:
 State Building Construction Account—State.....\$127,000
 Appropriation:
 State Building Construction Account—State.....\$1,186,000
 Prior Biennia (Expenditures)\$73,000
 Future Biennia (Projected Costs)\$8,508,000
 TOTAL\$9,894,000

NEW SECTION. Sec. 3101. FOR THE DEPARTMENT OF FISH AND WILDLIFE

Duckabush Estuary Habitat Restoration (40000163)
 The appropriations in this section are subject to the following conditions and limitations: \$14,000,000 of the state building construction account—state appropriation is provided solely to fund construction of the Duckabush estuary habitat restoration project. The legislature intends to provide funding in the amount of \$41,000,000 over the course of the 2023-2025 and 2025-2027 fiscal biennia for this project.

Appropriation:
 General Fund—Federal\$30,000,000
 State Building Construction Account—State\$14,000,000
 Subtotal Appropriation\$44,000,000
 Prior Biennia (Expenditures)\$0
 Future Biennia (Projected Costs)\$27,000,000
 TOTAL\$71,000,000

NEW SECTION. Sec. 3102. FOR THE DEPARTMENT OF FISH AND WILDLIFE

Minor Works Preservation 23-25 (40000164)
 Appropriation:
 State Building Construction Account—State\$11,255,000
 Prior Biennia (Expenditures)\$0
 Future Biennia (Projected Costs)\$45,020,000
 TOTAL\$56,275,000

NEW SECTION. Sec. 3103. FOR THE DEPARTMENT OF FISH AND WILDLIFE

SRKW - Palmer Ponds Expansion (40000175)
 Appropriation:
 State Building Construction Account—State\$950,000
 Prior Biennia (Expenditures)\$0
 Future Biennia (Projected Costs)\$3,842,000
 TOTAL\$4,792,000

NEW SECTION. Sec. 3104. FOR THE DEPARTMENT OF FISH AND WILDLIFE

Minor Works Programmatic 23-25 (40000178)
 Appropriation:
 State Building Construction Account—State\$2,850,000
 Prior Biennia (Expenditures)\$0
 Future Biennia (Projected Costs)\$11,400,000
 TOTAL\$14,250,000

NEW SECTION. Sec. 3105. FOR THE DEPARTMENT OF FISH AND WILDLIFE

Snohomish County Wildlife Rehabilitation Facility (PAWS) (40000267)
 Appropriation:
 State Building Construction Account—State\$500,000
 Prior Biennia (Expenditures)\$0
 Future Biennia (Projected Costs)\$0
 TOTAL\$500,000

NEW SECTION. Sec. 3106. FOR THE DEPARTMENT OF FISH AND WILDLIFE

Cooperative Elk and Deer Damage Fencing (91000162)
 The appropriation in this section is subject to the following conditions and limitations:

(1) \$1,200,000 of the appropriation provided in this section is provided solely for a cooperative elk fencing program administered by the department.

(2) \$200,000 of the appropriation provided in this section is provided solely for the department to purchase deer fencing materials to provide to private landowners.

Appropriation:
 State Building Construction Account—State\$1,400,000
 Prior Biennia (Expenditures)\$0
 Future Biennia (Projected Costs)\$5,600,000
 TOTAL\$7,000,000

NEW SECTION. Sec. 3107. FOR THE DEPARTMENT OF FISH AND WILDLIFE

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Samish Hatchery - Friday Creek Intake & Fish Passage (30000843)

Appropriation:	
State Building Construction Account—State.....	\$150,000
Prior Biennia (Expenditures)	\$0
Future Biennia (Projected Costs)	\$10,798,000
TOTAL	\$10,948,000

NEW SECTION. Sec. 3108. FOR THE DEPARTMENT

OF FISH AND WILDLIFE

Tribal Hatcheries (91000163)

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

(1) \$1,583,000 of the appropriation in this section is provided solely for the department to provide funding to the Puyallup Tribe for equipment installation, operations, and improvements at salmon hatcheries.

(2) \$850,000 of the appropriation in this section is provided solely for the department to provide funding to the Suquamish Tribe for hatchery improvements and water quality enhancements.

(3) \$1,050,000 of the appropriation in this section is provided solely for the department to provide funding to the Yakama Nation for hatchery equipment and operations.

Appropriation:	
State Taxable Building Construction Account—	
State.....	\$3,483,000
Prior Biennia (Expenditures)	\$0
Future Biennia (Projected Costs)	\$0
TOTAL	\$3,483,000

NEW SECTION. Sec. 3109. FOR THE DEPARTMENT

OF NATURAL RESOURCES

2023-25 Forestry Riparian Easement Program (40000139)

Appropriation:	
Natural Climate Solutions Account—State	\$10,000,000
Prior Biennia (Expenditures)	\$0
Future Biennia (Projected Costs)	\$40,000,000
TOTAL	\$50,000,000

NEW SECTION. Sec. 3110. FOR THE DEPARTMENT

OF NATURAL RESOURCES

2023-25 Rivers and Habitat Open Space Program (RHOSP) (40000140)

Appropriation:	
Natural Climate Solutions Account—State	\$1,660,000
State Building Construction Account—State.....	\$3,354,000
Subtotal Appropriation	\$5,014,000
Prior Biennia (Expenditures)	\$0
Future Biennia (Projected Costs)	\$20,056,000
TOTAL	\$25,070,000

NEW SECTION. Sec. 3111. FOR THE DEPARTMENT

OF NATURAL RESOURCES

2023-25 Safe and Sustainable Recreation (40000141)

Appropriation:	
State Building Construction Account—State.....	\$2,915,000
Prior Biennia (Expenditures)	\$0
Future Biennia (Projected Costs)	\$11,660,000
TOTAL	\$14,575,000

NEW SECTION. Sec. 3112. FOR THE DEPARTMENT

OF NATURAL RESOURCES

2023-25 School Seismic Safety - Geologic Site Class Assessments (40000142)

Appropriation:	
State Building Construction Account—State.....	\$663,000
Prior Biennia (Expenditures)	\$0
Future Biennia (Projected Costs)	\$2,652,000

TOTAL..... \$3,315,000

NEW SECTION. Sec. 3113. FOR THE DEPARTMENT OF NATURAL RESOURCES

Whiteman Cove Restoration (40000143)

Appropriation:	
State Building Construction Account—State	\$6,937,000
Prior Biennia (Expenditures)	\$0
Future Biennia (Projected Costs)	\$0
TOTAL	\$6,937,000

NEW SECTION. Sec. 3114. FOR THE DEPARTMENT OF NATURAL RESOURCES

Lakebay Marina UST Cleanup (40000144)

Appropriation:	
Model Toxics Control Capital Account—State... ..	\$1,009,000
Prior Biennia (Expenditures)	\$0
Future Biennia (Projected Costs)	\$0
TOTAL	\$1,009,000

NEW SECTION. Sec. 3115. FOR THE DEPARTMENT OF NATURAL RESOURCES

2023-25 State Trust Land Replacement (40000145)

Appropriation:	
Community and Technical College Forest Reserve	
Account—State	\$1,000,000
Natural Resources Real Property Replacement	
Account—State	\$49,571,000
Resource Management Cost Account—State....	\$30,000,000
Subtotal Appropriation	\$80,571,000
Prior Biennia (Expenditures)	\$0
Future Biennia (Projected Costs)	\$322,284,000
TOTAL	\$402,855,000

NEW SECTION. Sec. 3116. FOR THE DEPARTMENT OF NATURAL RESOURCES

2023-25 Federal Land Acquisition Grants (40000148)

Appropriation:	
General Fund—Federal	\$5,000,000
Prior Biennia (Expenditures)	\$0
Future Biennia (Projected Costs)	\$20,000,000
TOTAL	\$25,000,000

NEW SECTION. Sec. 3117. FOR THE DEPARTMENT OF NATURAL RESOURCES

2023-25 Forest Legacy (40000149)

Appropriation:	
General Fund—Federal	\$14,000,000
Prior Biennia (Expenditures)	\$0
Future Biennia (Projected Costs)	\$56,000,000
TOTAL	\$70,000,000

NEW SECTION. Sec. 3118. FOR THE DEPARTMENT OF NATURAL RESOURCES

2023-25 Structurally Deficient Bridges (40000150)

Appropriation:	
State Building Construction Account—State	\$3,062,000
Prior Biennia (Expenditures)	\$0
Future Biennia (Projected Costs)	\$12,248,000
TOTAL	\$15,310,000

NEW SECTION. Sec. 3119. FOR THE DEPARTMENT OF NATURAL RESOURCES

2023-25 Natural Areas Facilities Preservation and Access (40000151)

Appropriation:	
State Building Construction Account—State	\$5,092,000
Prior Biennia (Expenditures)	\$0
Future Biennia (Projected Costs)	\$20,368,000
TOTAL	\$25,460,000

NEW SECTION. Sec. 3120. FOR THE DEPARTMENT OF NATURAL RESOURCES

Revitalizing Trust Land Transfers (40000152)

The appropriations in this section are subject to the following conditions and limitations: The appropriations in this section are provided solely for projects approved by the legislature, as identified in LEAP capital document No. DNR-1-2023, developed April 10, 2023.

Appropriation:

Natural Climate Solutions Account—State	\$8,000,000
State Building Construction Account—State.....	\$9,325,000
Subtotal Appropriation	\$17,325,000
Prior Biennia (Expenditures)	\$0
Future Biennia (Projected Costs)	\$69,300,000
TOTAL.....	\$86,625,000

NEW SECTION. Sec. 3121. FOR THE DEPARTMENT OF NATURAL RESOURCES

Webster Nursery Seed Plant Replacement (40000153)

Appropriation:

State Building Construction Account—State.....	\$6,745,000
Prior Biennia (Expenditures)	\$0
Future Biennia (Projected Costs)	\$0
TOTAL.....	\$6,745,000

NEW SECTION. Sec. 3122. FOR THE DEPARTMENT OF NATURAL RESOURCES

2023-25 Minor Works Preservation (40000154)

Appropriation:

Model Toxics Control Capital Account—State	\$824,000
State Building Construction Account—State.....	\$4,484,000
Subtotal Appropriation	\$5,308,000
Prior Biennia (Expenditures)	\$0
Future Biennia (Projected Costs)	\$21,232,000
TOTAL.....	\$26,540,000

NEW SECTION. Sec. 3123. FOR THE DEPARTMENT OF NATURAL RESOURCES

Correction of Fish Barrier Culverts (40000155)

Appropriation:

State Building Construction Account—State.....	\$750,000
Prior Biennia (Expenditures)	\$0
Future Biennia (Projected Costs)	\$3,000,000
TOTAL.....	\$3,750,000

NEW SECTION. Sec. 3124. FOR THE DEPARTMENT OF NATURAL RESOURCES

Omak Consolidation, Expansion and Relocation (40000156)

Appropriation:

State Building Construction Account—State.....	\$2,789,000
Prior Biennia (Expenditures)	\$0
Future Biennia (Projected Costs)	\$20,740,000
TOTAL.....	\$23,529,000

NEW SECTION. Sec. 3125. FOR THE DEPARTMENT OF NATURAL RESOURCES

Webster Nursery Production Expansion (40000157)

Appropriation:

State Building Construction Account—State.....	\$663,000
Prior Biennia (Expenditures)	\$0
Future Biennia (Projected Costs)	\$0
TOTAL.....	\$663,000

NEW SECTION. Sec. 3126. FOR THE DEPARTMENT OF NATURAL RESOURCES

2023-25 Emergent Environmental Mitigation Projects (40000158)

Appropriation:

Model Toxics Control Capital Account—State	\$720,000
Prior Biennia (Expenditures)	\$0
Future Biennia (Projected Costs)	\$2,880,000
TOTAL.....	\$3,600,000

NEW SECTION. Sec. 3127. FOR THE DEPARTMENT

OF NATURAL RESOURCES

Ahtanum Fire Camp Relocation or Renovation (40000161)

Appropriation:

State Building Construction Account—State	\$426,000
Prior Biennia (Expenditures).....	\$0
Future Biennia (Projected Costs).....	\$0
TOTAL.....	\$426,000

NEW SECTION. Sec. 3128. FOR THE DEPARTMENT OF NATURAL RESOURCES

2023-25 Minor Works Programmatic (40000162)

Appropriation:

State Building Construction Account—State	\$3,232,000
Prior Biennia (Expenditures).....	\$0
Future Biennia (Projected Costs).....	\$12,928,000
TOTAL.....	\$16,160,000

NEW SECTION. Sec. 3129. FOR THE DEPARTMENT OF NATURAL RESOURCES

Eatonville Work Center and Fire Station (40000163)

Appropriation:

State Building Construction Account—State	\$880,000
Prior Biennia (Expenditures).....	\$0
Future Biennia (Projected Costs).....	\$0
TOTAL.....	\$880,000

NEW SECTION. Sec. 3130. FOR THE DEPARTMENT OF NATURAL RESOURCES

Carbon Sequestration Forests (40000405)

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

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

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

(c) The remainder of the new purchased land may be used as exchange land for any encumbered state forest lands in Clallam, Jefferson, Pacific, Skamania, and Wahkiakum counties. Any

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exchanged land under this purpose must be designated as state forest transfer land and be managed under the department's habitat conservation plan and policy for sustainable forests.

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

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

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

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

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

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

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

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

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

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

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

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

legislature by December 1, 2023.

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

Appropriation:

Natural Climate Solutions Account—State	\$83,000,000
Prior Biennia (Expenditures).....	\$0
Future Biennia (Projected Costs).....	\$320,000,000
TOTAL.....	\$403,000,000

NEW SECTION. Sec. 3131. FOR THE DEPARTMENT OF NATURAL RESOURCES

2023-25 State Forest Land Replacement - Encumbered Lands (40000146)

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

(1) Except as provided for under subsections (2), (3), and (4) of this section, the appropriation in this section is provided solely for the department to disburse grants in the 2023-2025 fiscal biennium as follows: (a) \$1,820,000 to Pacific county; (b) \$1,820,000 to Wahkiakum county; and (c) \$1,820,000 to Skamania county.

(2) The department shall deposit \$240,000 of the appropriation in this section in the park land trust revolving account for the purpose of purchasing replacement land for Pacific, Wahkiakum, and Skamania counties.

(3) The department may retain up to \$300,000 of the appropriation in this section for its administrative costs.

(4) \$1,500,000 of the appropriation in this section is provided solely for the purchase and rehabilitation of commercial land, or other private or public land, located in Skamania county.

Appropriation:

State Building Construction Account—State	\$7,500,000
Prior Biennia (Expenditures).....	\$0
Future Biennia (Projected Costs).....	\$24,000,000
TOTAL.....	\$31,500,000

NEW SECTION. Sec. 3132. FOR THE DEPARTMENT OF NATURAL RESOURCES

Removal of Aquatic Derelict Structures (40000147)

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

(1) The appropriation in this section is provided solely for the removal and disposal of aquatic derelict structures, including the derelict structures known as Dickman Mill, Former High Tides Seafood Pier, Ray's Boathouse Pier, and Triton-America Pier.

(2) The department must first complete the four projects listed in this section before funding any additional aquatic derelict structure removal using the funding provided under this section. After completing the four projects listed in this section, the department may fund additional derelict aquatic structure removal projects under this section if the additional projects also meet the requirements of chapter 70A.305 RCW.

Appropriation:

Model Toxics Control Capital Account—State... ..	\$9,650,000
Prior Biennia (Expenditures).....	\$0
Future Biennia (Projected Costs).....	\$38,600,000
TOTAL.....	\$48,250,000

NEW SECTION. Sec. 3133. FOR THE DEPARTMENT OF NATURAL RESOURCES

Trust Land Transfer Program (40000034)

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

(1) The appropriation in this section is provided solely for the completion of the Dabob Bay trust land transfer.

(2) The reappropriation is subject to the provisions of section 3281, chapter 413, Laws of 2019.

Reappropriation:

State Building Construction Account—State..... \$1,692,000

Appropriation:

State Building Construction Account—State..... \$2,246,000

Prior Biennia (Expenditures) \$4,708,000

Future Biennia (Projected Costs) \$0

TOTAL \$8,646,000

NEW SECTION. Sec. 3134. FOR THE DEPARTMENT OF NATURAL RESOURCES

Land Appraisals (92000057)

The appropriation in this section is subject to the following conditions and limitations: The appropriation in this section is provided solely for the department to conduct land appraisals of parcel number 55161.9025 located in the City of Liberty Lake in Spokane county and the Geiger field property operated by the national guard and located at the Spokane international airport. The department shall complete the land appraisals and provide the legislature with findings by December 1, 2023.

Appropriation:

State Building Construction Account—State..... \$40,000

Prior Biennia (Expenditures) \$0

Future Biennia (Projected Costs) \$0

TOTAL \$40,000

NEW SECTION. Sec. 3135. FOR THE DEPARTMENT OF AGRICULTURE

2023-25 WA State Fairs Health and Safety Grants (92000006)

Appropriation:

State Building Construction Account—State..... \$8,000,000

Prior Biennia (Expenditures) \$0

Future Biennia (Projected Costs) \$32,000,000

TOTAL \$40,000,000

PART 4

TRANSPORTATION

NEW SECTION. Sec. 4001. FOR THE WASHINGTON STATE PATROL

Vancouver Crime Lab - New Roof (30000240)

Appropriation:

State Building Construction Account—State..... \$1,594,000

Prior Biennia (Expenditures) \$0

Future Biennia (Projected Costs) \$0

TOTAL \$1,594,000

NEW SECTION. Sec. 4002. FOR THE WASHINGTON STATE PATROL

Crime Laboratory I-5 North Corridor Consolidated Facility (30000290)

Reappropriation:

State Building Construction Account—State..... \$246,000

Appropriation:

State Building Construction Account—State..... \$7,200,000

Prior Biennia (Expenditures) \$87,000

Future Biennia (Projected Costs) \$82,900,000

TOTAL \$90,433,000

NEW SECTION. Sec. 4003. FOR THE WASHINGTON STATE PATROL

FTA Minor Works and Repairs (40000031)

Reappropriation:

State Building Construction Account—State..... \$181,000

Appropriation:

State Building Construction Account—State..... \$237,000

Prior Biennia (Expenditures)..... \$44,000

Future Biennia (Projected Costs)..... \$948,000

TOTAL..... \$1,410,000

NEW SECTION. Sec. 4004. FOR THE WASHINGTON STATE PATROL

Crime Laboratory South I-5 Corridor Consolidated Facility (40000072)

Appropriation:

State Building Construction Account—State \$8,600,000

Prior Biennia (Expenditures) \$0

Future Biennia (Projected Costs)..... \$94,200,000

TOTAL..... \$102,800,000

NEW SECTION. Sec. 4005. FOR THE WASHINGTON STATE PATROL

Fire Training Academy Roof Replacement (40000077)

Appropriation:

State Building Construction Account—State \$572,000

Prior Biennia (Expenditures)..... \$0

Future Biennia (Projected Costs)..... \$0

TOTAL..... \$572,000

NEW SECTION. Sec. 4006. FOR THE WASHINGTON STATE PATROL

Seattle Crime Laboratory Generator Replacement (40000081)

Appropriation:

State Building Construction Account—State \$450,000

Prior Biennia (Expenditures)..... \$0

Future Biennia (Projected Costs)..... \$0

TOTAL..... \$450,000

NEW SECTION. Sec. 4007. FOR THE DEPARTMENT OF TRANSPORTATION

2023-25 CARB Loans (40000003)

The appropriation in this section is subject to the following conditions and limitations: The appropriation in this section must be deposited in the public use general aviation airport loan revolving account.

Appropriation:

Public Works Assistance Account—State..... \$5,000,000

Prior Biennia (Expenditures)..... \$0

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

TOTAL..... \$25,000,000

PART 5

EDUCATION

NEW SECTION. Sec. 5001. FOR THE SUPERINTENDENT OF PUBLIC INSTRUCTION

West Sound Technical Skills Center Modernization (40000015)

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

Reappropriation:

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

Appropriation:

School Construction and Skill Centers Building

Account—State \$755,000

State Building Construction Account—State \$40,606,000

Subtotal Appropriation \$41,361,000

Prior Biennia (Expenditures)..... \$410,000

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

TOTAL..... \$97,104,000

NEW SECTION. Sec. 5002. FOR THE SUPERINTENDENT OF PUBLIC INSTRUCTION

2023-25 School Construction Assistance Program (40000063)

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

(1) \$412,044,000 of the state building construction account—

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state appropriation and \$171,097,000 of the common school construction account—state appropriation in this section are provided solely for school construction assistance grants for qualifying public school construction projects.

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

Appropriation:

Common School Construction Fund—State.....	\$176,128,000
State Building Construction Account—State...	\$412,044,000
Subtotal Appropriation	\$588,172,000
Prior Biennia (Expenditures)	\$0
Future Biennia (Projected Costs)	\$5,136,683,000
TOTAL	\$5,724,855,000

NEW SECTION. Sec. 5003. FOR THE SUPERINTENDENT OF PUBLIC INSTRUCTION

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

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

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

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

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

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

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

(6) The appropriations in this section may be awarded only to projects approved by the legislature, as identified in LEAP capital document No. OSPI-1-2023, developed April 10, 2023.

Appropriation:

Climate Commitment Account—State	\$5,000,000
Common School Construction Account—State.	\$79,886,000
Common School Construction Fund—Federal.....	\$3,000,000
State Building Construction Account—State.....	\$12,145,000
Subtotal Appropriation	\$100,031,000
Prior Biennia (Expenditures)	\$0
Future Biennia (Projected Costs)	\$400,124,000
TOTAL	\$500,155,000

NEW SECTION. Sec. 5004. FOR THE SUPERINTENDENT OF PUBLIC INSTRUCTION

2023-25 School Seismic Safety Grant Program (40000066)

The appropriation in this section is subject to the following conditions and limitations: The appropriation in this section is provided solely for seismic planning and remediation project grants to school districts and state-tribal education compact schools authorized under RCW 28A.525.320.

Appropriation:

State Building Construction Account—State	\$40,000,000
Prior Biennia (Expenditures).....	\$0
Future Biennia (Projected Costs).....	\$160,000,000
TOTAL.....	\$200,000,000

NEW SECTION. Sec. 5005. FOR THE SUPERINTENDENT OF PUBLIC INSTRUCTION

2023-25 School District Health and Safety (40000067)

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

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

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

(3) \$3,600,000 of the appropriation in this section is provided solely for equal access grants for facility repairs and alterations at K-12 public schools, including skills centers, to improve compliance with the Americans with disabilities act and individuals with disabilities education act, and this is the maximum amount that may be spent for this purpose. The office of the superintendent of public instruction shall develop criteria and assurances for providing funding for specific projects through

a competitive grant program. The criteria and assurances must include, but are not limited to, the following: (a) Limiting districts to one grant, not to exceed \$100,000, per three-year period; (b) prioritizing applications based on limited school district financial resources for the project; and (c) requiring recipient districts to demonstrate a consistent commitment to addressing school facility needs. The grant applications must include a description of the Americans with disabilities act or individuals with disabilities education act compliance deficiency, a comprehensive description of the facility accessibility issues to be addressed, a detailed description of the remedy including a detailed cost estimate of the repair or replacement work to be performed, and identification of local funding, if any, which will be applied to the project. Priority for grant funding must be given to school districts that demonstrate a lack of capital resources to address the compliance deficiencies outlined in the grant application.

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

Appropriation:

State Building Construction Account—State.....	\$20,200,000
Prior Biennia (Expenditures)	\$0
Future Biennia (Projected Costs)	\$80,800,000
TOTAL	\$101,000,000

NEW SECTION. Sec. 5006. FOR THE SUPERINTENDENT OF PUBLIC INSTRUCTION

2023-25 Healthy Kids-Healthy Schools (40000068)

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

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

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

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

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

Appropriation:

Common School Construction Account—State	\$10,000,000
State Building Construction Account—State	\$1,500,000
Subtotal Appropriation	\$11,500,000
Prior Biennia (Expenditures)	\$0
Future Biennia (Projected Costs).....	\$46,000,000
TOTAL.....	\$57,500,000

NEW SECTION. Sec. 5007. FOR THE SUPERINTENDENT OF PUBLIC INSTRUCTION

2023-25 Career Preparation and Launch Capital Grants (40000069)

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

(1) The appropriation in this section is provided solely for the superintendent of public instruction to provide competitive grants to school districts to purchase and install career and technical education equipment that expands career connected learning and work-integrated learning opportunities.

(2) The office of the superintendent of public instruction, after consulting with school districts, Career Connect Washington, and the workforce training and education coordinating board, shall develop criteria and assurances for providing funding and outcomes for specific projects through a competitive grant program to stay within the appropriation level provided in this section consistent with the following priorities. The criteria must include, but are not limited to, the following:

(a) Districts or schools must demonstrate that the request provides necessary equipment to deliver career and technical education; and

(b) Applicants with a high percentage of students who are eligible and enrolled in the free and reduced-price meals program must be prioritized.

(3) No single district may receive more than \$150,000 of the appropriation.

Appropriation:

Common School Construction Account—State ..	\$4,000,000
Prior Biennia (Expenditures)	\$0
Future Biennia (Projected Costs).....	\$16,000,000
TOTAL.....	\$20,000,000

NEW SECTION. Sec. 5008. FOR THE SUPERINTENDENT OF PUBLIC INSTRUCTION

2023-25 Skills Centers Minor Works (40000070)

Appropriation:

State Building Construction Account—State	\$5,135,000
Prior Biennia (Expenditures)	\$0
Future Biennia (Projected Costs).....	\$20,540,000
TOTAL.....	\$25,675,000

NEW SECTION. Sec. 5009. FOR THE SUPERINTENDENT OF PUBLIC INSTRUCTION

K-12 Capital Programs Administration (40000090)

Appropriation:

Common School Construction Account—State ..	\$4,839,000
Prior Biennia (Expenditures)	\$0
Future Biennia (Projected Costs).....	\$19,356,000
TOTAL.....	\$24,195,000

NEW SECTION. Sec. 5010. FOR THE SUPERINTENDENT OF PUBLIC INSTRUCTION

Chief Leschi School HVAC (40000099)

Appropriation:

Climate Commitment Account—State.....	\$10,000,000
State Building Construction Account—State	\$15,000,000
Subtotal Appropriation	\$25,000,000
Prior Biennia (Expenditures)	\$0
Future Biennia (Projected Costs).....	\$0
TOTAL.....	\$25,000,000

NEW SECTION. Sec. 5011. FOR THE SUPERINTENDENT OF PUBLIC INSTRUCTION

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SUPERINTENDENT OF PUBLIC INSTRUCTION

Green Schools: Stormwater Infrastructure Projects (91000466)
The appropriation in this section is subject to the following conditions and limitations:

(1) The appropriation in this section is provided solely for a contract with a statewide community-based organization with experience planning and developing green stormwater infrastructure and related educational programs on public school properties. The organization awarded funding under this section must use this funding solely for green stormwater infrastructure projects on public school properties.

(2) The organization selected under subsection (1) of this section must use geographic analysis to identify green stormwater infrastructure project locations based on the opportunity to reduce stormwater runoff.

(3) To qualify for a project under this section, schools must be eligible for financial assistance under Title I of the elementary and secondary education act, as amended by the every student succeeds act (P.L. 114-95). The organization selected under subsection (1) of this section must prioritize schools with high percentages of students eligible for the free and reduced-price meals program that also serve diverse student populations.

(4) Stormwater infrastructure projects under this section should aim to: (a) Provide equity of opportunity in high-need communities; and (b) engage students in conjunction with K-12 STEM education programs aligned with the Washington state science and learning standards.

Appropriation:

Model Toxics Control Stormwater Account—State	\$575,000
Prior Biennia (Expenditures)	\$300,000
Future Biennia (Projected Costs)	\$2,300,000
TOTAL	\$3,175,000

NEW SECTION. Sec. 5012. FOR THE SUPERINTENDENT OF PUBLIC INSTRUCTION

HB 1044 - Capital Assistance to Small School Districts (91000491)

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

(1) The appropriation in this section is provided solely for preconstruction grants and administrative implementation pursuant to Substitute House Bill No. 1044.

(2) If Substitute House Bill No. 1044 (capital assistance/schools) is not enacted by June 30, 2023, the amount provided in this section shall lapse.

Appropriation:

State Building Construction Account—State	\$3,979,000
Prior Biennia (Expenditures)	\$0
Future Biennia (Projected Costs)	\$1,356,583,000
TOTAL	\$1,360,562,000

NEW SECTION. Sec. 5013. FOR THE SUPERINTENDENT OF PUBLIC INSTRUCTION

2023-25 Distressed Schools (92000928)

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

Cascadia Technical Academy (Vancouver)	\$250,000
Ingraham High School Construction Trades Skills Center (Seattle)	\$527,000
Maritime 253: South Puget Sound Maritime Skills Center (Tacoma)	\$8,000,000
Rainier Beach High School Campus Skills Center	\$9,915,000
Seattle Skills Center (Seattle)	\$2,200,000
Stevenson-Carson High School (Stevenson)	\$750,000
Washington Middle School (Seattle)	\$98,000

Appropriation:

State Building Construction Account—State	\$21,740,000
Prior Biennia (Expenditures)	\$0
Future Biennia (Projected Costs)	\$86,960,000
TOTAL	\$108,700,000

NEW SECTION. Sec. 5014. FOR THE SUPERINTENDENT OF PUBLIC INSTRUCTION

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

Appropriation:

State Building Construction Account—State	\$5,000,000
Prior Biennia (Expenditures)	\$0
Future Biennia (Projected Costs)	\$20,000,000
TOTAL	\$25,000,000

NEW SECTION. Sec. 5015. FOR THE STATE SCHOOL FOR THE BLIND

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

Appropriation:

State Building Construction Account—State	\$2,100,000
Prior Biennia (Expenditures)	\$0
Future Biennia (Projected Costs)	\$8,400,000
TOTAL	\$10,500,000

NEW SECTION. Sec. 5016. CENTER FOR DEAF AND HARD OF HEARING YOUTH

Academic and Physical Education Building (30000036)

Reappropriation:

State Building Construction Account—State	\$47,706,000
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Appropriation:

State Building Construction Account—State	\$12,453,000
Prior Biennia (Expenditures)	\$7,370,000
Future Biennia (Projected Costs)	\$0
TOTAL	\$67,529,000

NEW SECTION. Sec. 5017. CENTER FOR DEAF AND HARD OF HEARING YOUTH

Northrop Primary School Building Renovation (40000006)

Appropriation:

State Building Construction Account—State	\$2,100,000
Prior Biennia (Expenditures)	\$0
Future Biennia (Projected Costs)	\$10,342,000
TOTAL	\$12,442,000

NEW SECTION. Sec. 5018. CENTER FOR DEAF AND HARD OF HEARING YOUTH

2023-25 Minor Works (40000007)

Appropriation:

State Building Construction Account—State	\$830,000
Prior Biennia (Expenditures)	\$0
Future Biennia (Projected Costs)	\$3,320,000
TOTAL	\$4,150,000

NEW SECTION. Sec. 5019. FOR THE WASHINGTON STATE ARTS COMMISSION

2023-25 Creative Districts Capital Projects Program (30000003)

Appropriation:

State Building Construction Account—State	\$416,000
Prior Biennia (Expenditures)	\$0
Future Biennia (Projected Costs)	\$1,664,000
TOTAL	\$2,080,000

NEW SECTION. Sec. 5020. FOR THE WASHINGTON STATE HISTORICAL SOCIETY

Great Hall Core Exhibit Renewal (40000145)

Reappropriation:

State Building Construction Account—State	\$575,000
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Appropriation:

State Building Construction Account—State	\$3,900,000
Prior Biennia (Expenditures)	\$751,000
Future Biennia (Projected Costs)	\$0

TOTAL.....\$5,226,000
NEW SECTION. Sec. 5021. FOR THE WASHINGTON STATE HISTORICAL SOCIETY

Heritage Capital Grant Projects 2023-25 (40000150)
 Appropriation:
 State Building Construction Account—State..... \$10,000,000
 Prior Biennia (Expenditures)\$0
 Future Biennia (Projected Costs) \$40,000,000
 TOTAL.....\$50,000,000

NEW SECTION. Sec. 5022. FOR THE WASHINGTON STATE HISTORICAL SOCIETY

Preservation - Minor Works 2023-25 (40000180)
 Appropriation:
 State Building Construction Account—State..... \$973,000
 Prior Biennia (Expenditures)\$0
 Future Biennia (Projected Costs) \$3,892,000
 TOTAL.....\$4,865,000

NEW SECTION. Sec. 5023. FOR THE WASHINGTON STATE HISTORICAL SOCIETY

Program-Museum Audio Visual Upgrades (40000181)
 Appropriation:
 State Building Construction Account—State..... \$437,000
 Prior Biennia (Expenditures)\$0
 Future Biennia (Projected Costs)\$0
 TOTAL.....\$437,000

NEW SECTION. Sec. 5024. FOR THE EASTERN WASHINGTON STATE HISTORICAL SOCIETY

Minor Works: Preservation 2023-25 (40000054)
 Appropriation:
 State Building Construction Account—State..... \$2,482,000
 Prior Biennia (Expenditures)\$0
 Future Biennia (Projected Costs)\$9,928,000
 TOTAL.....\$12,410,000

NEW SECTION. Sec. 5025. FOR THE UNIVERSITY OF WASHINGTON

Anderson Hall Renovation (20091002)
 Appropriation:
 State Building Construction Account—State..... \$28,650,000
 Prior Biennia (Expenditures)\$200,000
 Future Biennia (Projected Costs)\$0
 TOTAL.....\$28,850,000

NEW SECTION. Sec. 5026. FOR THE UNIVERSITY OF WASHINGTON

UW Major Infrastructure (30000808)
 Reappropriation:
 State Building Construction Account—State..... \$2,000,000
 University of Washington Building Account—State\$1,637,000
 Subtotal Reappropriation\$3,637,000

Appropriation:
 University of Washington Building Account—State\$14,300,000
 Prior Biennia (Expenditures)\$38,863,000
 Future Biennia (Projected Costs)\$18,000,000
 TOTAL.....\$74,800,000

NEW SECTION. Sec. 5027. FOR THE UNIVERSITY OF WASHINGTON

Magnuson Health Sciences Phase II- Renovation/Replacement (40000049)

Reappropriation:
 State Building Construction Account—State..... \$4,284,000
 Appropriation:
 State Building Construction Account—State..... \$58,000,000
 Prior Biennia (Expenditures)\$1,716,000
 Future Biennia (Projected Costs)\$0

TOTAL.....\$64,000,000
NEW SECTION. Sec. 5028. FOR THE UNIVERSITY OF WASHINGTON

UW Clean Energy Testbeds (40000098)
 Appropriation:
 Climate Commitment Account—State..... \$7,500,000
 Prior Biennia (Expenditures)\$0
 Future Biennia (Projected Costs)\$0
 TOTAL.....\$7,500,000

NEW SECTION. Sec. 5029. FOR THE UNIVERSITY OF WASHINGTON

Intellectual House - Phase 2 (40000100)
 Appropriation:
 State Building Construction Account—State \$9,000,000
 Prior Biennia (Expenditures)\$0
 Future Biennia (Projected Costs)\$0
 TOTAL.....\$9,000,000

NEW SECTION. Sec. 5030. FOR THE UNIVERSITY OF WASHINGTON

UW Tacoma - Land Acquisition (40000101)
 Appropriation:
 State Building Construction Account—State \$7,700,000
 Prior Biennia (Expenditures)\$0
 Future Biennia (Projected Costs)\$0
 TOTAL.....\$7,700,000

NEW SECTION. Sec. 5031. FOR THE UNIVERSITY OF WASHINGTON

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

Appropriation:
 University of Washington Building Account—State\$33,691,000
 Prior Biennia (Expenditures)\$0
 Future Biennia (Projected Costs)\$134,764,000
 TOTAL.....\$168,455,000

NEW SECTION. Sec. 5032. FOR THE UNIVERSITY OF WASHINGTON

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

Appropriation:
 University of Washington Building Account—State\$5,919,000
 Prior Biennia (Expenditures)\$0
 Future Biennia (Projected Costs)\$23,676,000
 TOTAL.....\$29,595,000

NEW SECTION. Sec. 5033. FOR THE UNIVERSITY OF WASHINGTON

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

Appropriation:
 University of Washington Building Account—State\$4,915,000
 Prior Biennia (Expenditures)\$0
 Future Biennia (Projected Costs)\$19,660,000
 TOTAL.....\$24,575,000

NEW SECTION. Sec. 5034. FOR THE UNIVERSITY OF WASHINGTON

Infrastructure Renewal (40000132)
 Appropriation:

University of Washington Building Account—State\$9,175,000
 Climate Commitment Account—State..... \$15,000,000
 Subtotal Appropriation\$24,175,000
 Prior Biennia (Expenditures)\$0
 Future Biennia (Projected Costs)\$96,700,000

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TOTAL.....\$120,875,000

NEW SECTION. Sec. 5035. FOR THE UNIVERSITY OF WASHINGTON

UWMC NW - Campus Behavioral Health Renovation (91000027)

The appropriations in this section are subject to the following conditions and limitations: The reappropriation is subject to the provisions of section 5055, chapter 332, Laws of 2021.

Reappropriation:

State Building Construction Account—State.....\$1,297,000

Appropriation:

State Building Construction Account—State.....\$13,000,000

Prior Biennia (Expenditures)\$703,000

Future Biennia (Projected Costs)\$0

TOTAL.....\$15,000,000

NEW SECTION. Sec. 5036. FOR THE UNIVERSITY OF WASHINGTON

Preventive Facility Maintenance and Building System Repairs (91000029)

Appropriation:

University of Washington Building Account—State.....\$25,825,000

Prior Biennia (Expenditures)\$0

Future Biennia (Projected Costs)\$0

TOTAL.....\$25,825,000

NEW SECTION. Sec. 5037. FOR THE UNIVERSITY OF WASHINGTON

UW Tacoma Campus Soil Remediation (92000002)

Reappropriation:

Model Toxics Control Capital Account—State ...\$3,120,000

Appropriation:

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

Prior Biennia (Expenditures)\$7,680,000

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

TOTAL.....\$20,800,000

NEW SECTION. Sec. 5038. FOR WASHINGTON STATE UNIVERSITY

Minor Capital Preservation 2023-25 (MCR) (40000340)

Appropriation:

Washington State University Building Account—

State.....\$40,000,000

Prior Biennia (Expenditures)\$0

Future Biennia (Projected Costs)\$200,460,000

TOTAL.....\$240,460,000

NEW SECTION. Sec. 5039. FOR WASHINGTON STATE UNIVERSITY

Minor Capital Program 2023-25 (MCI & Omnibus Equip.) (40000341)

Appropriation:

Washington State University Building Account—

State.....\$6,500,000

State Building Construction Account—State.....\$6,500,000

Subtotal Appropriation\$13,000,000

Prior Biennia (Expenditures)\$0

Future Biennia (Projected Costs)\$26,000,000

TOTAL.....\$39,000,000

NEW SECTION. Sec. 5040. FOR WASHINGTON STATE UNIVERSITY

New Engineering Student Success Building & Infrastructure (40000342)

Appropriation:

State Building Construction Account—State.....\$40,000,000

Prior Biennia (Expenditures)\$0

Future Biennia (Projected Costs)\$0

TOTAL.....\$40,000,000

NEW SECTION. Sec. 5041. FOR WASHINGTON STATE UNIVERSITY

Knott Dairy Infrastructure (40000343)

Appropriation:

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

Prior Biennia (Expenditures).....\$0

Future Biennia (Projected Costs).....\$0

TOTAL.....\$10,000,000

NEW SECTION. Sec. 5042. FOR WASHINGTON STATE UNIVERSITY

Bustad Renovation (SIM for Vet Teaching Anatomy) (40000344)

Appropriation:

State Building Construction Account—State \$8,000,000

Prior Biennia (Expenditures).....\$0

Future Biennia (Projected Costs).....\$0

TOTAL.....\$8,000,000

NEW SECTION. Sec. 5043. FOR WASHINGTON STATE UNIVERSITY

Clean Building Standard Energy Efficiency Improvements (40000346)

Appropriation:

Climate Commitment Account—State..... \$5,000,000

Prior Biennia (Expenditures).....\$0

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

TOTAL.....\$25,000,000

NEW SECTION. Sec. 5044. FOR WASHINGTON STATE UNIVERSITY

Spokane Team Health Education Building (40000361)

Appropriation:

State Building Construction Account—State \$7,000,000

Prior Biennia (Expenditures).....\$0

Future Biennia (Projected Costs).....\$30,000,000

TOTAL.....\$37,000,000

NEW SECTION. Sec. 5045. FOR WASHINGTON STATE UNIVERSITY

Eastlick-Abelson Renovation (40000362)

Appropriation:

State Building Construction Account—State \$22,000,000

Prior Biennia (Expenditures).....\$0

Future Biennia (Projected Costs).....\$0

TOTAL.....\$22,000,000

NEW SECTION. Sec. 5046. FOR WASHINGTON STATE UNIVERSITY

Preventive Facility Maintenance and Building System Repairs (91000037)

Appropriation:

Washington State University Building Account—

State.....\$10,115,000

Prior Biennia (Expenditures).....\$20,230,000

Future Biennia (Projected Costs).....\$40,460,000

TOTAL.....\$70,805,000

NEW SECTION. Sec. 5047. FOR WASHINGTON STATE UNIVERSITY

Agriculture Research Stations (92001125)

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

Grain Drill (Lind).....\$200,000

Greenhouse Improvements (Prosser).....\$700,000

Shop Improvements (Lind)\$100,000

Appropriation:

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

Prior Biennia (Expenditures).....\$0

Future Biennia (Projected Costs).....\$0

TOTAL.....\$1,000,000
NEW SECTION. Sec. 5048. FOR EASTERN
WASHINGTON UNIVERSITY
 Science Renovation (30000507)
 Reappropriation:
 State Building Construction Account—State.....\$26,452,000
 Appropriation:
 State Building Construction Account—State.....\$58,000,000
 Prior Biennia (Expenditures).....\$26,835,000
 Future Biennia (Projected Costs).....\$0
 TOTAL.....\$111,287,000
NEW SECTION. Sec. 5049. FOR EASTERN
WASHINGTON UNIVERSITY
 Martin - Williamson Hall (40000113)
 Appropriation:
 State Building Construction Account—State.....\$350,000
 Prior Biennia (Expenditures).....\$0
 Future Biennia (Projected Costs).....\$63,550,000
 TOTAL.....\$63,900,000
NEW SECTION. Sec. 5050. FOR EASTERN
WASHINGTON UNIVERSITY
 Infrastructure Renewal IV (40000114)
 Appropriation:
 State Building Construction Account—State.....\$12,000,000
 Prior Biennia (Expenditures).....\$0
 Future Biennia (Projected Costs).....\$13,800,000
 TOTAL.....\$25,800,000
NEW SECTION. Sec. 5051. FOR EASTERN
WASHINGTON UNIVERSITY
 Minor Works: Preservation 2023-25 (40000116)
 Appropriation:
 State Building Construction Account—State.....\$5,375,000
 Prior Biennia (Expenditures).....\$0
 Future Biennia (Projected Costs).....\$21,500,000
 TOTAL.....\$26,875,000
NEW SECTION. Sec. 5052. FOR EASTERN
WASHINGTON UNIVERSITY
 Minor Works: Program 2023-25 (40000120)
 Appropriation:
 Eastern Washington University Capital Projects
 Account—State.....\$6,000,000
 Prior Biennia (Expenditures).....\$0
 Future Biennia (Projected Costs).....\$24,000,000
 TOTAL.....\$30,000,000
NEW SECTION. Sec. 5053. FOR EASTERN
WASHINGTON UNIVERSITY
 Preventative Maintenance/Backlog Reduction (40000134)
 Appropriation:
 Eastern Washington University Capital Projects
 Account—State.....\$2,217,000
 Prior Biennia (Expenditures).....\$0
 Future Biennia (Projected Costs).....\$8,868,000
 TOTAL.....\$11,085,000
NEW SECTION. Sec. 5054. FOR EASTERN
WASHINGTON UNIVERSITY
 HB 1390 – District Energy Systems (91000027)
 Appropriation:
 Climate Commitment Account—State.....\$200,000
 Prior Biennia (Expenditures).....\$0
 Future Biennia (Projected Costs).....\$0
 TOTAL.....\$200,000
NEW SECTION. Sec. 5055. FOR CENTRAL
WASHINGTON UNIVERSITY
 Arts Education (30000836)
 Appropriation:

State Building Construction Account—State.....\$300,000
 Prior Biennia (Expenditures).....\$0
 Future Biennia (Projected Costs).....\$75,472,000
 TOTAL.....\$75,772,000
NEW SECTION. Sec. 5056. FOR CENTRAL
WASHINGTON UNIVERSITY
 Humanities & Social Science Complex (40000081)
 Reappropriation:
 State Building Construction Account—State.....\$2,844,000
 Appropriation:
 Climate Commitment Account—State.....\$7,000,000
 State Building Construction Account—State.....\$85,600,000
 Subtotal Appropriation.....\$92,600,000
 Prior Biennia (Expenditures).....\$2,361,000
 Future Biennia (Projected Costs).....\$11,158,000
 TOTAL.....\$108,963,000
NEW SECTION. Sec. 5057. FOR CENTRAL
WASHINGTON UNIVERSITY
 Multicultural Center (40000123)
 Appropriation:
 State Building Construction Account—State.....\$6,000,000
 Prior Biennia (Expenditures).....\$0
 Future Biennia (Projected Costs).....\$0
 TOTAL.....\$6,000,000
NEW SECTION. Sec. 5058. FOR CENTRAL
WASHINGTON UNIVERSITY
 Minor Works Preservation 2023-2025 (40000128)
 Appropriation:
 Central Washington University Capital Projects
 Account—State.....\$7,594,000
 State Building Construction Account—State.....\$1,035,000
 Subtotal Appropriation.....\$8,629,000
 Prior Biennia (Expenditures).....\$0
 Future Biennia (Projected Costs).....\$34,516,000
 TOTAL.....\$43,145,000
NEW SECTION. Sec. 5059. FOR CENTRAL
WASHINGTON UNIVERSITY
 Minor Works Program 2023-2025 (40000145)
 Appropriation:
 Central Washington University Capital Projects
 Account—State.....\$1,000,000
 Prior Biennia (Expenditures).....\$0
 Future Biennia (Projected Costs).....\$4,000,000
 TOTAL.....\$5,000,000
NEW SECTION. Sec. 5060. FOR CENTRAL
WASHINGTON UNIVERSITY
 Preventive Facility Maintenance and Building System Repairs
 (91000023)
 Appropriation:
 Central Washington University Capital Projects
 Account—State.....\$2,422,000
 Prior Biennia (Expenditures).....\$0
 Future Biennia (Projected Costs).....\$0
 TOTAL.....\$2,422,000
NEW SECTION. Sec. 5061. FOR CENTRAL
WASHINGTON UNIVERSITY
 HB 1390 – District Energy Systems (91000024)
 Appropriation:
 Climate Commitment Account—State.....\$800,000
 Prior Biennia (Expenditures).....\$0
 Future Biennia (Projected Costs).....\$0
 TOTAL.....\$800,000
NEW SECTION. Sec. 5062. FOR THE EVERGREEN
STATE COLLEGE
 Seminar I Renovation (30000125)

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Reappropriation:
 State Building Construction Account—State.....\$1,679,000
 Appropriation:
 State Building Construction Account—State.....\$25,227,000
 Prior Biennia (Expenditures)\$1,533,000
 Future Biennia (Projected Costs)\$0
 TOTAL\$28,439,000

NEW SECTION. Sec. 5063. FOR THE EVERGREEN STATE COLLEGE

Preventative Facility Maintenance and Building System Repairs (30000612)

Reappropriation:
 The Evergreen State College Capital Projects
 Account—State.....\$880,000
 Prior Biennia (Expenditures)\$2,493,000
 Future Biennia (Projected Costs)\$3,520,000
 TOTAL\$6,893,000

NEW SECTION. Sec. 5064. FOR THE EVERGREEN STATE COLLEGE

Minor Works Preservation 2023-25 (40000085)

Reappropriation:
 State Building Construction Account—State.....\$2,300,000
 The Evergreen State College Capital Projects
 Account—State.....\$5,790,000
 Subtotal Appropriation\$8,090,000
 Prior Biennia (Expenditures)\$0
 Future Biennia (Projected Costs)\$35,880,000
 TOTAL\$43,970,000

NEW SECTION. Sec. 5065. FOR THE EVERGREEN STATE COLLEGE

Minor Works Program 2023-25 (40000094)

Reappropriation:
 The Evergreen State College Capital Projects
 Account—State.....\$500,000
 Prior Biennia (Expenditures)\$0
 Future Biennia (Projected Costs)\$2,000,000
 TOTAL\$2,500,000

NEW SECTION. Sec. 5066. FOR THE EVERGREEN STATE COLLEGE

HB 1390 – District Energy Systems (91000037)

Reappropriation:
 Climate Commitment Account—State\$25,000
 Prior Biennia (Expenditures)\$0
 Future Biennia (Projected Costs)\$0
 TOTAL\$25,000

NEW SECTION. Sec. 5067. FOR THE EVERGREEN STATE COLLEGE

State Building Code Council Building Code Cycle (92000047)
 The appropriation in this section is subject to the following conditions and limitations:

- (1) The appropriation in this section is provided solely for the Washington state institute for public policy to study and report the costs and benefits to public construction projects of transitioning to a six-year building code cycle.
- (2) The Washington state institute for public policy must provide a report to the appropriate committees of the legislature by July 1, 2024. At a minimum, the report must include an analysis of:
 - (a) The impact to the state's omnibus operating, transportation, and capital budgets of transitioning to a six-year building code cycle.
 - (b) The impact to local government and school district budgets of transitioning to a six-year building code cycle.
 - (c) The state building code council's staffing needs using a three-year code cycle versus a six-year code cycle.

Appropriation:
 State Building Construction Account—State\$250,000
 Prior Biennia (Expenditures)\$0
 Future Biennia (Projected Costs)\$0
 TOTAL\$250,000

NEW SECTION. Sec. 5068. FOR WESTERN WASHINGTON UNIVERSITY

Access Control Security Upgrades (30000604)
 Reappropriation:
 State Building Construction Account—State\$1,290,000
 Western Washington University Capital Projects
 Account—State\$556,000
 Subtotal Reappropriation.....\$1,846,000

Appropriation:
 State Building Construction Account—State\$6,250,000
 Prior Biennia (Expenditures)\$1,669,000
 Future Biennia (Projected Costs)\$25,000,000
 TOTAL\$34,765,000

NEW SECTION. Sec. 5069. FOR WESTERN WASHINGTON UNIVERSITY

Student Development and Success Center (30000919)

Reappropriation:
 State Building Construction Account—State\$47,950,000
 Prior Biennia (Expenditures)\$225,000
 Future Biennia (Projected Costs)\$0
 TOTAL\$48,175,000

NEW SECTION. Sec. 5070. FOR WESTERN WASHINGTON UNIVERSITY

Environmental Studies Renovation (40000004)

Reappropriation:
 State Building Construction Account—State\$500,000
 Prior Biennia (Expenditures)\$0
 Future Biennia (Projected Costs)\$70,000,000
 TOTAL\$70,500,000

NEW SECTION. Sec. 5071. FOR WESTERN WASHINGTON UNIVERSITY

Heating Conversion Project (40000005)

Reappropriation:
 Climate Commitment Account—State\$10,000,000
 Prior Biennia (Expenditures)\$0
 Future Biennia (Projected Costs)\$139,000,000
 TOTAL\$149,000,000

NEW SECTION. Sec. 5072. FOR WESTERN WASHINGTON UNIVERSITY

Minor Works - Preservation 2023-25 (40000006)

Reappropriation:
 Western Washington University Capital Projects
 Account—State\$4,888,000
 Prior Biennia (Expenditures)\$0
 Future Biennia (Projected Costs)\$19,552,000
 TOTAL\$24,440,000

NEW SECTION. Sec. 5073. FOR WESTERN WASHINGTON UNIVERSITY

Minor Works - Program 2023-25 (40000007)

Reappropriation:
 Western Washington University Capital Projects
 Account—State\$3,000,000
 Prior Biennia (Expenditures)\$0
 Future Biennia (Projected Costs)\$12,000,000
 TOTAL\$15,000,000

NEW SECTION. Sec. 5074. FOR WESTERN WASHINGTON UNIVERSITY

Classroom, Lab, and Collaborative Space Upgrades (40000008)

Appropriation:

State Building Construction Account—State.....\$1,500,000
 Prior Biennia (Expenditures)\$0
 Future Biennia (Projected Costs)\$0
 TOTAL.....\$1,500,000
NEW SECTION. Sec. 5075. FOR WESTERN WASHINGTON UNIVERSITY
 Preventative Facility Maintenance and Building System Repairs (40000012)
 Appropriation:
 Western Washington University Capital Projects
 Account—State.....\$3,614,000
 Prior Biennia (Expenditures)\$0
 Future Biennia (Projected Costs)\$14,456,000
 TOTAL.....\$18,070,000
NEW SECTION. Sec. 5076. FOR THE COMMUNITY AND TECHNICAL COLLEGE SYSTEM
 Lake Washington: Center for Design (40000102)
 Reappropriation:
 State Building Construction Account—State.....\$893,000
 Appropriation:
 State Building Construction Account—State.....\$38,949,000
 Prior Biennia (Expenditures)\$2,267,000
 Future Biennia (Projected Costs)\$0
 TOTAL.....\$42,109,000
NEW SECTION. Sec. 5077. FOR THE COMMUNITY AND TECHNICAL COLLEGE SYSTEM
 Tacoma: Center for Innovative Learning and Engagement (40000104)
 Reappropriation:
 State Building Construction Account—State.....\$2,379,000
 Appropriation:
 State Building Construction Account—State.....\$39,606,000
 Prior Biennia (Expenditures)\$613,000
 Future Biennia (Projected Costs)\$0
 TOTAL.....\$42,598,000
NEW SECTION. Sec. 5078. FOR THE COMMUNITY AND TECHNICAL COLLEGE SYSTEM
 Bates: Fire Service Training Center (40000130)
 Reappropriation:
 State Building Construction Account—State.....\$2,558,000
 Appropriation:
 State Building Construction Account—State.....\$38,135,000
 Prior Biennia (Expenditures)\$244,000
 Future Biennia (Projected Costs)\$0
 TOTAL.....\$40,937,000
NEW SECTION. Sec. 5079. FOR THE COMMUNITY AND TECHNICAL COLLEGE SYSTEM
 Everett: Baker Hall Replacement (40000190)
 Reappropriation:
 State Building Construction Account—State.....\$135,000
 Appropriation:
 State Building Construction Account—State.....\$37,904,000
 Prior Biennia (Expenditures)\$140,000
 Future Biennia (Projected Costs)\$0
 TOTAL.....\$38,179,000
NEW SECTION. Sec. 5080. FOR THE COMMUNITY AND TECHNICAL COLLEGE SYSTEM
 Wenatchee: Center for Technical Education and Innovation (40000198)
 Reappropriation:
 State Building Construction Account—State.....\$1,949,000
 Appropriation:
 State Building Construction Account—State.....\$46,471,000
 Prior Biennia (Expenditures)\$1,317,000
 Future Biennia (Projected Costs)\$0

TOTAL.....\$49,737,000
NEW SECTION. Sec. 5081. FOR THE COMMUNITY AND TECHNICAL COLLEGE SYSTEM
 Shoreline: STE(A)M Education Center (40000214)
 Reappropriation:
 State Building Construction Account—State\$1,735,000
 Appropriation:
 State Building Construction Account—State\$39,692,000
 Prior Biennia (Expenditures).....\$1,304,000
 Future Biennia (Projected Costs).....\$0
 TOTAL.....\$42,731,000
NEW SECTION. Sec. 5082. FOR THE COMMUNITY AND TECHNICAL COLLEGE SYSTEM
 Minor Works - Facility Repairs (23-25) (40000595)
 Appropriation:
 Community and Technical College Capital Projects
 Account—State\$2,537,000
 State Building Construction Account—State\$36,909,000
 Subtotal Appropriation.....\$39,446,000
 Prior Biennia (Expenditures).....\$0
 Future Biennia (Projected Costs).....\$157,784,000
 TOTAL.....\$197,230,000
NEW SECTION. Sec. 5083. FOR THE COMMUNITY AND TECHNICAL COLLEGE SYSTEM
 Minor Works - Preservation (23-25) (40000630)
 Appropriation:
 Model Toxics Control Capital Account—State...\$2,000,000
 State Building Construction Account—State\$26,724,000
 Subtotal Appropriation.....\$28,724,000
 Prior Biennia (Expenditures).....\$0
 Future Biennia (Projected Costs).....\$114,896,000
 TOTAL.....\$143,620,000
NEW SECTION. Sec. 5084. FOR THE COMMUNITY AND TECHNICAL COLLEGE SYSTEM
 Minor Works - Roof Repairs (23-25) (40000670)
 Appropriation:
 Community and Technical College Capital Projects
 Account—State\$5,000,000
 State Building Construction Account—State\$6,207,000
 Subtotal Appropriation.....\$11,207,000
 Prior Biennia (Expenditures).....\$0
 Future Biennia (Projected Costs).....\$44,828,000
 TOTAL.....\$56,035,000
NEW SECTION. Sec. 5085. FOR THE COMMUNITY AND TECHNICAL COLLEGE SYSTEM
 Minor Works - Site Repairs (23-25) (40000698)
 Appropriation:
 Community and Technical College Capital Projects
 Account—State\$1,000,000
 State Building Construction Account—State\$5,171,000
 Subtotal Appropriation.....\$6,171,000
 Prior Biennia (Expenditures).....\$0
 Future Biennia (Projected Costs).....\$24,684,000
 TOTAL.....\$30,855,000
NEW SECTION. Sec. 5086. FOR THE COMMUNITY AND TECHNICAL COLLEGE SYSTEM
 Minor Works - Infrastructure Replacement (23-25) (40000721)
 Appropriation:
 Community and Technical College Capital Projects
 Account—State\$3,000,000
 State Building Construction Account—State\$37,300,000
 Subtotal Appropriation.....\$40,300,000
 Prior Biennia (Expenditures).....\$0
 Future Biennia (Projected Costs).....\$161,200,000
 TOTAL.....\$201,500,000

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NEW SECTION. Sec. 5087. FOR THE COMMUNITY AND TECHNICAL COLLEGE SYSTEM

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

Community and Technical College Capital Projects	
Account—State.....	\$5,000,000
State Building Construction Account—State.....	\$48,200,000
Subtotal Appropriation	\$53,200,000
Prior Biennia (Expenditures)	\$0
Future Biennia (Projected Costs)	\$212,800,000
TOTAL	\$266,000,000

NEW SECTION. Sec. 5088. FOR THE COMMUNITY AND TECHNICAL COLLEGE SYSTEM

Preventive Facility Maintenance and Bldg System Repairs (40000871)

Appropriation:
Community and Technical College Capital Projects

Account—State.....	\$22,800,000
Prior Biennia (Expenditures)	\$0
Future Biennia (Projected Costs)	\$91,200,000
TOTAL	\$114,000,000

NEW SECTION. Sec. 5089. FOR THE COMMUNITY AND TECHNICAL COLLEGE SYSTEM

HB 1390 - District Energy Systems (91000443)

Climate Commitment Account—State	\$429,000
Prior Biennia (Expenditures)	\$0
Future Biennia (Projected Costs)	\$0
TOTAL	\$429,000

NEW SECTION. Sec. 5090. FOR THE COMMUNITY AND TECHNICAL COLLEGE SYSTEM

2023-25 Career Preparation and Launch Grants (92000037)

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

(1) This appropriation is provided solely for the state board for community and technical colleges to provide competitive grants to community and technical colleges to purchase and install equipment that expands career-connected learning opportunities.

(2) The state board for community and technical colleges shall develop common criteria for providing competitive grant funding and outcomes for specific projects.

Appropriation:	
State Building Construction Account—State.....	\$5,000,000
Prior Biennia (Expenditures)	\$0
Future Biennia (Projected Costs)	\$20,000,000
TOTAL	\$25,000,000

PART 6

REAPPROPRIATIONS

NEW SECTION. Sec. 6001. FOR THE OFFICE OF THE SECRETARY OF STATE

Archives Minor Works (30000044)

Reappropriation:	
State Building Construction Account—State.....	\$56,000
Prior Biennia (Expenditures)	\$269,000
Future Biennia (Projected Costs)	\$0
TOTAL	\$325,000

NEW SECTION. Sec. 6002. FOR THE DEPARTMENT OF COMMERCE

Community Economic Revitalization Board (30000097)

Reappropriation:	
Public Facility Construction Loan Revolving	
Account—State.....	\$7,774,000
Prior Biennia (Expenditures)	\$10,246,000
Future Biennia (Projected Costs)	\$0
TOTAL	\$18,020,000

NEW SECTION. Sec. 6003. FOR THE DEPARTMENT OF COMMERCE

Public Works Assistance Account Program 2013 Loan List (30000184)

The reappropriation in this section is subject to the following conditions and limitations: The reappropriation is subject to the provisions of section 1016, chapter 2, Laws of 2012 2nd sp. sess.

Reappropriation:	
Public Works Assistance Account—State.....	\$503,000
Prior Biennia (Expenditures)	\$31,655,000
Future Biennia (Projected Costs)	\$0
TOTAL	\$32,158,000

NEW SECTION. Sec. 6004. FOR THE DEPARTMENT OF COMMERCE

Clean Energy and Energy Freedom Program (30000726)

The reappropriations in this section are subject to the following conditions and limitations: The reappropriations are subject to the provisions of section 6003, chapter 4, Laws of 2017 3rd sp. sess.

Reappropriation:	
State Building Construction Account—State	\$2,086,000
State Taxable Building Construction Account—	
State.....	\$2,523,000
Subtotal Reappropriation.....	\$4,609,000
Prior Biennia (Expenditures)	\$35,791,000
Future Biennia (Projected Costs)	\$0
TOTAL	\$40,400,000

NEW SECTION. Sec. 6005. FOR THE DEPARTMENT OF COMMERCE

2017 Local and Community Projects (30000846)

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

(1) The reappropriation is subject to the provisions of section 6004, chapter 4, Laws of 2017 3rd sp. sess.

(2) The reappropriation for any project for which the department has not executed a contract by December 31, 2023, shall lapse. The department shall provide a list of lapsed projects to the legislative fiscal committees no later than January 15, 2024.

Reappropriation:	
State Building Construction Account—State	\$1,229,000
Prior Biennia (Expenditures)	\$9,517,000
Future Biennia (Projected Costs)	\$0
TOTAL	\$10,746,000

NEW SECTION. Sec. 6006. FOR THE DEPARTMENT OF COMMERCE

2017-19 Housing Trust Fund Program (30000872)

The reappropriations in this section are subject to the following conditions and limitations: The reappropriations are subject to the provisions of section 1004, chapter 296, Laws of 2022.

Reappropriation:	
State Building Construction Account—State	\$3,645,000
State Taxable Building Construction Account—	
State.....	\$6,007,000
Washington Housing Trust Account—State	\$1,476,000
Subtotal Reappropriation.....	\$11,128,000
Prior Biennia (Expenditures)	\$102,161,000
Future Biennia (Projected Costs)	\$0
TOTAL	\$113,289,000

NEW SECTION. Sec. 6007. FOR THE DEPARTMENT OF COMMERCE

Economic Opportunity Grants (30000873)

Reappropriation:	
Rural Washington Loan Account—State	\$325,000
Prior Biennia (Expenditures)	\$6,425,000
Future Biennia (Projected Costs)	\$0
TOTAL	\$6,750,000

NEW SECTION. Sec. 6008. FOR THE DEPARTMENT OF COMMERCE

Public Works Assistance Account Construction Loans (30000878)

The reappropriation in this section is subject to the following conditions and limitations: The reappropriation is subject to the provisions of section 1019, chapter 413, Laws of 2019.

Reappropriation:

State Taxable Building Construction Account—	
State	\$22,673,000
Prior Biennia (Expenditures)	\$54,547,000
Future Biennia (Projected Costs)	\$0
TOTAL	\$77,220,000

NEW SECTION. Sec. 6009. FOR THE DEPARTMENT OF COMMERCE

Weatherization Plus Health Matchmaker Program (30000879)

The reappropriations in this section are subject to the following conditions and limitations: The reappropriations are subject to the provisions of section 1014, chapter 298, Laws of 2018.

Reappropriation:

State Building Construction Account—State	\$222,000
State Taxable Building Construction Account—	
State	\$3,492,000
Subtotal Reappropriation	\$3,714,000
Prior Biennia (Expenditures)	\$19,786,000
Future Biennia (Projected Costs)	\$0
TOTAL	\$23,500,000

NEW SECTION. Sec. 6010. FOR THE DEPARTMENT OF COMMERCE

Clean Energy Funds 3 (30000881)

The reappropriations in this section are subject to the following conditions and limitations: The reappropriations are subject to the provisions of section 1007, chapter 296, Laws of 2022.

Reappropriation:

Energy Efficiency Account—State	\$4,994,000
State Building Construction Account—State	\$20,387,000
Subtotal Reappropriation	\$25,381,000
Prior Biennia (Expenditures)	\$18,319,000
Future Biennia (Projected Costs)	\$0
TOTAL	\$43,700,000

NEW SECTION. Sec. 6011. FOR THE DEPARTMENT OF COMMERCE

Energy Efficiency and Solar Grants (30000882)

The reappropriations in this section are subject to the following conditions and limitations: The reappropriations are subject to the provisions of section 6007, chapter 413, Laws of 2019.

Reappropriation:

Energy Efficiency Account—State	\$1,293,000
State Building Construction Account—State	\$782,000
Subtotal Reappropriation	\$2,075,000
Prior Biennia (Expenditures)	\$8,925,000
Future Biennia (Projected Costs)	\$0
TOTAL	\$11,000,000

NEW SECTION. Sec. 6012. FOR THE DEPARTMENT OF COMMERCE

2018 Local and Community Projects (40000005)

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

(1) The reappropriation is subject to the provisions of section 1052, chapter 296, Laws of 2022.

(2) The reappropriation for any project for which the department has not executed a contract by December 31, 2024, shall lapse. The department shall provide a list of lapsed projects to the legislative fiscal committees no later than January 15, 2025.

Reappropriation:

State Building Construction Account—State	\$21,708,000
Prior Biennia (Expenditures)	\$106,629,000
Future Biennia (Projected Costs)	\$0
TOTAL	\$128,337,000

NEW SECTION. Sec. 6013. FOR THE DEPARTMENT OF COMMERCE

Early Learning Facility Grants (40000006)

The reappropriations in this section are subject to the following conditions and limitations: The reappropriations are subject to the provisions of section 1005, chapter 298, Laws of 2018.

Reappropriation:

Early Learning Facilities Development Account—	
State	\$314,000
Early Learning Facilities Revolving Account—	
State	\$1,556,000
Subtotal Reappropriation	\$1,870,000
Prior Biennia (Expenditures)	\$13,595,000
Future Biennia (Projected Costs)	\$0
TOTAL	\$15,465,000

NEW SECTION. Sec. 6014. FOR THE DEPARTMENT OF COMMERCE

Dental Clinic Capacity Grants (40000007)

The reappropriation in this section is subject to the following conditions and limitations: The reappropriation is subject to the provisions of section 1002, chapter 356, Laws of 2020.

Reappropriation:

State Building Construction Account—State	\$978,000
Prior Biennia (Expenditures)	\$14,556,000
Future Biennia (Projected Costs)	\$0
TOTAL	\$15,534,000

NEW SECTION. Sec. 6015. FOR THE DEPARTMENT OF COMMERCE

PWAA Preconstruction and Emergency Loan Programs (40000009)

The reappropriation in this section is subject to the following conditions and limitations: The reappropriation is subject to the provisions of section 1027, chapter 413, Laws of 2019.

Reappropriation:

State Taxable Building Construction Account—	
State	\$1,702,000
Prior Biennia (Expenditures)	\$17,298,000
Future Biennia (Projected Costs)	\$0
TOTAL	\$19,000,000

NEW SECTION. Sec. 6016. FOR THE DEPARTMENT OF COMMERCE

Behavioral Health Community Capacity (40000018)

The reappropriation in this section is subject to the following conditions and limitations: The reappropriation is subject to the provisions of section 6004, chapter 413, Laws of 2019.

Reappropriation:

State Building Construction Account—State	\$19,163,000
Prior Biennia (Expenditures)	\$63,936,000
Future Biennia (Projected Costs)	\$0
TOTAL	\$83,099,000

NEW SECTION. Sec. 6017. FOR THE DEPARTMENT OF COMMERCE

2019-21 Housing Trust Fund Program (40000036)

The reappropriations in this section are subject to the following conditions and limitations: The reappropriations are subject to the provisions of section 6005, chapter 332, Laws of 2021.

Reappropriation:

State Building Construction Account—State	\$2,775,000
State Taxable Building Construction Account—	
State	\$35,592,000
Subtotal Reappropriation	\$38,367,000

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Prior Biennia (Expenditures)	\$134,383,000
Future Biennia (Projected Costs)	\$0
TOTAL	\$172,750,000

NEW SECTION. Sec. 6018. FOR THE DEPARTMENT OF COMMERCE

Public Works Board (40000038)

The reappropriation in this section is subject to the following conditions and limitations: The reappropriation is subject to the provisions of section 1020, chapter 356, Laws of 2020.

Reappropriation:

Public Works Assistance Account—State	\$17,000,000
Prior Biennia (Expenditures)	\$76,578,000
Future Biennia (Projected Costs)	\$0
TOTAL	\$93,578,000

NEW SECTION. Sec. 6019. FOR THE DEPARTMENT OF COMMERCE

2019-21 Building for the Arts Grant Program (40000039)

The reappropriation in this section is subject to the following conditions and limitations: The reappropriation is subject to the provisions of section 6011, chapter 332, Laws of 2021.

Reappropriation:

State Building Construction Account—State	\$1,497,000
Prior Biennia (Expenditures)	\$8,827,000
Future Biennia (Projected Costs)	\$0
TOTAL	\$10,324,000

NEW SECTION. Sec. 6020. FOR THE DEPARTMENT OF COMMERCE

2019-21 Community Economic Revitalization Board (40000040)

Reappropriation:

Public Facility Construction Loan Revolving Account—State	\$18,600,000
Prior Biennia (Expenditures)	\$0
Future Biennia (Projected Costs)	\$0
TOTAL	\$18,600,000

NEW SECTION. Sec. 6021. FOR THE DEPARTMENT OF COMMERCE

2019-21 Youth Recreational Facilities Grant Program (40000041)

The reappropriation in this section is subject to the following conditions and limitations: The reappropriation is subject to the provisions of section 1034, chapter 413, Laws of 2019.

Reappropriation:

State Building Construction Account—State	\$3,190,000
Prior Biennia (Expenditures)	\$2,690,000
Future Biennia (Projected Costs)	\$0
TOTAL	\$5,880,000

NEW SECTION. Sec. 6022. FOR THE DEPARTMENT OF COMMERCE

Clean Energy Transition 4 (40000042)

The reappropriations in this section are subject to the following conditions and limitations: The reappropriations are subject to the provisions of section 1005, chapter 356, Laws of 2020.

Reappropriation:

State Building Construction Account—State	\$15,234,000
State Taxable Building Construction Account—State	\$901,000
Subtotal Reappropriation	\$16,135,000
Prior Biennia (Expenditures)	\$16,465,000
Future Biennia (Projected Costs)	\$0
TOTAL	\$32,600,000

NEW SECTION. Sec. 6023. FOR THE DEPARTMENT OF COMMERCE

2019-21 Building Communities Fund Program (40000043)

The reappropriation in this section is subject to the following

conditions and limitations: The reappropriation is subject to the provisions of section 1036, chapter 413, Laws of 2019.

Reappropriation:

State Building Construction Account—State	\$15,255,000
Prior Biennia (Expenditures)	\$21,530,000
Future Biennia (Projected Costs)	\$0
TOTAL	\$36,785,000

NEW SECTION. Sec. 6024. FOR THE DEPARTMENT OF COMMERCE

2019-21 Early Learning Facilities (40000044)

The reappropriations in this section are subject to the following conditions and limitations: The reappropriations are subject to the provisions of section 1006, chapter 356, Laws of 2020.

Reappropriation:

Early Learning Facilities Development Account—State	\$1,140,000
Early Learning Facilities Revolving Account—State	\$13,292,000
State Building Construction Account—State	\$3,767,000
Subtotal Reappropriation	\$18,199,000
Prior Biennia (Expenditures)	\$16,821,000
Future Biennia (Projected Costs)	\$0
TOTAL	\$35,020,000

NEW SECTION. Sec. 6025. FOR THE DEPARTMENT OF COMMERCE

2019-21 Weatherization (40000048)

The reappropriation in this section is subject to the following conditions and limitations: The reappropriation is subject to the provisions of section 1038, chapter 413, Laws of 2019.

Reappropriation:

State Building Construction Account—State	\$1,000,000
Prior Biennia (Expenditures)	\$19,000,000
Future Biennia (Projected Costs)	\$0
TOTAL	\$20,000,000

NEW SECTION. Sec. 6026. FOR THE DEPARTMENT OF COMMERCE

2019-21 Energy Efficiency and Solar Grants Program (40000049)

The reappropriation in this section is subject to the following conditions and limitations: The reappropriation is subject to the provisions of section 1023, chapter 356, Laws of 2020.

Reappropriation:

State Building Construction Account—State	\$5,979,000
Prior Biennia (Expenditures)	\$6,521,000
Future Biennia (Projected Costs)	\$0
TOTAL	\$12,500,000

NEW SECTION. Sec. 6027. FOR THE DEPARTMENT OF COMMERCE

2019-21 Behavioral Health Capacity Grants (40000114)

The reappropriation in this section is subject to the following conditions and limitations: The reappropriation is subject to the provisions of section 1010, chapter 356, Laws of 2020.

Reappropriation:

State Building Construction Account—State	\$35,919,000
Prior Biennia (Expenditures)	\$90,232,000
Future Biennia (Projected Costs)	\$0
TOTAL	\$126,151,000

NEW SECTION. Sec. 6028. FOR THE DEPARTMENT OF COMMERCE

2020 Local and Community Projects (40000116)

The reappropriation in this section is subject to the following conditions and limitations: The reappropriation is subject to the provisions of section 6007, chapter 332, Laws of 2021, except that funding may not be directed to the Arivva Community Center.

Reappropriation:

State Building Construction Account—State.....	\$50,532,000
Prior Biennia (Expenditures)	\$115,775,000
Future Biennia (Projected Costs)	\$0
TOTAL	\$166,307,000

NEW SECTION. Sec. 6029. FOR THE DEPARTMENT OF COMMERCE

Washington Broadband Program (40000117)

The reappropriation in this section is subject to the following conditions and limitations: The reappropriation is subject to the provisions of section 1012, chapter 356, Laws of 2020.

Reappropriation:

Statewide Broadband Account—State	\$16,079,000
Prior Biennia (Expenditures)	\$5,471,000
Future Biennia (Projected Costs)	\$0
TOTAL	\$21,550,000

NEW SECTION. Sec. 6030. FOR THE DEPARTMENT OF COMMERCE

2019-21 Behavioral Rehabilitation Services Capacity Grants (40000124)

The reappropriation in this section is subject to the following conditions and limitations: The reappropriation is subject to the provisions of section 1044, chapter 413, Laws of 2019.

Reappropriation:

State Building Construction Account—State.....	\$1,967,000
Prior Biennia (Expenditures)	\$33,000
Future Biennia (Projected Costs)	\$0
TOTAL	\$2,000,000

NEW SECTION. Sec. 6031. FOR THE DEPARTMENT OF COMMERCE

2021 Local and Community Projects (40000130)

The reappropriation in this section is subject to the following conditions and limitations: The reappropriation is subject to the provisions of section 6008, chapter 332, Laws of 2021.

Reappropriation:

State Building Construction Account—State.....	\$11,416,000
Prior Biennia (Expenditures)	\$21,256,000
Future Biennia (Projected Costs)	\$0
TOTAL	\$32,672,000

NEW SECTION. Sec. 6032. FOR THE DEPARTMENT OF COMMERCE

Seattle Vocational Institute (40000136)

The reappropriations in this section are subject to the following conditions and limitations: The reappropriations are subject to the provisions of section 1009, chapter 356, Laws of 2020.

Reappropriation:

State Building Construction Account—State.....	\$175,000
State Taxable Building Construction Account—State	\$81,000
Subtotal Reappropriation	\$256,000
Prior Biennia (Expenditures)	\$1,044,000
Future Biennia (Projected Costs)	\$0
TOTAL	\$1,300,000

NEW SECTION. Sec. 6033. FOR THE DEPARTMENT OF COMMERCE

2021-23 Youth Recreational Facilities Grant Program (40000139)

The reappropriation in this section is subject to the following conditions and limitations: The reappropriation is subject to the provisions of section 1056, chapter 332, Laws of 2021.

Reappropriation:

State Building Construction Account—State.....	\$3,019,000
Prior Biennia (Expenditures)	\$670,000
Future Biennia (Projected Costs)	\$0
TOTAL	\$3,689,000

NEW SECTION. Sec. 6034. FOR THE DEPARTMENT

OF COMMERCE

2021-23 Early Learning Facilities-School Districts Grant (40000140)

The reappropriation in this section is subject to the following conditions and limitations: The reappropriation is subject to the provisions of section 1057, chapter 332, Laws of 2021.

Reappropriation:

Early Learning Facilities Development Account—	
State.....	\$2,281,000
Prior Biennia (Expenditures)	\$2,438,000
Future Biennia (Projected Costs).....	\$0
TOTAL.....	\$4,719,000

NEW SECTION. Sec. 6035. FOR THE DEPARTMENT OF COMMERCE

2021-23 Public Works Assistance Account-Construction (40000141)

Reappropriation:

Public Works Assistance Account—State.....	\$217,510,000
Prior Biennia (Expenditures).....	\$31,490,000
Future Biennia (Projected Costs).....	\$0
TOTAL.....	\$249,000,000

NEW SECTION. Sec. 6036. FOR THE DEPARTMENT OF COMMERCE

2021-23 Building Communities Fund Grant Program (40000142)

The reappropriation in this section is subject to the following conditions and limitations: The reappropriation is subject to the provisions of section 1059, chapter 332, Laws of 2021.

Reappropriation:

State Building Construction Account—State	\$27,103,000
Prior Biennia (Expenditures).....	\$3,043,000
Future Biennia (Projected Costs).....	\$0
TOTAL.....	\$30,146,000

NEW SECTION. Sec. 6037. FOR THE DEPARTMENT OF COMMERCE

2021-23 Building for the Arts Grant Program (40000143)

The reappropriation in this section is subject to the following conditions and limitations: The reappropriation is subject to the provisions of section 1060, chapter 332, Laws of 2021.

Reappropriation:

State Building Construction Account—State	\$9,955,000
Prior Biennia (Expenditures).....	\$6,045,000
Future Biennia (Projected Costs).....	\$0
TOTAL.....	\$16,000,000

NEW SECTION. Sec. 6038. FOR THE DEPARTMENT OF COMMERCE

2021-23 CERB Capital Construction (40000144)

Reappropriation:

Capital Community Assistance Account—State	\$40,000,000
Public Facility Construction Loan Revolving	
Account—State	\$10,000,000
State Taxable Building Construction Account—	
State.....	\$412,000
Subtotal Reappropriation.....	\$50,412,000
Prior Biennia (Expenditures).....	\$14,588,000
Future Biennia (Projected Costs).....	\$0
TOTAL.....	\$65,000,000

NEW SECTION. Sec. 6039. FOR THE DEPARTMENT OF COMMERCE

2021-23 Library Capital Improvement Program (LCIP) Grants (40000147)

The reappropriation in this section is subject to the following conditions and limitations: The reappropriation is subject to the provisions of section 1017, chapter 296, Laws of 2022.

Reappropriation:

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State Building Construction Account—State.....	\$14,871,000
Prior Biennia (Expenditures)	\$973,000
Future Biennia (Projected Costs)	\$0
TOTAL	\$15,844,000

NEW SECTION. Sec. 6040. FOR THE DEPARTMENT OF COMMERCE

2021-23 Clean Energy V-Investing in Washington's Clean Energy (40000148)

The reappropriations in this section are subject to the following conditions and limitations: The reappropriations are subject to the provisions of section 7005 of this act.

Reappropriation:

State Building Construction Account—State.....	\$52,821,000
State Taxable Building Construction Account— State.....	\$2,410,000
Subtotal Reappropriation	\$55,231,000
Prior Biennia (Expenditures)	\$1,067,000
Future Biennia (Projected Costs)	\$0
TOTAL	\$56,298,000

NEW SECTION. Sec. 6041. FOR THE DEPARTMENT OF COMMERCE

2021-23 Energy Retrofits for Public Buildings Grant Program (40000149)

The reappropriation in this section is subject to the following conditions and limitations: The reappropriation is subject to the provisions of section 7011 of this act.

Reappropriation:

State Building Construction Account—State.....	\$8,211,000
Prior Biennia (Expenditures)	\$1,746,000
Future Biennia (Projected Costs)	\$0
TOTAL	\$9,957,000

NEW SECTION. Sec. 6042. FOR THE DEPARTMENT OF COMMERCE

2021-23 Weatherization Plus Health (40000150)

The reappropriations in this section are subject to the following conditions and limitations: The reappropriations are subject to the provisions of section 7015 of this act.

Reappropriation:

Capital Community Assistance Account—State..	\$8,182,000
General Fund—Federal.....	\$47,049,000
State Building Construction Account—State.....	\$4,940,000
Subtotal Reappropriation	\$60,171,000
Prior Biennia (Expenditures)	\$6,944,000
Future Biennia (Projected Costs)	\$0
TOTAL	\$67,115,000

NEW SECTION. Sec. 6043. FOR THE DEPARTMENT OF COMMERCE

2021-23 PWB Broadband Infrastructure (40000152)

The reappropriations in this section are subject to the following conditions and limitations: The reappropriations are subject to the provisions of section 1067, chapter 332, Laws of 2021.

Reappropriation:

Coronavirus Capital Projects Account—Federal	\$45,040,000
Statewide Broadband Account—State.....	\$14,000,000
Subtotal Reappropriation	\$59,040,000
Prior Biennia (Expenditures)	\$0
Future Biennia (Projected Costs)	\$0
TOTAL	\$59,040,000

NEW SECTION. Sec. 6044. FOR THE DEPARTMENT OF COMMERCE

2021-23 Housing Trust Fund Investment in Affordable Housing (40000153)

The reappropriations in this section are subject to the following conditions and limitations: The reappropriations are subject to the provisions of section 1020, chapter 296, Laws of 2022.

Reappropriation:

Capital Community Assistance Account—State	\$104,723,000
Coronavirus State Fiscal Recovery Fund—Federal	\$66,268,000
State Building Construction Account—State	\$28,793,000
State Taxable Building Construction Account— State.....	\$56,051,000
Subtotal Reappropriation.....	\$255,835,000
Prior Biennia (Expenditures).....	\$31,856,000
Future Biennia (Projected Costs).....	\$0
TOTAL.....	\$287,691,000

NEW SECTION. Sec. 6045. FOR THE DEPARTMENT OF COMMERCE

2021-23 Behavioral Health Community Capacity Grants (40000219)

The reappropriations in this section are subject to the following conditions and limitations: The reappropriations are subject to the provisions of section 7010 of this act.

Reappropriation:

Capital Community Assistance Account—State	\$26,323,000
State Building Construction Account—State	\$89,011,000
Subtotal Reappropriation.....	\$115,334,000
Prior Biennia (Expenditures).....	\$6,153,000
Future Biennia (Projected Costs).....	\$0
TOTAL.....	\$121,487,000

NEW SECTION. Sec. 6046. FOR THE DEPARTMENT OF COMMERCE

2019-21 Housing Trust Fund Investment from Operating (40000220)

The reappropriation in this section is subject to the following conditions and limitations: The reappropriation is subject to the provisions of section 1070, chapter 332, Laws of 2021.

Reappropriation:

Washington Housing Trust Account—State	\$17,156,000
Prior Biennia (Expenditures).....	\$30,285,000
Future Biennia (Projected Costs).....	\$0
TOTAL.....	\$47,441,000

NEW SECTION. Sec. 6047. FOR THE DEPARTMENT OF COMMERCE

2021-23 Rapid Capital Housing Acquisition (40000222)

The reappropriations in this section are subject to the following conditions and limitations: The reappropriations are subject to the provisions of section 7003 of this act.

Reappropriation:

Coronavirus State Fiscal Recovery Fund— Federal.....	\$16,532,000
State Building Construction Account—State	\$41,036,000
Subtotal Reappropriation.....	\$57,568,000
Prior Biennia (Expenditures).....	\$62,567,000
Future Biennia (Projected Costs).....	\$0
TOTAL.....	\$120,135,000

NEW SECTION. Sec. 6048. FOR THE DEPARTMENT OF COMMERCE

2021-23 Rural Rehabilitation Loan Program (40000223)

Reappropriation:

State Taxable Building Construction Account— State.....	\$2,833,000
Prior Biennia (Expenditures).....	\$9,000
Future Biennia (Projected Costs).....	\$0
TOTAL.....	\$2,842,000

NEW SECTION. Sec. 6049. FOR THE DEPARTMENT OF COMMERCE

2022 Local & Community Projects (40000230)

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

(1) The reappropriation is subject to the provisions of section 7012 of this act.

(2) The department must reimburse the city of Chelan for its expenditures for the Chelan municipal airport extension project. The amount of the reimbursement to the city of Chelan under this section may not exceed the amount appropriated for the Chelan municipal airport extension project in section 1022, chapter 296, Laws of 2022.

(3) It is the intent of the legislature to appropriate funding for the remaining costs of the Chelan municipal airport extension project in fiscal year 2024.

Reappropriation:

State Building Construction Account—State.....	\$117,688,000
Prior Biennia (Expenditures)	\$51,879,000
Future Biennia (Projected Costs)	\$0
TOTAL	\$169,567,000

NEW SECTION. Sec. 6050. FOR THE DEPARTMENT OF COMMERCE

Economic Opportunity Grants Authority (40000246)

Reappropriation:

Rural Washington Loan Account—State.....	\$903,000
Prior Biennia (Expenditures)	\$0
Future Biennia (Projected Costs)	\$0
TOTAL	\$903,000

NEW SECTION. Sec. 6051. FOR THE DEPARTMENT OF COMMERCE

2022 Rapid Capital Housing Acquisition (40000260)

The reappropriations in this section are subject to the following conditions and limitations: The reappropriations are subject to the provisions of section 1024, chapter 296, Laws of 2022.

Reappropriation:

Apple Health and Homes Account—State.....	\$59,952,000
Capital Community Assistance Account—State.....	\$175,558,000
Coronavirus State Fiscal Recovery Fund—	
Federal	\$15,065,000
State Building Construction Account—State.....	\$22,935,000
Subtotal Reappropriation	\$273,510,000
Prior Biennia (Expenditures)	\$26,490,000
Future Biennia (Projected Costs)	\$0
TOTAL	\$300,000,000

NEW SECTION. Sec. 6052. FOR THE DEPARTMENT OF COMMERCE

2023 Local and Community Projects (40000266)

The reappropriations in this section are subject to the following conditions and limitations: The reappropriations are subject to the provisions of section 7007 of this act.

Reappropriation:

Capital Community Assistance Account—State.....	\$309,000
State Building Construction Account—State.....	\$48,301,000
Subtotal Reappropriation	\$48,610,000
Prior Biennia (Expenditures)	\$5,017,000
Future Biennia (Projected Costs)	\$0
TOTAL	\$53,627,000

NEW SECTION. Sec. 6053. FOR THE DEPARTMENT OF COMMERCE

Ports Infrastructure (40000278)

The reappropriation in this section is subject to the following conditions and limitations: The reappropriation is subject to the provisions of section 1027, chapter 296, Laws of 2022.

Reappropriation:

State Building Construction Account—State.....	\$14,328,000
Prior Biennia (Expenditures)	\$1,718,000
Future Biennia (Projected Costs)	\$0
TOTAL	\$16,046,000

NEW SECTION. Sec. 6054. FOR THE DEPARTMENT

OF COMMERCE

CERB Administered Broadband Infrastructure (91000943)

The reappropriations in this section are subject to the following conditions and limitations: The reappropriations are subject to the provisions of section 1011, chapter 296, Laws of 2022.

Reappropriation:

Coronavirus Capital Projects Account—Federal.....	\$25,000,000
Public Works Assistance Account—State.....	\$3,450,000
State Taxable Building Construction Account—	
State.....	\$2,100,000
Subtotal Reappropriation.....	\$30,550,000
Prior Biennia (Expenditures).....	\$7,900,000
Future Biennia (Projected Costs).....	\$0
TOTAL.....	\$38,450,000

NEW SECTION. Sec. 6055. FOR THE DEPARTMENT OF COMMERCE

2019 Local and Community Projects (91001157)

The reappropriation in this section is subject to the following conditions and limitations: The reappropriation is subject to the provisions of section 1017, chapter 356, Laws of 2020.

Reappropriation:

State Building Construction Account—State	\$4,781,000
Prior Biennia (Expenditures).....	\$35,749,000
Future Biennia (Projected Costs).....	\$0
TOTAL.....	\$40,530,000

NEW SECTION. Sec. 6056. FOR THE DEPARTMENT OF COMMERCE

Library Capital Improvement Program (91001239)

The reappropriation in this section is subject to the following conditions and limitations: The reappropriation is subject to the provisions of section 1053, chapter 413, Laws of 2019.

Reappropriation:

State Building Construction Account—State	\$4,702,000
Prior Biennia (Expenditures).....	\$8,136,000
Future Biennia (Projected Costs).....	\$0
TOTAL.....	\$12,838,000

NEW SECTION. Sec. 6057. FOR THE DEPARTMENT OF COMMERCE

Rapid Response Community Preservation Pilot Program (91001278)

The reappropriation in this section is subject to the following conditions and limitations: The reappropriation is subject to the provisions of section 1018, chapter 356, Laws of 2020.

Reappropriation:

Capital Community Assistance Account—State ..	\$2,000,000
Prior Biennia (Expenditures).....	\$2,000,000
Future Biennia (Projected Costs).....	\$0
TOTAL.....	\$4,000,000

NEW SECTION. Sec. 6058. FOR THE DEPARTMENT OF COMMERCE

Dental Capacity Grants (91001306)

The reappropriation in this section is subject to the following conditions and limitations: The reappropriation is subject to the provisions of section 6012, chapter 332, Laws of 2021.

Reappropriation:

State Building Construction Account—State	\$485,000
Prior Biennia (Expenditures).....	\$1,093,000
Future Biennia (Projected Costs).....	\$0
TOTAL.....	\$1,578,000

NEW SECTION. Sec. 6059. FOR THE DEPARTMENT OF COMMERCE

Continuing Affordability in Current Housing (91001659)

The reappropriation in this section is subject to the following conditions and limitations: The reappropriation is subject to the provisions of section 1072, chapter 332, Laws of 2021.

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Reappropriation:

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

NEW SECTION. Sec. 6060. FOR THE DEPARTMENT OF COMMERCE

2021-23 Dental Capacity Grants (91001660)

The reappropriation in this section is subject to the following conditions and limitations: The reappropriation is subject to the provisions of section 1043, chapter 296, Laws of 2022.

Reappropriation:

State Building Construction Account—State.....	\$4,676,000
Prior Biennia (Expenditures)	\$1,549,000
Future Biennia (Projected Costs)	\$0
TOTAL	\$6,225,000

NEW SECTION. Sec. 6061. FOR THE DEPARTMENT OF COMMERCE

Substance Use Disorder Recovery Housing (91001675)

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

Reappropriation:

State Taxable Building Construction Account—State.....	\$48,000
Prior Biennia (Expenditures)	\$102,000
Future Biennia (Projected Costs)	\$0
TOTAL	\$150,000

NEW SECTION. Sec. 6062. FOR THE DEPARTMENT OF COMMERCE

2021-23 Early Learning Facilities (91001677)

The reappropriations in this section are subject to the following conditions and limitations: The reappropriations are subject to the provisions of section 1037, chapter 296, Laws of 2022.

Reappropriation:

Capital Community Assistance Account—State.....	\$25,878,000
Early Learning Facilities Development Account— State.....	\$18,841,000
Early Learning Facilities Revolving Account— State.....	\$2,192,000
State Building Construction Account—State.....	\$891,000
Subtotal Reappropriation	\$47,802,000
Prior Biennia (Expenditures)	\$14,698,000
Future Biennia (Projected Costs)	\$0
TOTAL	\$62,500,000

NEW SECTION. Sec. 6063. FOR THE DEPARTMENT OF COMMERCE

Early Learning Renovation Grants (91001681)

The reappropriation in this section is subject to the following conditions and limitations: The reappropriation is subject to the provisions of section 7014 of this act.

Reappropriation:

State Building Construction Account—State.....	\$8,500,000
Prior Biennia (Expenditures)	\$0
Future Biennia (Projected Costs)	\$0
TOTAL	\$8,500,000

NEW SECTION. Sec. 6064. FOR THE DEPARTMENT OF COMMERCE

Grants for Affordable Housing Development Connections (91001685)

The reappropriations in this section are subject to the following conditions and limitations: The reappropriations are subject to the provisions of section 1032, chapter 296, Laws of 2022.

Reappropriation:

Coronavirus State Fiscal Recovery Fund—Federal	\$27,000,000
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State Building Construction Account—State	\$17,910,000
Subtotal Reappropriation.....	\$44,910,000
Prior Biennia (Expenditures)	\$390,000
Future Biennia (Projected Costs).....	\$0
TOTAL.....	\$45,300,000

NEW SECTION. Sec. 6065. FOR THE DEPARTMENT OF COMMERCE

Work, Education, Health Monitoring Projects (91001686)

The reappropriation in this section is subject to the following conditions and limitations: The reappropriation is subject to the provisions of section 7013 of this act.

Reappropriation:

State Building Construction Account—State	\$805,000
Prior Biennia (Expenditures)	\$21,000
Future Biennia (Projected Costs).....	\$0
TOTAL.....	\$826,000

NEW SECTION. Sec. 6066. FOR THE DEPARTMENT OF COMMERCE

Infrastructure Projects (91001687)

The reappropriations in this section are subject to the following conditions and limitations: The reappropriations are subject to the provisions of section 1033, chapter 296, Laws of 2022.

Reappropriation:

Capital Community Assistance Account—State.....	\$25,714,000
Coronavirus State Fiscal Recovery Fund—Federal	\$94,106,000
Public Works Assistance Account—State.....	\$485,000
State Building Construction Account—State	\$10,087,000
Subtotal Reappropriation.....	\$130,392,000
Prior Biennia (Expenditures)	\$6,908,000
Future Biennia (Projected Costs).....	\$0
TOTAL.....	\$137,300,000

NEW SECTION. Sec. 6067. FOR THE DEPARTMENT OF COMMERCE

Capital Grant Program Equity (91001688)

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

- (1) The reappropriation is subject to the provisions of section 1093, chapter 332, Laws of 2021.
- (2) The department may use up to 5 percent of the reappropriation in this section to administer the program, including, but not limited to, providing technical assistance, managing contracts, and reporting.
- (3) The department must provide a report to the appropriate committees of the legislature and the governor by October 1, 2024, on progress and recommendations for improving outreach to underrepresented and remote communities and eliminating barriers to participating in state capital funding programs.

Reappropriation:

State Building Construction Account—State	\$5,000,000
Prior Biennia (Expenditures).....	\$0
Future Biennia (Projected Costs).....	\$0
TOTAL.....	\$5,000,000

NEW SECTION. Sec. 6068. FOR THE DEPARTMENT OF COMMERCE

Food Banks (91001690)

The reappropriation in this section is subject to the following conditions and limitations: The reappropriation is subject to the provisions of section 1034, chapter 296, Laws of 2022.

Reappropriation:

State Building Construction Account—State	\$6,900,000
Prior Biennia (Expenditures).....	\$5,686,000
Future Biennia (Projected Costs).....	\$0
TOTAL.....	\$12,586,000

NEW SECTION. Sec. 6069. FOR THE DEPARTMENT OF COMMERCE

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Homeless Youth Facilities (91001991)

The reappropriation in this section is subject to the following conditions and limitations: The reappropriation is subject to the provisions of section 1048, chapter 296, Laws of 2022.

Reappropriation:

Capital Community Assistance Account—State..	\$9,723,000
Prior Biennia (Expenditures)	\$5,172,000
Future Biennia (Projected Costs)	\$0
TOTAL	\$14,895,000

NEW SECTION. Sec. 6070. FOR THE DEPARTMENT OF COMMERCE

2022 Permanent Supportive Housing Remediation (91002160)

The reappropriation in this section is subject to the following conditions and limitations: The reappropriation is subject to the provisions of section 1035, chapter 296, Laws of 2022.

Reappropriation:

State Building Construction Account—State.....	\$200,000
Prior Biennia (Expenditures)	\$0
Future Biennia (Projected Costs)	\$0
TOTAL	\$200,000

NEW SECTION. Sec. 6071. FOR THE DEPARTMENT OF COMMERCE

Dig-Once Pilot Program (91002171)

The reappropriation in this section is subject to the following conditions and limitations: The reappropriation is subject to the provisions of section 1050, chapter 296, Laws of 2022.

Reappropriation:

State Building Construction Account—State.....	\$17,000
Prior Biennia (Expenditures)	\$23,000
Future Biennia (Projected Costs)	\$0
TOTAL	\$40,000

NEW SECTION. Sec. 6072. FOR THE DEPARTMENT OF COMMERCE

Projects for Jobs & Economic Development (92000151)

The reappropriations in this section are subject to the following conditions and limitations: The reappropriations are subject to the provisions of section 6013, chapter 332, Laws of 2021.

Reappropriation:

Public Facility Construction Loan Revolving Account—State.....	\$116,000
State Building Construction Account—State.....	\$735,000
Subtotal Reappropriation	\$851,000
Prior Biennia (Expenditures)	\$35,786,000
Future Biennia (Projected Costs)	\$0
TOTAL	\$36,637,000

NEW SECTION. Sec. 6073. FOR THE DEPARTMENT OF COMMERCE

Projects that Strengthen Communities & Quality of Life (92000230)

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

(1) The reappropriation is subject to the provisions of section 6006, chapter 3, Laws of 2015 3rd sp. sess.

(2) The reappropriation for any project for which the department has not executed a contract by December 31, 2023, shall lapse. The department shall provide a list of lapsed projects to the legislative fiscal committees no later than January 15, 2024.

Reappropriation:

State Building Construction Account—State.....	\$982,000
Prior Biennia (Expenditures)	\$31,102,000
Future Biennia (Projected Costs)	\$0
TOTAL	\$32,084,000

NEW SECTION. Sec. 6074. FOR THE DEPARTMENT OF COMMERCE

Local & Community Projects 2016 (92000369)

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

(1) The reappropriation is subject to the provisions of section 1030, chapter 296, Laws of 2022.

(2) The reappropriation for any project for which the department has not executed a contract by December 31, 2023, shall lapse. The department shall provide a list of lapsed projects to the legislative fiscal committees no later than January 15, 2024.

Reappropriation:

State Building Construction Account—State	\$5,917,000
Prior Biennia (Expenditures).....	\$123,002,000
Future Biennia (Projected Costs).....	\$0
TOTAL.....	\$128,919,000

NEW SECTION. Sec. 6075. FOR THE DEPARTMENT OF COMMERCE

Enhanced Shelter Capacity Grants (92000939)

The reappropriation in this section is subject to the following conditions and limitations: The reappropriation is subject to the provisions of section 7008 of this act.

Reappropriation:

State Building Construction Account—State	\$3,889,000
Prior Biennia (Expenditures).....	\$723,000
Future Biennia (Projected Costs).....	\$0
TOTAL.....	\$4,612,000

NEW SECTION. Sec. 6076. FOR THE DEPARTMENT OF COMMERCE

2021-23 Broadband Office (92000953)

The reappropriations in this section are subject to the following conditions and limitations: The reappropriations are subject to the provisions of section 7016 of this act.

Reappropriation:

Coronavirus Capital Projects Account—Federal	\$124,726,000
Coronavirus State Fiscal Recovery Fund—Federal	\$150,522,000
State Building Construction Account—State	\$26,878,000
Subtotal Reappropriation.....	\$302,126,000
Prior Biennia (Expenditures).....	\$1,468,000
Future Biennia (Projected Costs).....	\$0
TOTAL.....	\$303,594,000

NEW SECTION. Sec. 6077. FOR THE DEPARTMENT OF COMMERCE

2021-23 Community Relief (92000957)

The reappropriations in this section are subject to the following conditions and limitations: The reappropriations are subject to the provisions of section 1044, chapter 296, Laws of 2022.

Reappropriation:

State Building Construction Account—State	\$9,848,000
State Taxable Building Construction Account—State	\$1,000
Subtotal Reappropriation.....	\$9,849,000
Prior Biennia (Expenditures).....	\$4,901,000
Future Biennia (Projected Costs).....	\$0
TOTAL.....	\$14,750,000

NEW SECTION. Sec. 6078. FOR THE DEPARTMENT OF COMMERCE

Reimann Roads, Telecomm and Utility Relocation (Pasco) (92001004)

The reappropriation in this section is subject to the following conditions and limitations: The reappropriation is subject to the provisions of section 1088, chapter 332, Laws of 2021.

Reappropriation:

State Building Construction Account—State	\$6,515,000
Prior Biennia (Expenditures).....	\$985,000
Future Biennia (Projected Costs).....	\$0
TOTAL.....	\$7,500,000

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NEW SECTION. Sec. 6079. FOR THE DEPARTMENT OF COMMERCE

Child Care Minor Renovation Grants (92001109)

The reappropriation in this section is subject to the following conditions and limitations: The reappropriation is subject to the provisions of section 1045, chapter 296, Laws of 2022.

Reappropriation:

General Fund—Federal.....	\$28,011,000
Prior Biennia (Expenditures)	\$511,000
Future Biennia (Projected Costs)	\$0
TOTAL	\$28,522,000

NEW SECTION. Sec. 6080. FOR THE DEPARTMENT OF COMMERCE

Increasing Housing Inventory (92001122)

The reappropriation in this section is subject to the following conditions and limitations: The reappropriation is subject to the provisions of section 1090, chapter 332, Laws of 2021.

Reappropriation:

State Building Construction Account—State.....	\$2,183,000
Prior Biennia (Expenditures)	\$317,000
Future Biennia (Projected Costs)	\$0
TOTAL	\$2,500,000

NEW SECTION. Sec. 6081. FOR THE DEPARTMENT OF COMMERCE

2022 Dental Capacity Grants (92001175)

The reappropriation in this section is subject to the following conditions and limitations: The reappropriation is subject to the provisions of section 1049, chapter 296, Laws of 2022.

Reappropriation:

State Building Construction Account—State.....	\$5,705,000
Prior Biennia (Expenditures)	\$96,000
Future Biennia (Projected Costs)	\$0
TOTAL	\$5,801,000

NEW SECTION. Sec. 6082. FOR THE DEPARTMENT OF COMMERCE

2022 Broadband Office (92001178)

The reappropriation in this section is subject to the following conditions and limitations: The reappropriation is subject to the provisions of section 7017 of this act.

Reappropriation:

General Fund—Federal.....	\$49,991,000
Prior Biennia (Expenditures)	\$9,000
Future Biennia (Projected Costs)	\$0
TOTAL	\$50,000,000

NEW SECTION. Sec. 6083. FOR THE DEPARTMENT OF COMMERCE

Energy Efficiency Revolving Loan Fund Capitalization Program (92001179)

The reappropriation in this section is subject to the following conditions and limitations: The reappropriation is subject to the provisions of section 1051, chapter 296, Laws of 2022.

Reappropriation:

Energy Efficiency Rev Loan Capital—State	\$1,869,000
Prior Biennia (Expenditures)	\$0
Future Biennia (Projected Costs)	\$0
TOTAL	\$1,869,000

NEW SECTION. Sec. 6084. FOR THE DEPARTMENT OF COMMERCE

2022 Crisis Stabilization Facilities (92001286)

The reappropriation in this section is subject to the following conditions and limitations: The reappropriation is subject to the provisions of section 1025, chapter 296, Laws of 2022.

Reappropriation:

Capital Community Assistance Account—State	\$71,995,000
Prior Biennia (Expenditures)	\$5,000

Future Biennia (Projected Costs).....	\$0
TOTAL.....	\$72,000,000

NEW SECTION. Sec. 6085. FOR THE OFFICE OF FINANCIAL MANAGEMENT

Cowlitz River Dredging (20082856)

The reappropriation in this section is subject to the following conditions and limitations: The reappropriation is subject to the provisions of section 1053, chapter 296, Laws of 2022.

Reappropriation:

State Building Construction Account—State	\$2,000,000
Prior Biennia (Expenditures).....	\$700,000
Future Biennia (Projected Costs).....	\$0
TOTAL.....	\$2,700,000

NEW SECTION. Sec. 6086. FOR THE OFFICE OF FINANCIAL MANAGEMENT

Construction Cost Assessment (40000002)

The reappropriation in this section is subject to the following conditions and limitations: The reappropriation is subject to the provisions of section 1099, chapter 332, Laws of 2021.

Reappropriation:

Thurston County Capital Facilities Account—State.	\$54,000
Prior Biennia (Expenditures).....	\$246,000
Future Biennia (Projected Costs).....	\$0
TOTAL.....	\$300,000

NEW SECTION. Sec. 6087. FOR THE OFFICE OF FINANCIAL MANAGEMENT

Fircrest School Land Use Assessment (92000035)

The reappropriation in this section is subject to the following conditions and limitations: The reappropriation is subject to the provisions of section 1100, chapter 332, Laws of 2021.

Reappropriation:

State Building Construction Account—State	\$165,000
Prior Biennia (Expenditures).....	\$335,000
Future Biennia (Projected Costs).....	\$0
TOTAL.....	\$500,000

NEW SECTION. Sec. 6088. FOR THE OFFICE OF FINANCIAL MANAGEMENT

Inflation and Contingency Fund (92001124)

The reappropriation in this section is subject to the following conditions and limitations: The reappropriation in this section is subject to the provisions of section 1056, chapter 296, Laws of 2022, as amended by section 7020 of this act.

Reappropriation:

Capital Community Assistance Account—State .	\$2,000,000
Prior Biennia (Expenditures).....	\$0
Future Biennia (Projected Costs).....	\$0
TOTAL.....	\$2,000,000

NEW SECTION. Sec. 6089. FOR THE DEPARTMENT OF ENTERPRISE SERVICES

Campus Physical Security & Safety Improvements (30000812)

The reappropriations in this section are subject to the following conditions and limitations: The reappropriations are subject to the provisions of section 6023, chapter 332, Laws of 2021.

Reappropriation:

Capitol Building Construction Account—State	\$292,000
State Building Construction Account—State	\$156,000
Thurston County Capital Facilities Account—State	\$544,000
Subtotal Reappropriation.....	\$992,000
Prior Biennia (Expenditures).....	\$5,184,000
Future Biennia (Projected Costs).....	\$0
TOTAL.....	\$6,176,000

NEW SECTION. Sec. 6090. FOR THE DEPARTMENT OF ENTERPRISE SERVICES

21-31 Statewide Minor Works - Preservation (40000180)

Reappropriation:

State Building Construction Account—State.....	\$323,000
Prior Biennia (Expenditures)	\$564,000
Future Biennia (Projected Costs)	\$0
TOTAL	\$887,000

NEW SECTION. Sec. 6091. FOR THE DEPARTMENT OF ENTERPRISE SERVICES

Executive Guard Post One (40000448)

Reappropriation:

State Building Construction Account—State.....	\$740,000
Prior Biennia (Expenditures)	\$0
Future Biennia (Projected Costs)	\$0
TOTAL	\$740,000

NEW SECTION. Sec. 6092. FOR THE WASHINGTON STATE PATROL

FTA Emergency Power Generator Replacement (30000171)

Reappropriation:

State Building Construction Account—State.....	\$821,000
Prior Biennia (Expenditures)	\$54,000
Future Biennia (Projected Costs)	\$0
TOTAL	\$875,000

NEW SECTION. Sec. 6093. FOR THE WASHINGTON STATE PATROL

FTA - Student Dormitory HVAC (40000034)

Reappropriation:

State Building Construction Account—State.....	\$127,000
Prior Biennia (Expenditures)	\$198,000
Future Biennia (Projected Costs)	\$0
TOTAL	\$325,000

NEW SECTION. Sec. 6094. FOR THE CRIMINAL JUSTICE TRAINING COMMISSION

Omnibus Minor Works (40000014)

Reappropriation:

State Building Construction Account—State.....	\$726,000
Prior Biennia (Expenditures)	\$9,000
Future Biennia (Projected Costs)	\$0
TOTAL	\$735,000

NEW SECTION. Sec. 6095. FOR THE DEPARTMENT OF LABOR AND INDUSTRIES

Modernize Lab and Training Facility (30000043)

The reappropriations in this section are subject to the following conditions and limitations: The reappropriations are subject to the provisions of section 2005, chapter 413, Laws of 2019.

Reappropriation:

Accident Account—State	\$9,860,000
Medical Aid Account—State	\$1,730,000
Subtotal Reappropriation	\$11,590,000
Prior Biennia (Expenditures)	\$41,613,000
Future Biennia (Projected Costs)	\$0
TOTAL	\$53,203,000

NEW SECTION. Sec. 6096. FOR THE DEPARTMENT OF LABOR AND INDUSTRIES

Air Handler Retrofit and Cooling Tower Replacement (30000059)

Reappropriation:

Accident Account—State	\$2,050,000
Medical Aid Account—State	\$2,050,000
Subtotal Reappropriation	\$4,100,000
Prior Biennia (Expenditures)	\$638,000
Future Biennia (Projected Costs)	\$0
TOTAL	\$4,738,000

NEW SECTION. Sec. 6097. FOR THE MILITARY DEPARTMENT

Thurston County Readiness Center (30000594)

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

provisions of section 1027, chapter 35, Laws of 2016 sp. sess.

Reappropriation:

General Fund—Federal	\$3,301,000
Military Department Capital Account—State	\$553,000
Subtotal Reappropriation.....	\$3,854,000
Prior Biennia (Expenditures).....	\$44,098,000
Future Biennia (Projected Costs).....	\$0
TOTAL.....	\$47,952,000

NEW SECTION. Sec. 6098. FOR THE MILITARY DEPARTMENT

Anacortes Readiness Center Major Renovation (40000004)

The reappropriations in this section are subject to the following conditions and limitations: The reappropriations are subject to the provisions of section 1100, chapter 413, Laws of 2019.

Reappropriation:

General Fund—Federal	\$2,472,000
Military Department Capital Account—State	\$62,000
State Building Construction Account—State	\$2,707,000
Subtotal Reappropriation.....	\$5,241,000
Prior Biennia (Expenditures).....	\$2,010,000
Future Biennia (Projected Costs).....	\$0
TOTAL.....	\$7,251,000

NEW SECTION. Sec. 6099. FOR THE MILITARY DEPARTMENT

Stryker Canopies Kent Site (40000073)

Reappropriation:

General Fund—Federal	\$2,547,000
Prior Biennia (Expenditures).....	\$453,000
Future Biennia (Projected Costs).....	\$0
TOTAL.....	\$3,000,000

NEW SECTION. Sec. 6100. FOR THE MILITARY DEPARTMENT

Stryker Canopies Bremerton Site (40000077)

Reappropriation:

General Fund—Federal	\$1,107,000
Prior Biennia (Expenditures).....	\$393,000
Future Biennia (Projected Costs).....	\$0
TOTAL.....	\$1,500,000

NEW SECTION. Sec. 6101. FOR THE MILITARY DEPARTMENT

Montesano Field Maintenance Shop (FMS) Addition (40000095)

Reappropriation:

General Fund—Federal	\$2,964,000
Prior Biennia (Expenditures).....	\$36,000
Future Biennia (Projected Costs).....	\$0
TOTAL.....	\$3,000,000

NEW SECTION. Sec. 6102. FOR THE MILITARY DEPARTMENT

Minor Works Program 21-23 Biennium (40000185)

Reappropriation:

General Fund—Federal	\$5,309,000
State Building Construction Account—State	\$2,002,000
Subtotal Reappropriation.....	\$7,311,000
Prior Biennia (Expenditures).....	\$1,351,000
Future Biennia (Projected Costs).....	\$0
TOTAL.....	\$8,662,000

NEW SECTION. Sec. 6103. FOR THE MILITARY DEPARTMENT

Minor Works Preservation 2021-23 Biennium (40000188)

Reappropriation:

General Fund—Federal	\$6,289,000
State Building Construction Account—State	\$2,028,000
Subtotal Reappropriation.....	\$8,317,000
Prior Biennia (Expenditures).....	\$1,215,000

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Future Biennia (Projected Costs)	\$0
TOTAL	\$9,532,000

NEW SECTION. Sec. 6104. FOR THE MILITARY DEPARTMENT

Camp Murray Bldg. 20 Roof Top Unit Upgrade (40000189)	
Reappropriation:	
State Building Construction Account—State.....	\$307,000
Prior Biennia (Expenditures)	\$6,000
Future Biennia (Projected Costs)	\$0
TOTAL	\$313,000

NEW SECTION. Sec. 6105. FOR THE DEPARTMENT OF SOCIAL AND HEALTH SERVICES

Western State Hospital New Kitchen and Commissary Building (20081319)

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

Reappropriation:	
State Building Construction Account—State.....	\$1,263,000
Prior Biennia (Expenditures)	\$28,927,000
Future Biennia (Projected Costs)	\$0
TOTAL	\$30,190,000

NEW SECTION. Sec. 6106. FOR THE DEPARTMENT OF SOCIAL AND HEALTH SERVICES

Fircrest School-Back-Up Power & Electrical Feeders (30000415)

The reappropriation in this section is subject to the following conditions and limitations: The reappropriation is subject to the provisions of section 2005, chapter 3, Laws of 2015 3rd sp. sess.

Reappropriation:	
State Building Construction Account—State.....	\$1,035,000
Prior Biennia (Expenditures)	\$4,165,000
Future Biennia (Projected Costs)	\$0
TOTAL	\$5,200,000

NEW SECTION. Sec. 6107. FOR THE DEPARTMENT OF SOCIAL AND HEALTH SERVICES

Eastern State Hospital: New Boiler Plant (30000468)

Reappropriation:	
State Building Construction Account—State.....	\$2,095,000
Prior Biennia (Expenditures)	\$11,234,000
Future Biennia (Projected Costs)	\$0
TOTAL	\$13,329,000

NEW SECTION. Sec. 6108. FOR THE DEPARTMENT OF SOCIAL AND HEALTH SERVICES

Minor Works Preservation Projects: Statewide (30002235)

Reappropriation:	
State Building Construction Account—State.....	\$1,419,000
Prior Biennia (Expenditures)	\$25,266,000
Future Biennia (Projected Costs)	\$0
TOTAL	\$26,685,000

NEW SECTION. Sec. 6109. FOR THE DEPARTMENT OF SOCIAL AND HEALTH SERVICES

Rainier School-Multiple Buildings: Roofing Replacement & Repairs (30002752)

The reappropriation in this section is subject to the following conditions and limitations: The reappropriation is subject to the provisions of section 2005, chapter 356, Laws of 2020.

Reappropriation:	
State Building Construction Account—State.....	\$456,000
Prior Biennia (Expenditures)	\$2,174,000
Future Biennia (Projected Costs)	\$0
TOTAL	\$2,630,000

NEW SECTION. Sec. 6110. FOR THE DEPARTMENT OF SOCIAL AND HEALTH SERVICES

Fircrest School-Nursing Facilities: Replacement (30002755)

The reappropriation in this section is subject to the following conditions and limitations: The reappropriation is subject to the provisions of section 7023 of this act.

Reappropriation:	
State Building Construction Account—State	\$10,032,000
Prior Biennia (Expenditures)	\$261,000
Future Biennia (Projected Costs)	\$0
TOTAL	\$10,293,000

NEW SECTION. Sec. 6111. FOR THE DEPARTMENT OF SOCIAL AND HEALTH SERVICES

Eastern State Hospital-Westlake: New HVAC DDC Controls (30002759)

Reappropriation:	
State Building Construction Account—State	\$1,589,000
Prior Biennia (Expenditures)	\$2,261,000
Future Biennia (Projected Costs)	\$0
TOTAL	\$3,850,000

NEW SECTION. Sec. 6112. FOR THE DEPARTMENT OF SOCIAL AND HEALTH SERVICES

Western State Hospital-Forensic Services: Two Wards Addition (30002765)

Reappropriation:	
State Building Construction Account—State	\$8,673,000
Prior Biennia (Expenditures)	\$21,827,000
Future Biennia (Projected Costs)	\$0
TOTAL	\$30,500,000

NEW SECTION. Sec. 6113. FOR THE DEPARTMENT OF SOCIAL AND HEALTH SERVICES

DOC/DSHS McNeil Island-Infrastructure: Repairs & Upgrades (30003211)

Reappropriation:	
State Building Construction Account—State	\$979,000
Prior Biennia (Expenditures)	\$976,000
Future Biennia (Projected Costs)	\$0
TOTAL	\$1,955,000

NEW SECTION. Sec. 6114. FOR THE DEPARTMENT OF SOCIAL AND HEALTH SERVICES

DOC/DSHS McNeil Island-Infrastructure: Water System Replacement (30003213)

Reappropriation:	
State Building Construction Account—State	\$96,000
Prior Biennia (Expenditures)	\$2,412,000
Future Biennia (Projected Costs)	\$0
TOTAL	\$2,508,000

NEW SECTION. Sec. 6115. FOR THE DEPARTMENT OF SOCIAL AND HEALTH SERVICES

Child Study and Treatment Center: CLIP Capacity (30003324)

Reappropriation:	
State Building Construction Account—State	\$157,000
Prior Biennia (Expenditures)	\$12,787,000
Future Biennia (Projected Costs)	\$0
TOTAL	\$12,944,000

NEW SECTION. Sec. 6116. FOR THE DEPARTMENT OF SOCIAL AND HEALTH SERVICES

State Psychiatric Hospitals: Compliance with Federal Requirements (30003569)

The reappropriation in this section is subject to the following conditions and limitations: The reappropriation is subject to the provisions of section 2015, chapter 2, Laws of 2018.

Reappropriation:	
State Building Construction Account—State	\$94,000
Prior Biennia (Expenditures)	\$1,906,000
Future Biennia (Projected Costs)	\$0
TOTAL	\$2,000,000

NEW SECTION. Sec. 6117. FOR THE DEPARTMENT

OF SOCIAL AND HEALTH SERVICES

Western State Hospital: Master Plan Update (30003571)
The reappropriation in this section is subject to the following conditions and limitations: The reappropriation is subject to the provisions of section 2016, chapter 2, Laws of 2018.

Reappropriation:

Charitable, Educational, Penal, and Reformatory	
Institutions Account—State	\$69,000
Prior Biennia (Expenditures)	\$456,000
Future Biennia (Projected Costs)	\$0
TOTAL	\$525,000

NEW SECTION. Sec. 6118. FOR THE DEPARTMENT OF SOCIAL AND HEALTH SERVICES

Yakima Valley School-Multiple Buildings: Safety Improvements (30003573)

Reappropriation:

State Building Construction Account—State	\$56,000
Prior Biennia (Expenditures)	\$1,819,000
Future Biennia (Projected Costs)	\$0
TOTAL	\$1,875,000

NEW SECTION. Sec. 6119. FOR THE DEPARTMENT OF SOCIAL AND HEALTH SERVICES

Special Commitment Center-Community Facilities: New Capacity (30003577)

The reappropriations in this section are subject to the following conditions and limitations: The reappropriations are subject to the provisions of section 2023, chapter 332, Laws of 2021.

Reappropriation:

Charitable, Educational, Penal, and Reformatory	
Institutions Account—State	\$176,000
State Building Construction Account—State	\$6,000,000
Subtotal Reappropriation	\$6,176,000
Prior Biennia (Expenditures)	\$324,000
Future Biennia (Projected Costs)	\$0
TOTAL	\$6,500,000

NEW SECTION. Sec. 6120. FOR THE DEPARTMENT OF SOCIAL AND HEALTH SERVICES

Western State Hospital-Multiple Buildings: Fire Suppression (30003579)

Reappropriation:

State Building Construction Account—State	\$55,000
Prior Biennia (Expenditures)	\$945,000
Future Biennia (Projected Costs)	\$0
TOTAL	\$1,000,000

NEW SECTION. Sec. 6121. FOR THE DEPARTMENT OF SOCIAL AND HEALTH SERVICES

Western State Hospital-Multiple Buildings: Elevator Modernization (30003582)

Reappropriation:

State Building Construction Account—State	\$318,000
Prior Biennia (Expenditures)	\$4,782,000
Future Biennia (Projected Costs)	\$0
TOTAL	\$5,100,000

NEW SECTION. Sec. 6122. FOR THE DEPARTMENT OF SOCIAL AND HEALTH SERVICES

Fircrest School: Campus Master Plan & Rezone (30003601)

The reappropriations in this section are subject to the following conditions and limitations: The reappropriations are subject to the provisions of section 2007, chapter 296, Laws of 2022.

Reappropriation:

Charitable, Educational, Penal, and Reformatory	
Institutions Account—State	\$1,000
State Building Construction Account—State	\$163,000
Subtotal Reappropriation	\$164,000
Prior Biennia (Expenditures)	\$329,000

Future Biennia (Projected Costs)	\$0
TOTAL	\$493,000

NEW SECTION. Sec. 6123. FOR THE DEPARTMENT OF SOCIAL AND HEALTH SERVICES

Western State Hospital-Forensic Services: Roofing Replacement (30003603)

Reappropriation:

State Building Construction Account—State	\$54,000
Prior Biennia (Expenditures)	\$1,901,000
Future Biennia (Projected Costs)	\$0
TOTAL	\$1,955,000

NEW SECTION. Sec. 6124. FOR THE DEPARTMENT OF SOCIAL AND HEALTH SERVICES

Eastern State Hospital: Emergency Electrical System Upgrades (30003616)

Reappropriation:

State Building Construction Account—State	\$1,182,000
Prior Biennia (Expenditures)	\$873,000
Future Biennia (Projected Costs)	\$0
TOTAL	\$2,055,000

NEW SECTION. Sec. 6125. FOR THE DEPARTMENT OF SOCIAL AND HEALTH SERVICES

Behavioral Health: Compliance with Systems Improvement Agreement (30003849)

The reappropriation in this section is subject to the following conditions and limitations: The reappropriation is subject to the provisions of section 2033, chapter 413, Laws of 2019.

Reappropriation:

State Building Construction Account—State	\$124,000
Prior Biennia (Expenditures)	\$8,776,000
Future Biennia (Projected Costs)	\$0
TOTAL	\$8,900,000

NEW SECTION. Sec. 6126. FOR THE DEPARTMENT OF SOCIAL AND HEALTH SERVICES

Minor Works Preservation Projects: Statewide 2019-21 (40000381)

Reappropriation:

Charitable, Educational, Penal, and Reformatory	
Institutions Account—State	\$913,000
State Building Construction Account—State	\$6,447,000
Subtotal Reappropriation	\$7,360,000
Prior Biennia (Expenditures)	\$7,690,000
Future Biennia (Projected Costs)	\$0
TOTAL	\$15,050,000

NEW SECTION. Sec. 6127. FOR THE DEPARTMENT OF SOCIAL AND HEALTH SERVICES

Minor Works Program Projects: Statewide 2019-21 (40000382)

Reappropriation:

Charitable, Educational, Penal, and Reformatory	
Institutions Account—State	\$566,000
State Building Construction Account—State	\$171,000
Subtotal Reappropriation	\$737,000
Prior Biennia (Expenditures)	\$2,018,000
Future Biennia (Projected Costs)	\$0
TOTAL	\$2,755,000

NEW SECTION. Sec. 6128. FOR THE DEPARTMENT OF SOCIAL AND HEALTH SERVICES

Western State Hospital-Multiple Buildings: Fire Doors Replacement (40000392)

Reappropriation:

State Building Construction Account—State	\$4,602,000
Prior Biennia (Expenditures)	\$498,000
Future Biennia (Projected Costs)	\$0
TOTAL	\$5,100,000

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NEW SECTION. Sec. 6129. FOR THE DEPARTMENT OF SOCIAL AND HEALTH SERVICES

Eastern State Hospital-Eastlake & Westlake: Fire & Smoke Controls (40000404)

Reappropriation:

State Building Construction Account—State.....	\$1,728,000
Prior Biennia (Expenditures)	\$322,000
Future Biennia (Projected Costs)	\$0
TOTAL	\$2,050,000

NEW SECTION. Sec. 6130. FOR THE DEPARTMENT OF SOCIAL AND HEALTH SERVICES

Eastern State Hospital-Westlake: Fire Stops (40000405)

Reappropriation:

State Building Construction Account—State.....	\$1,874,000
Prior Biennia (Expenditures)	\$256,000
Future Biennia (Projected Costs)	\$0
TOTAL	\$2,130,000

NEW SECTION. Sec. 6131. FOR THE DEPARTMENT OF SOCIAL AND HEALTH SERVICES

Eastern State Hospital-EL & WL: HVAC Compliance & Monitoring (40000492)

Reappropriation:

State Building Construction Account—State.....	\$570,000
Prior Biennia (Expenditures)	\$1,345,000
Future Biennia (Projected Costs)	\$0
TOTAL	\$1,915,000

NEW SECTION. Sec. 6132. FOR THE DEPARTMENT OF SOCIAL AND HEALTH SERVICES

Maple Lane-Columbia Cottage: Behavioral Health Expansion (40000567)

Reappropriation:

State Building Construction Account—State.....	\$3,871,000
Prior Biennia (Expenditures)	\$1,129,000
Future Biennia (Projected Costs)	\$0
TOTAL	\$5,000,000

NEW SECTION. Sec. 6133. FOR THE DEPARTMENT OF SOCIAL AND HEALTH SERVICES

Minor Works Program Projects: Statewide 2021-23 (40000569)

The reappropriation in this section is subject to the following conditions and limitations: The reappropriation is subject to the provisions of section 2046, chapter 332, Laws of 2021.

Reappropriation:

State Building Construction Account—State.....	\$2,070,000
Prior Biennia (Expenditures)	\$685,000
Future Biennia (Projected Costs)	\$0
TOTAL	\$2,755,000

NEW SECTION. Sec. 6134. FOR THE DEPARTMENT OF SOCIAL AND HEALTH SERVICES

Minor Works Preservation Projects: Statewide 2021-23 (40000571)

Reappropriation:

Charitable, Educational, Penal, and Reformatory Institutions Account—State	\$1,612,000
State Building Construction Account—State.....	\$7,600,000
Subtotal Reappropriation	\$9,212,000
Prior Biennia (Expenditures)	\$2,378,000
Future Biennia (Projected Costs)	\$0
TOTAL	\$11,590,000

NEW SECTION. Sec. 6135. FOR THE DEPARTMENT OF SOCIAL AND HEALTH SERVICES

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

Reappropriation:

Coronavirus State Fiscal Recovery Fund—Federal	\$2,315,000
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Prior Biennia (Expenditures).....	\$20,000
Future Biennia (Projected Costs).....	\$0
TOTAL.....	\$2,335,000

NEW SECTION. Sec. 6136. FOR THE DEPARTMENT OF SOCIAL AND HEALTH SERVICES

Statewide-Behavioral Health: Patient Safety Improvements 2021-23 (40000578)

Reappropriation:

State Building Construction Account—State	\$6,151,000
Prior Biennia (Expenditures)	\$849,000
Future Biennia (Projected Costs).....	\$0
TOTAL.....	\$7,000,000

NEW SECTION. Sec. 6137. FOR THE DEPARTMENT OF SOCIAL AND HEALTH SERVICES

Western State Hospital-Building 29: Roofing Replacement (40000589)

Reappropriation:

State Building Construction Account—State	\$4,867,000
Prior Biennia (Expenditures).....	\$168,000
Future Biennia (Projected Costs).....	\$0
TOTAL.....	\$5,035,000

NEW SECTION. Sec. 6138. FOR THE DEPARTMENT OF SOCIAL AND HEALTH SERVICES

Western State Hospital-Building 27: Roofing Replacement (40000888)

Reappropriation:

State Building Construction Account—State	\$512,000
Prior Biennia (Expenditures).....	\$688,000
Future Biennia (Projected Costs).....	\$0
TOTAL.....	\$1,200,000

NEW SECTION. Sec. 6139. FOR THE DEPARTMENT OF SOCIAL AND HEALTH SERVICES

Fircrest School-ICF Cottages: HVAC & Water Heater Improvements (40000946)

Reappropriation:

State Building Construction Account—State	\$5,605,000
Prior Biennia (Expenditures).....	\$175,000
Future Biennia (Projected Costs).....	\$0
TOTAL.....	\$5,780,000

NEW SECTION. Sec. 6140. FOR THE DEPARTMENT OF SOCIAL AND HEALTH SERVICES

Western State Hospital-Building 29: CMS Certification (40000948)

Reappropriation:

State Building Construction Account—State	\$30,000
Prior Biennia (Expenditures).....	\$190,000
Future Biennia (Projected Costs).....	\$0
TOTAL.....	\$220,000

NEW SECTION. Sec. 6141. FOR THE DEPARTMENT OF SOCIAL AND HEALTH SERVICES

ESH and WSH-All Wards: Patient Safety Improvements (91000019)

Reappropriation:

State Building Construction Account—State	\$4,633,000
Prior Biennia (Expenditures).....	\$14,036,000
Future Biennia (Projected Costs).....	\$0
TOTAL.....	\$18,669,000

NEW SECTION. Sec. 6142. FOR THE DEPARTMENT OF SOCIAL AND HEALTH SERVICES

DSHS & DCYF Fire Alarms (91000066)

The reappropriation in this section is subject to the following conditions and limitations: The reappropriation is subject to the provisions of section 2036, chapter 332, Laws of 2021.

Reappropriation:

State Building Construction Account—State	\$6,026,000
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Prior Biennia (Expenditures)	\$10,793,000
Future Biennia (Projected Costs)	\$0
TOTAL	\$16,819,000
<u>NEW SECTION. Sec. 6143. FOR THE DEPARTMENT</u>	
OF SOCIAL AND HEALTH SERVICES	
Eastern State Hospital Elevators (91000068)	
Reappropriation:	
Charitable, Educational, Penal, and Reformatory	
Institutions Account—State	\$720,000
Prior Biennia (Expenditures)	\$1,980,000
Future Biennia (Projected Costs)	\$0
TOTAL	\$2,700,000
<u>NEW SECTION. Sec. 6144. FOR THE DEPARTMENT</u>	
OF SOCIAL AND HEALTH SERVICES	
Western State Hospital & CSTC Power Upgrades (91000070)	
Reappropriation:	
State Building Construction Account—State.....	\$783,000
Prior Biennia (Expenditures)	\$1,517,000
Future Biennia (Projected Costs)	\$0
TOTAL	\$2,300,000
<u>NEW SECTION. Sec. 6145. FOR THE DEPARTMENT</u>	
OF SOCIAL AND HEALTH SERVICES	
BH: State Operated Community Civil 16-Bed Capacity (91000075)	
Reappropriation:	
State Building Construction Account—State.....	\$2,255,000
Prior Biennia (Expenditures)	\$17,935,000
Future Biennia (Projected Costs)	\$0
TOTAL	\$20,190,000
<u>NEW SECTION. Sec. 6146. FOR THE DEPARTMENT</u>	
OF SOCIAL AND HEALTH SERVICES	
Rainier School-PATs E,C Cottage Cooling Upgrades (91000078)	
Reappropriation:	
State Building Construction Account—State.....	\$143,000
Prior Biennia (Expenditures)	\$7,857,000
Future Biennia (Projected Costs)	\$0
TOTAL	\$8,000,000
<u>NEW SECTION. Sec. 6147. FOR THE DEPARTMENT</u>	
OF SOCIAL AND HEALTH SERVICES	
Western State Hospital Treatment & Recovery Center (91000080)	
Reappropriation:	
State Building Construction Account—State.....	\$23,931,000
Prior Biennia (Expenditures)	\$669,000
Future Biennia (Projected Costs)	\$0
TOTAL	\$24,600,000
<u>NEW SECTION. Sec. 6148. FOR THE DEPARTMENT</u>	
OF SOCIAL AND HEALTH SERVICES	
Child Study & Treatment Center – Youth Housing (91000084)	
Reappropriation:	
State Building Construction Account—State.....	\$350,000
Prior Biennia (Expenditures)	\$0
Future Biennia (Projected Costs)	\$0
TOTAL	\$350,000
<u>NEW SECTION. Sec. 6149. FOR THE DEPARTMENT</u>	
OF SOCIAL AND HEALTH SERVICES	
Residential Habilitation Center Land Management (92000044)	
The reappropriation in this section is subject to the following conditions and limitations: The reappropriation is subject to the provisions of section 2060, chapter 332, Laws of 2021.	
Reappropriation:	
Charitable, Educational, Penal, and Reformatory	
Institutions Account—State	\$150,000
Prior Biennia (Expenditures)	\$0

Future Biennia (Projected Costs).....	\$0
TOTAL	\$150,000
<u>NEW SECTION. Sec. 6150. FOR THE DEPARTMENT</u>	
OF HEALTH	
Drinking Water Preconstruction Loans (30000334)	
Reappropriation:	
Drinking Water Assistance Account—State.....	\$4,279,000
Prior Biennia (Expenditures)	\$1,721,000
Future Biennia (Projected Costs)	\$0
TOTAL	\$6,000,000
<u>NEW SECTION. Sec. 6151. FOR THE DEPARTMENT</u>	
OF HEALTH	
New Central Boiler Plant (30000381)	
The reappropriation in this section is subject to the following conditions and limitations: The reappropriation is subject to the provisions of section 2064, chapter 332, Laws of 2021.	
Reappropriation:	
State Building Construction Account—State	\$10,658,000
Prior Biennia (Expenditures)	\$2,607,000
Future Biennia (Projected Costs)	\$0
TOTAL	\$13,265,000
<u>NEW SECTION. Sec. 6152. FOR THE DEPARTMENT</u>	
OF HEALTH	
Drinking Water Construction Loans (30000409)	
The reappropriation in this section is subject to the following conditions and limitations: The reappropriation is subject to the provisions of section 2034, chapter 2, Laws of 2018.	
Reappropriation:	
Drinking Water Assistance Account—State.....	\$36,094,000
Prior Biennia (Expenditures)	\$81,906,000
Future Biennia (Projected Costs)	\$0
TOTAL	\$118,000,000
<u>NEW SECTION. Sec. 6153. FOR THE DEPARTMENT</u>	
OF HEALTH	
Drinking Water System Repairs and Consolidation (40000006)	
The reappropriation in this section is subject to the following conditions and limitations: The reappropriation is subject to the provisions of section 2035, chapter 2, Laws of 2018.	
Reappropriation:	
State Building Construction Account—State	\$760,000
Prior Biennia (Expenditures)	\$4,240,000
Future Biennia (Projected Costs)	\$0
TOTAL	\$5,000,000
<u>NEW SECTION. Sec. 6154. FOR THE DEPARTMENT</u>	
OF HEALTH	
2019-21 Drinking Water Assistance Program (40000025)	
Reappropriation:	
Drinking Water Assistance Account—Federal....	\$2,197,000
Prior Biennia (Expenditures)	\$32,803,000
Future Biennia (Projected Costs)	\$0
TOTAL	\$35,000,000
<u>NEW SECTION. Sec. 6155. FOR THE DEPARTMENT</u>	
OF HEALTH	
2019-21 Drinking Water System Repairs and Consolidation (40000027)	
The reappropriation in this section is subject to the following conditions and limitations: The reappropriation is subject to the provisions of section 2068, chapter 413, Laws of 2019.	
Reappropriation:	
State Building Construction Account—State	\$592,000
Prior Biennia (Expenditures)	\$908,000
Future Biennia (Projected Costs)	\$0
TOTAL	\$1,500,000
<u>NEW SECTION. Sec. 6156. FOR THE DEPARTMENT</u>	
OF HEALTH	

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Small & Disadvantaged Communities DW (40000031)

The reappropriation in this section is subject to the following conditions and limitations: The reappropriation is subject to the provisions of section 2020, chapter 296, Laws of 2022.

Reappropriation:

General Fund—Federal.....	\$20,042,000
Prior Biennia (Expenditures)	\$764,000
Future Biennia (Projected Costs)	\$0
TOTAL	\$20,806,000

NEW SECTION. Sec. 6157. FOR THE DEPARTMENT OF HEALTH

Replace Air Handling Unit (AHU) in A/Q-wings (40000034)

Reappropriation:

Coronavirus State Fiscal Recovery Fund—Federal	\$1,894,000
Prior Biennia (Expenditures)	\$0
Future Biennia (Projected Costs)	\$0
TOTAL	\$1,894,000

NEW SECTION. Sec. 6158. FOR THE DEPARTMENT OF HEALTH

2021-23 Drinking Water Assistance Program (40000049)

The reappropriation in this section is subject to the following conditions and limitations: The reappropriation is subject to the provisions of section 2023, chapter 296, Laws of 2022.

Reappropriation:

Drinking Water Assistance Account—Federal	\$112,900,000
Prior Biennia (Expenditures)	\$0
Future Biennia (Projected Costs)	\$0
TOTAL	\$112,900,000

NEW SECTION. Sec. 6159. FOR THE DEPARTMENT OF HEALTH

2021-23 Drinking Water Construction Loans - State Match (40000051)

The reappropriation in this section is subject to the following conditions and limitations: The reappropriation is subject to the provisions of section 2024, chapter 296, Laws of 2022.

Reappropriation:

Drinking Water Assistance Account—State	\$11,769,000
Prior Biennia (Expenditures)	\$8,631,000
Future Biennia (Projected Costs)	\$0
TOTAL	\$20,400,000

NEW SECTION. Sec. 6160. FOR THE DEPARTMENT OF HEALTH

Lakewood Water District PFAS Treatment Facility (40000052)

Reappropriation:

State Building Construction Account—State.....	\$936,000
Prior Biennia (Expenditures)	\$4,633,000
Future Biennia (Projected Costs)	\$0
TOTAL	\$5,569,000

NEW SECTION. Sec. 6161. FOR THE DEPARTMENT OF HEALTH

Generator for New Central Boiler Plant (40000053)

Reappropriation:

State Building Construction Account—State.....	\$1,837,000
Prior Biennia (Expenditures)	\$0
Future Biennia (Projected Costs)	\$0
TOTAL	\$1,837,000

NEW SECTION. Sec. 6162. FOR THE DEPARTMENT OF HEALTH

Improve Critical Water Infrastructure (40000058)

Reappropriation:

Drinking Water Assistance Account—State	\$20,000,000
Prior Biennia (Expenditures)	\$0
Future Biennia (Projected Costs)	\$0
TOTAL	\$20,000,000

NEW SECTION. Sec. 6163. FOR THE DEPARTMENT OF HEALTH

Increase DWSRF Preconstruction Loans (40000059)

Reappropriation:

Drinking Water Assistance Account—State.....	\$400,000
Prior Biennia (Expenditures)	\$0
Future Biennia (Projected Costs)	\$0
TOTAL	\$400,000

NEW SECTION. Sec. 6164. FOR THE DEPARTMENT OF VETERANS AFFAIRS

WVH HVAC Retrofit (40000006)

Reappropriation:

State Building Construction Account—State	\$395,000
Prior Biennia (Expenditures)	\$355,000
Future Biennia (Projected Costs)	\$0
TOTAL	\$750,000

NEW SECTION. Sec. 6165. FOR THE DEPARTMENT OF VETERANS AFFAIRS

WSH - Life Safety Grant (40000013)

Reappropriation:

General Fund—Federal	\$315,000
State Building Construction Account—State	\$164,000
Subtotal Reappropriation.....	\$479,000
Prior Biennia (Expenditures)	\$21,000
Future Biennia (Projected Costs).....	\$0
TOTAL	\$500,000

NEW SECTION. Sec. 6166. FOR THE DEPARTMENT OF VETERANS AFFAIRS

Transitional Housing Capital Improvements (40000066)

Reappropriation:

General Fund—Federal	\$2,286,000
Prior Biennia (Expenditures)	\$114,000
Future Biennia (Projected Costs).....	\$0
TOTAL	\$2,400,000

NEW SECTION. Sec. 6167. FOR THE DEPARTMENT OF VETERANS AFFAIRS

Extended Care Facilities Construction Grants (92000001)

Reappropriation:

General Fund—Federal	\$12,538,000
Prior Biennia (Expenditures)	\$595,000
Future Biennia (Projected Costs).....	\$0
TOTAL	\$13,133,000

NEW SECTION. Sec. 6168. FOR THE DEPARTMENT OF CHILDREN, YOUTH, AND FAMILIES

Echo Glen-Housing Unit: Acute Mental Health Unit (30002736)

The reappropriation in this section is subject to the following conditions and limitations: The reappropriation is subject to the provisions of section 2078, chapter 413, Laws of 2019.

Reappropriation:

State Building Construction Account—State	\$5,043,000
Prior Biennia (Expenditures)	\$4,557,000
Future Biennia (Projected Costs).....	\$0
TOTAL	\$9,600,000

NEW SECTION. Sec. 6169. FOR THE DEPARTMENT OF CHILDREN, YOUTH, AND FAMILIES

Green Hill School-Recreation Building: Replacement (30003237)

The reappropriation in this section is subject to the following conditions and limitations: The reappropriation is subject to the provisions of section 2013, chapter 356, Laws of 2020.

Reappropriation:

State Building Construction Account—State	\$14,726,000
Prior Biennia (Expenditures)	\$17,036,000
Future Biennia (Projected Costs).....	\$0

TOTAL.....\$31,762,000
NEW SECTION. Sec. 6170. FOR THE DEPARTMENT OF CHILDREN, YOUTH, AND FAMILIES
 Minor Works Preservation Projects: Statewide 2019-21 (40000400)
 Reappropriation:
 State Building Construction Account—State.....\$140,000
 Prior Biennia (Expenditures).....\$2,300,000
 Future Biennia (Projected Costs).....\$0
 TOTAL.....\$2,440,000
NEW SECTION. Sec. 6171. FOR THE DEPARTMENT OF CHILDREN, YOUTH, AND FAMILIES
 Minor Works Preservation Projects - SW 2021-23 (40000532)
 Reappropriation:
 Charitable, Educational, Penal, and Reformatory Institutions Account—State.....\$739,000
 Prior Biennia (Expenditures).....\$22,000
 Future Biennia (Projected Costs).....\$0
 TOTAL.....\$761,000
NEW SECTION. Sec. 6172. FOR THE DEPARTMENT OF CHILDREN, YOUTH, AND FAMILIES
 Green Hill School - Baker North Remodel (40000534)
 Reappropriation:
 State Building Construction Account—State.....\$5,935,000
 Prior Biennia (Expenditures).....\$689,000
 Future Biennia (Projected Costs).....\$0
 TOTAL.....\$6,624,000
NEW SECTION. Sec. 6173. FOR THE DEPARTMENT OF CORRECTIONS
 MCC: WSR Perimeter Wall Renovation (30000117)
 Reappropriation:
 State Building Construction Account—State.....\$905,000
 Prior Biennia (Expenditures).....\$295,000
 Future Biennia (Projected Costs).....\$0
 TOTAL.....\$1,200,000
NEW SECTION. Sec. 6174. FOR THE DEPARTMENT OF CORRECTIONS
 Washington Corrections Center: Transformers and Switches (30000143)
 Reappropriation:
 State Building Construction Account—State.....\$8,002,000
 Prior Biennia (Expenditures).....\$12,583,000
 Future Biennia (Projected Costs).....\$0
 TOTAL.....\$20,585,000
NEW SECTION. Sec. 6175. FOR THE DEPARTMENT OF CORRECTIONS
 MCC: TRU Roof Programs and Recreation Building (30000738)
 Reappropriation:
 State Building Construction Account—State.....\$5,840,000
 Prior Biennia (Expenditures).....\$156,000
 Future Biennia (Projected Costs).....\$0
 TOTAL.....\$5,996,000
NEW SECTION. Sec. 6176. FOR THE DEPARTMENT OF CORRECTIONS
 MCC: WSR Clinic Roof Replacement (40000180)
 Reappropriation:
 State Building Construction Account—State.....\$9,123,000
 Prior Biennia (Expenditures).....\$210,000
 Future Biennia (Projected Costs).....\$0
 TOTAL.....\$9,333,000
NEW SECTION. Sec. 6177. FOR THE DEPARTMENT OF CORRECTIONS
 Minor Works - Preservation Projects (40000254)
 Reappropriation:

State Building Construction Account—State \$7,595,000
 Prior Biennia (Expenditures).....\$2,728,000
 Future Biennia (Projected Costs).....\$0
 TOTAL.....\$10,323,000
NEW SECTION. Sec. 6178. FOR THE DEPARTMENT OF CORRECTIONS
 LCC: Boiler Replacement (40000255)
 Reappropriation:
 State Building Construction Account—State \$1,210,000
 Prior Biennia (Expenditures).....\$90,000
 Future Biennia (Projected Costs).....\$0
 TOTAL.....\$1,300,000
NEW SECTION. Sec. 6179. FOR THE DEPARTMENT OF CORRECTIONS
 WCC: Interim Mental Health Building (40000260)
 Reappropriation:
 Capital Community Assistance Account—State \$672,000
 State Building Construction Account—State \$1,237,000
 Subtotal Reappropriation.....\$1,909,000
 Prior Biennia (Expenditures).....\$38,000
 Future Biennia (Projected Costs).....\$0
 TOTAL.....\$1,947,000
NEW SECTION. Sec. 6180. FOR THE DEPARTMENT OF CORRECTIONS
 MCC: TRU Support Building HVAC Replacement (40000379)
 Reappropriation:
 Coronavirus State Fiscal Recovery Fund—Federal\$4,606,000
 Prior Biennia (Expenditures).....\$40,000
 Future Biennia (Projected Costs).....\$0
 TOTAL.....\$4,646,000
NEW SECTION. Sec. 6181. FOR THE DEPARTMENT OF CORRECTIONS
 WCC: Support Buildings Roof Replacement (40000380)
 Reappropriation:
 State Building Construction Account—State \$6,746,000
 Prior Biennia (Expenditures).....\$254,000
 Future Biennia (Projected Costs).....\$0
 TOTAL.....\$7,000,000
NEW SECTION. Sec. 6182. FOR THE DEPARTMENT OF CORRECTIONS
 Inpatient Psychiatric Unit (40000413)
 Reappropriation:
 State Building Construction Account—State \$350,000
 Prior Biennia (Expenditures).....\$0
 Future Biennia (Projected Costs).....\$0
 TOTAL.....\$350,000
NEW SECTION. Sec. 6183. FOR THE STATE SCHOOL FOR THE BLIND
 Independent Living Skills Center (30000107)
 Reappropriation:
 State Building Construction Account—State \$2,228,000
 Prior Biennia (Expenditures).....\$6,770,000
 Future Biennia (Projected Costs).....\$0
 TOTAL.....\$8,998,000
NEW SECTION. Sec. 6184. FOR THE STATE SCHOOL FOR THE BLIND
 Minor Works: Campus Preservation 2019-21 (40000004)
 Reappropriation:
 State Building Construction Account—State \$75,000
 Prior Biennia (Expenditures).....\$580,000
 Future Biennia (Projected Costs).....\$0
 TOTAL.....\$655,000
NEW SECTION. Sec. 6185. FOR THE STATE SCHOOL FOR THE BLIND

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21-23 Campus Preservation (40000015)	
Reappropriation:	
State Building Construction Account—State.....	\$459,000
Prior Biennia (Expenditures)	\$16,000
Future Biennia (Projected Costs)	\$0
TOTAL	\$475,000

NEW SECTION. Sec. 6186. FOR THE WASHINGTON STATE CENTER FOR CHILDHOOD DEAFNESS AND HEARING LOSS

Minor Works: Preservation 2021-23 (30000047)	
Reappropriation:	
State Building Construction Account—State.....	\$75,000
Prior Biennia (Expenditures)	\$170,000
Future Biennia (Projected Costs)	\$0
TOTAL	\$245,000

NEW SECTION. Sec. 6187. FOR THE DEPARTMENT OF ARCHAEOLOGY AND HISTORIC PRESERVATION

Rehabilitation of Beverly Bridge (30000022)

The reappropriations in this section are subject to the following conditions and limitations: The reappropriations are subject to the provisions of section 1111, chapter 413, Laws of 2019.

Reappropriation:	
General Fund—Private/Local	\$429,000
State Building Construction Account—State.....	\$156,000
Subtotal Reappropriation	\$585,000
Prior Biennia (Expenditures)	\$4,990,000
Future Biennia (Projected Costs)	\$0
TOTAL	\$5,575,000

NEW SECTION. Sec. 6188. FOR THE DEPARTMENT OF ARCHAEOLOGY AND HISTORIC PRESERVATION

2019-21 Historic County Courthouse Grants Program (30000023)

The reappropriation in this section is subject to the following conditions and limitations: The reappropriation is subject to the provisions of section 1112, chapter 413, Laws of 2019.

Reappropriation:	
State Building Construction Account—State.....	\$160,000
Prior Biennia (Expenditures)	\$959,000
Future Biennia (Projected Costs)	\$0
TOTAL	\$1,119,000

NEW SECTION. Sec. 6189. FOR THE DEPARTMENT OF ARCHAEOLOGY AND HISTORIC PRESERVATION

2019-21 Historic Cemetery Grant Program (40000001)

Reappropriation:	
State Building Construction Account—State.....	\$121,000
Prior Biennia (Expenditures)	\$394,000
Future Biennia (Projected Costs)	\$0
TOTAL	\$515,000

NEW SECTION. Sec. 6190. FOR THE DEPARTMENT OF ARCHAEOLOGY AND HISTORIC PRESERVATION

Ebey's National Historic Reserve (40000003)

The reappropriation in this section is subject to the following conditions and limitations: The reappropriation is subject to the provisions of section 1115, chapter 413, Laws of 2019.

Reappropriation:	
State Building Construction Account—State.....	\$624,000
Prior Biennia (Expenditures)	\$696,000
Future Biennia (Projected Costs)	\$0
TOTAL	\$1,320,000

NEW SECTION. Sec. 6191. FOR THE DEPARTMENT OF ARCHAEOLOGY AND HISTORIC PRESERVATION

2021-23 Heritage Barn Grants (40000005)

Reappropriation:	
State Building Construction Account—State.....	\$765,000
Prior Biennia (Expenditures)	\$235,000

Future Biennia (Projected Costs).....	\$0
TOTAL.....	\$1,000,000

NEW SECTION. Sec. 6192. FOR THE DEPARTMENT OF ARCHAEOLOGY AND HISTORIC PRESERVATION

2021-23 Historic County Courthouse Rehabilitation Program (40000006)

The reappropriation in this section is subject to the following conditions and limitations: The reappropriation is subject to the provisions of section 1144, chapter 332, Laws of 2021.

Reappropriation:	
State Building Construction Account—State	\$1,603,000
Prior Biennia (Expenditures).....	\$259,000
Future Biennia (Projected Costs).....	\$0
TOTAL.....	\$1,862,000

NEW SECTION. Sec. 6193. FOR THE DEPARTMENT OF ARCHAEOLOGY AND HISTORIC PRESERVATION

2021-23 Historic Cemetery Grant Program (40000007)

Reappropriation:	
State Building Construction Account—State	\$275,000
Prior Biennia (Expenditures).....	\$25,000
Future Biennia (Projected Costs).....	\$0
TOTAL.....	\$300,000

NEW SECTION. Sec. 6194. FOR THE DEPARTMENT OF ARCHAEOLOGY AND HISTORIC PRESERVATION

2021-23 Historic Theater Capital Grant Program (40000012)

The reappropriation in this section is subject to the following conditions and limitations: The reappropriation is subject to the provisions of section 1146, chapter 332, Laws of 2021.

Reappropriation:	
State Building Construction Account—State	\$288,000
Prior Biennia (Expenditures).....	\$12,000
Future Biennia (Projected Costs).....	\$0
TOTAL.....	\$300,000

NEW SECTION. Sec. 6195. FOR THE UNIVERSITY OF WASHINGTON

UW Bothell (30000378)

The reappropriation in this section is subject to the following conditions and limitations: The reappropriation is subject to the provisions of section 5037, chapter 413, Laws of 2019.

Reappropriation:	
State Building Construction Account—State	\$24,018,000
Prior Biennia (Expenditures).....	\$55,420,000
Future Biennia (Projected Costs).....	\$0
TOTAL.....	\$79,438,000

NEW SECTION. Sec. 6196. FOR THE UNIVERSITY OF WASHINGTON

College of Engineering Interdisciplinary/Education Research Ctr (30000492)

Reappropriation:	
State Building Construction Account—State	\$36,677,000
Prior Biennia (Expenditures).....	\$13,323,000
Future Biennia (Projected Costs).....	\$0
TOTAL.....	\$50,000,000

NEW SECTION. Sec. 6197. FOR THE UNIVERSITY OF WASHINGTON

Behavioral Health Teaching Facility (40000038)

The reappropriations in this section are subject to the following conditions and limitations: The reappropriations are subject to the provisions of section 5014, chapter 296, Laws of 2022.

Reappropriation:	
Capital Community Assistance Account—State	\$10,000,000
State Building Construction Account—State	\$88,777,000
Subtotal Reappropriation.....	\$98,777,000
Prior Biennia (Expenditures).....	\$145,223,000
Future Biennia (Projected Costs).....	\$0

TOTAL.....\$244,000,000
NEW SECTION. Sec. 6198. FOR THE UNIVERSITY
OF WASHINGTON
 UW Seattle - Asset Preservation (Minor Works) 21-23 (40000050)
 Reappropriation:
 University of Washington Building Account—State
\$16,552,000
 Prior Biennia (Expenditures).....\$19,133,000
 Future Biennia (Projected Costs).....\$0
 TOTAL.....\$35,685,000
NEW SECTION. Sec. 6199. FOR THE UNIVERSITY
OF WASHINGTON
 UW Bothell - Asset Preservation (Minor Works) 2021-23 (40000070)
 Reappropriation:
 University of Washington Building Account—State
\$1,429,000
 Prior Biennia (Expenditures).....\$2,209,000
 Future Biennia (Projected Costs).....\$0
 TOTAL.....\$3,638,000
NEW SECTION. Sec. 6200. FOR THE UNIVERSITY
OF WASHINGTON
 Ctr for Advanced Materials and Clean Energy Research Test Beds (91000016)
 Reappropriation:
 State Building Construction Account—State.....\$12,588,000
 Prior Biennia (Expenditures).....\$16,412,000
 Future Biennia (Projected Costs).....\$0
 TOTAL.....\$29,000,000
NEW SECTION. Sec. 6201. FOR WASHINGTON
STATE UNIVERSITY
 WSU Vancouver - Life Sciences Building (30000840)
 Reappropriation:
 State Building Construction Account—State.....\$32,017,000
 Prior Biennia (Expenditures).....\$25,083,000
 Future Biennia (Projected Costs).....\$0
 TOTAL.....\$57,100,000
NEW SECTION. Sec. 6202. FOR WASHINGTON
STATE UNIVERSITY
 Spokane-Biomedical and Health Sc Building Ph II (40000012)
 Reappropriation:
 State Building Construction Account—State.....\$9,095,000
 Prior Biennia (Expenditures).....\$6,405,000
 Future Biennia (Projected Costs).....\$0
 TOTAL.....\$15,500,000
NEW SECTION. Sec. 6203. FOR WASHINGTON
STATE UNIVERSITY
 Minor Capital Preservation (MCR): 2021-23 (40000145)
 Reappropriation:
 Washington State University Building Account—
 State.....\$13,607,000
 Prior Biennia (Expenditures).....\$14,186,000
 Future Biennia (Projected Costs).....\$0
 TOTAL.....\$27,793,000
NEW SECTION. Sec. 6204. FOR WASHINGTON
STATE UNIVERSITY
 Campus Fire Protection and Domestic Water Reservoir (40000272)
 Reappropriation:
 State Building Construction Account—State.....\$5,721,000
 Prior Biennia (Expenditures).....\$2,279,000
 Future Biennia (Projected Costs).....\$0
 TOTAL.....\$8,000,000
NEW SECTION. Sec. 6205. FOR WASHINGTON

STATE UNIVERSITY
 Clark Hall Research Lab Renovation (40000274)
 Reappropriation:
 Washington State University Building Account—
 State.....\$1,050,000
 Prior Biennia (Expenditures).....\$3,850,000
 Future Biennia (Projected Costs).....\$0
 TOTAL.....\$4,900,000
NEW SECTION. Sec. 6206. FOR WASHINGTON
STATE UNIVERSITY
 Pullman Student Success Center Phase 1 (40000339)
 Reappropriation:
 State Building Construction Account—State.....\$1,903,000
 Prior Biennia (Expenditures).....\$97,000
 Future Biennia (Projected Costs).....\$0
 TOTAL.....\$2,000,000
NEW SECTION. Sec. 6207. FOR EASTERN
WASHINGTON UNIVERSITY
 Infrastructure Renewal II (40000016)
 Reappropriation:
 State Building Construction Account—State.....\$5,436,000
 Prior Biennia (Expenditures).....\$9,564,000
 Future Biennia (Projected Costs).....\$0
 TOTAL.....\$15,000,000
NEW SECTION. Sec. 6208. FOR EASTERN
WASHINGTON UNIVERSITY
 Infrastructure Renewal III (40000070)
 Reappropriation:
 State Building Construction Account—State.....\$9,876,000
 Prior Biennia (Expenditures).....\$124,000
 Future Biennia (Projected Costs).....\$0
 TOTAL.....\$10,000,000
NEW SECTION. Sec. 6209. FOR EASTERN
WASHINGTON UNIVERSITY
 Lucy Covington Center (40000071)
 Reappropriation:
 Eastern Washington University Capital Projects
 Account—State.....\$272,000
 Prior Biennia (Expenditures).....\$28,000
 Future Biennia (Projected Costs).....\$0
 TOTAL.....\$300,000
NEW SECTION. Sec. 6210. FOR EASTERN
WASHINGTON UNIVERSITY
 Minor Works: Preservation 2021-23 (40000107)
 Reappropriation:
 Eastern Washington University Capital Projects
 Account—State.....\$1,806,000
 Prior Biennia (Expenditures).....\$1,194,000
 Future Biennia (Projected Costs).....\$0
 TOTAL.....\$3,000,000
NEW SECTION. Sec. 6211. FOR EASTERN
WASHINGTON UNIVERSITY
 Minor Works: Program 2021-23 (40000110)
 Reappropriation:
 Eastern Washington University Capital Projects
 Account—State.....\$1,000,000
 Prior Biennia (Expenditures).....\$0
 Future Biennia (Projected Costs).....\$0
 TOTAL.....\$1,000,000
NEW SECTION. Sec. 6212. FOR CENTRAL
WASHINGTON UNIVERSITY
 Nutrition Science (30000456)
 Reappropriation:
 State Building Construction Account—State.....\$2,344,000
 Prior Biennia (Expenditures).....\$57,236,000

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Future Biennia (Projected Costs)\$0
 TOTAL\$59,580,000
NEW SECTION. Sec. 6213. FOR CENTRAL WASHINGTON UNIVERSITY
 Health Education (40000009)
 Reappropriation:
 State Building Construction Account—State.....\$24,224,000
 Prior Biennia (Expenditures)\$37,981,000
 Future Biennia (Projected Costs)\$0
 TOTAL\$62,205,000

NEW SECTION. Sec. 6214. FOR CENTRAL WASHINGTON UNIVERSITY
 Chiller Addition (40000075)
 Reappropriation:
 State Building Construction Account—State.....\$952,000
 Prior Biennia (Expenditures)\$2,237,000
 Future Biennia (Projected Costs)\$0
 TOTAL\$3,189,000

NEW SECTION. Sec. 6215. FOR CENTRAL WASHINGTON UNIVERSITY
 Minor Works Preservation 2021 - 2023 (40000083)
 Reappropriation:
 Central Washington University Capital Projects
 Account—State.....\$2,504,000
 State Building Construction Account—State.....\$300,000
 Subtotal Reappropriation\$2,804,000
 Prior Biennia (Expenditures)\$4,657,000
 Future Biennia (Projected Costs)\$0
 TOTAL\$7,461,000

NEW SECTION. Sec. 6216. FOR CENTRAL WASHINGTON UNIVERSITY
 Minor Works Program 2021 - 2023 (40000084)
 Reappropriation:
 Central Washington University Capital Projects
 Account—State.....\$511,000
 Prior Biennia (Expenditures)\$489,000
 Future Biennia (Projected Costs)\$0
 TOTAL\$1,000,000

NEW SECTION. Sec. 6217. FOR CENTRAL WASHINGTON UNIVERSITY
 Electrical Grid Security (40000121)
 Reappropriation:
 Central Washington University Capital Projects
 Account—State.....\$576,000
 State Building Construction Account—State.....\$576,000
 Subtotal Reappropriation\$1,152,000
 Prior Biennia (Expenditures)\$356,000
 Future Biennia (Projected Costs)\$0
 TOTAL\$1,508,000

NEW SECTION. Sec. 6218. FOR THE EVERGREEN STATE COLLEGE
 Minor Works Preservation 2021-23 (40000034)
 Reappropriation:
 State Building Construction Account—State.....\$1,772,000
 The Evergreen State College Capital Projects
 Account—State.....\$850,000
 Subtotal Reappropriation\$2,622,000
 Prior Biennia (Expenditures)\$2,903,000
 Future Biennia (Projected Costs)\$0
 TOTAL\$5,525,000

NEW SECTION. Sec. 6219. FOR THE EVERGREEN STATE COLLEGE
 Lab II HVAC Upgrades (40000047)
 Reappropriation:
 Coronavirus State Fiscal Recovery Fund—Federal\$3,454,000

Prior Biennia (Expenditures)..... \$546,000
 Future Biennia (Projected Costs)..... \$0
 TOTAL \$4,000,000

NEW SECTION. Sec. 6220. FOR THE EVERGREEN STATE COLLEGE
 Recreation and Athletic Center Critical Repairs (40000082)
 Reappropriation:
 State Building Construction Account—State \$971,000
 Prior Biennia (Expenditures)..... \$29,000
 Future Biennia (Projected Costs)..... \$0
 TOTAL \$1,000,000

NEW SECTION. Sec. 6221. FOR THE EVERGREEN STATE COLLEGE
 Emergency Dispatch & Communication System Replacement (40000084)
 Reappropriation:
 The Evergreen State College Capital Projects
 Account—State \$992,000
 Prior Biennia (Expenditures)..... \$8,000
 Future Biennia (Projected Costs)..... \$0
 TOTAL \$1,000,000

NEW SECTION. Sec. 6222. FOR WESTERN WASHINGTON UNIVERSITY
 Electrical Engineering/Computer Science Building (30000872)

The reappropriations in this section are subject to the following conditions and limitations: The reappropriations are subject to the provisions of section 5028, chapter 296, Laws of 2022.

Reappropriation:
 Capital Community Assistance Account—State . \$1,863,000
 State Building Construction Account—State \$46,324,000
 Western Washington University Capital Projects
 Account—State \$1,500,000
 Subtotal Reappropriation..... \$49,687,000
 Prior Biennia (Expenditures)..... \$6,676,000
 Future Biennia (Projected Costs)..... \$0
 TOTAL \$56,363,000

NEW SECTION. Sec. 6223. FOR WESTERN WASHINGTON UNIVERSITY
 2021-23 Classroom & Lab Upgrades (30000911)
 Reappropriation:
 State Building Construction Account—State \$2,033,000
 Prior Biennia (Expenditures)..... \$1,817,000
 Future Biennia (Projected Costs)..... \$0
 TOTAL \$3,850,000

NEW SECTION. Sec. 6224. FOR WESTERN WASHINGTON UNIVERSITY
 Coast Salish Longhouse (30000912)

The reappropriations in this section are subject to the following conditions and limitations: The reappropriations are subject to the provisions of section 5105, chapter 332, Laws of 2021.

Reappropriation:
 State Building Construction Account—State \$2,749,000
 Western Washington University Capital Projects
 Account—State \$1,500,000
 Subtotal Reappropriation..... \$4,249,000
 Prior Biennia (Expenditures)..... \$251,000
 Future Biennia (Projected Costs)..... \$0
 TOTAL \$4,500,000

NEW SECTION. Sec. 6225. FOR WESTERN WASHINGTON UNIVERSITY
 Minor Works - Preservation 2021-23 (30000915)
 Reappropriation:
 Western Washington University Capital Projects
 Account—State \$2,610,000

Prior Biennia (Expenditures)	\$2,190,000
Future Biennia (Projected Costs)	\$0
TOTAL	\$4,800,000

NEW SECTION. Sec. 6226. FOR WESTERN WASHINGTON UNIVERSITY

Minor Works - Program 2021-2023 (30000918)

Reappropriation:

State Building Construction Account—State.....	\$544,000
Western Washington University Capital Projects Account—State.....	\$318,000
Subtotal Reappropriation	\$862,000
Prior Biennia (Expenditures)	\$695,000
Future Biennia (Projected Costs)	\$0
TOTAL	\$1,557,000

NEW SECTION. Sec. 6227. FOR THE WASHINGTON STATE ARTS COMMISSION

Creative Districts Capital Construction Projects (30000002)

Reappropriation:

State Building Construction Account—State.....	\$381,000
Prior Biennia (Expenditures)	\$31,000
Future Biennia (Projected Costs)	\$0
TOTAL	\$412,000

NEW SECTION. Sec. 6228. FOR THE WASHINGTON STATE HISTORICAL SOCIETY

Heritage Capital Grants Projects (30000297)

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

Reappropriation:

State Building Construction Account—State.....	\$1,003,000
Prior Biennia (Expenditures)	\$7,376,000
Future Biennia (Projected Costs)	\$0
TOTAL	\$8,379,000

NEW SECTION. Sec. 6229. FOR THE WASHINGTON STATE HISTORICAL SOCIETY

Heritage Capital Grant Projects: 2019-21 (40000014)

The reappropriation in this section is subject to the following conditions and limitations: The reappropriation is subject to the provisions of section 5020, chapter 356, Laws of 2020.

Reappropriation:

State Building Construction Account—State.....	\$2,303,000
Prior Biennia (Expenditures)	\$6,828,000
Future Biennia (Projected Costs)	\$0
TOTAL	\$9,131,000

NEW SECTION. Sec. 6230. FOR THE WASHINGTON STATE HISTORICAL SOCIETY

Heritage Capital Grant Projects 2021-2023 (40000099)

Reappropriation:

State Building Construction Account—State.....	\$7,457,000
Prior Biennia (Expenditures)	\$1,359,000
Future Biennia (Projected Costs)	\$0
TOTAL	\$8,816,000

NEW SECTION. Sec. 6231. FOR THE WASHINGTON STATE HISTORICAL SOCIETY

Preservation - Minor Works 2021-23 (40000136)

Reappropriation:

State Building Construction Account—State.....	\$2,637,000
Prior Biennia (Expenditures)	\$2,060,000
Future Biennia (Projected Costs)	\$0
TOTAL	\$4,697,000

NEW SECTION. Sec. 6232. FOR THE WASHINGTON STATE HISTORICAL SOCIETY

Black History Commemoration (91000008)

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

provisions of section 5022, chapter 356, Laws of 2020.

Reappropriation:

State Building Construction Account—State	\$17,000
Prior Biennia (Expenditures).....	\$83,000
Future Biennia (Projected Costs).....	\$0
TOTAL	\$100,000

NEW SECTION. Sec. 6233. FOR THE EASTERN WASHINGTON STATE HISTORICAL SOCIETY

Campbell and Carriage House Repairs and Restoration (40000017)

Reappropriation:

State Building Construction Account—State	\$764,000
Prior Biennia (Expenditures).....	\$1,192,000
Future Biennia (Projected Costs).....	\$0
TOTAL	\$1,956,000

NEW SECTION. Sec. 6234. FOR THE EASTERN WASHINGTON STATE HISTORICAL SOCIETY

Minor Works: Preservation 2021-23 (40000041)

Reappropriation:

State Building Construction Account—State	\$109,000
Prior Biennia (Expenditures).....	\$669,000
Future Biennia (Projected Costs).....	\$0
TOTAL	\$778,000

NEW SECTION. Sec. 6235. FOR THE EASTERN WASHINGTON STATE HISTORICAL SOCIETY

Complete HVAC Controls Replacement (40000052)

Reappropriation:

State Building Construction Account—State	\$11,000
Prior Biennia (Expenditures).....	\$279,000
Future Biennia (Projected Costs).....	\$0
TOTAL	\$290,000

NEW SECTION. Sec. 6236. FOR THE EASTERN WASHINGTON STATE HISTORICAL SOCIETY

Garage & Emergency Exit Concrete Remediation (40000053)

Reappropriation:

State Building Construction Account—State	\$838,000
Prior Biennia (Expenditures).....	\$63,000
Future Biennia (Projected Costs).....	\$0
TOTAL	\$901,000

NEW SECTION. Sec. 6237. FOR THE DEPARTMENT OF ECOLOGY

Water Supply Facilities (19742006)

Reappropriation:

State and Local Improvements Revolving Account—Water Supply Facilities—State	\$295,000
Prior Biennia (Expenditures).....	\$15,116,000
Future Biennia (Projected Costs).....	\$0
TOTAL	\$15,411,000

NEW SECTION. Sec. 6238. FOR THE DEPARTMENT OF ECOLOGY

Low-Level Nuclear Waste Disposal Trench Closure (19972012)

The reappropriation in this section is subject to the following conditions and limitations: The reappropriation is subject to the provisions of section 3002, chapter 3, Laws of 2015 3rd sp. sess.

Reappropriation:

Site Closure Account—State	\$1,774,000
Prior Biennia (Expenditures).....	\$5,128,000
Future Biennia (Projected Costs).....	\$0
TOTAL	\$6,902,000

NEW SECTION. Sec. 6239. FOR THE DEPARTMENT OF ECOLOGY

Twin Lake Aquifer Recharge Project (20042951)

Reappropriation:

State Building Construction Account—State	\$128,000
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Prior Biennia (Expenditures)	\$622,000
Future Biennia (Projected Costs)	\$0
TOTAL	\$750,000

NEW SECTION. Sec. 6240. FOR THE DEPARTMENT

OF ECOLOGY

Quad Cities Water Right Mitigation (20052852)

Reappropriation:

State Building Construction Account—State	\$116,000
Prior Biennia (Expenditures)	\$1,484,000
Future Biennia (Projected Costs)	\$0
TOTAL	\$1,600,000

NEW SECTION. Sec. 6241. FOR THE DEPARTMENT

OF ECOLOGY

Transfer of Water Rights for Cabin Owners (20081951)

Reappropriation:

State Building Construction Account—State	\$57,000
Prior Biennia (Expenditures)	\$393,000
Future Biennia (Projected Costs)	\$0
TOTAL	\$450,000

NEW SECTION. Sec. 6242. FOR THE DEPARTMENT

OF ECOLOGY

Watershed Plan Implementation and Flow Achievement (3000028)

Reappropriation:

State Building Construction Account—State	\$57,000
Prior Biennia (Expenditures)	\$5,939,000
Future Biennia (Projected Costs)	\$0
TOTAL	\$5,996,000

NEW SECTION. Sec. 6243. FOR THE DEPARTMENT

OF ECOLOGY

Watershed Plan Implementation and Flow Achievement (30000213)

The reappropriation in this section is subject to the following conditions and limitations: The reappropriation is subject to the provisions of section 3030, chapter 49, Laws of 2011 1st sp. sess.

Reappropriation:

State Building Construction Account—State	\$67,000
Prior Biennia (Expenditures)	\$7,933,000
Future Biennia (Projected Costs)	\$0
TOTAL	\$8,000,000

NEW SECTION. Sec. 6244. FOR THE DEPARTMENT

OF ECOLOGY

Remedial Action Grant Program (30000216)

Reappropriation:

Model Toxics Control Capital Account—State	\$15,255,000
Prior Biennia (Expenditures)	\$47,404,000
Future Biennia (Projected Costs)	\$0
TOTAL	\$62,659,000

NEW SECTION. Sec. 6245. FOR THE DEPARTMENT

OF ECOLOGY

ASARCO - Tacoma Smelter Plume and Mines (30000280)

Reappropriation:

Cleanup Settlement Account—State	\$2,090,000
Prior Biennia (Expenditures)	\$17,837,000
Future Biennia (Projected Costs)	\$0
TOTAL	\$19,927,000

NEW SECTION. Sec. 6246. FOR THE DEPARTMENT

OF ECOLOGY

Padilla Bay Federal Capital Projects (30000282)

Reappropriation:

General Fund—Federal	\$60,000
Prior Biennia (Expenditures)	\$740,000
Future Biennia (Projected Costs)	\$0
TOTAL	\$800,000

NEW SECTION. Sec. 6247. FOR THE DEPARTMENT

OF ECOLOGY

Watershed Plan Implementation and Flow Achievement (30000331)

Reappropriation:

State Building Construction Account—State	\$895,000
Prior Biennia (Expenditures)	\$9,105,000
Future Biennia (Projected Costs)	\$0
TOTAL	\$10,000,000

NEW SECTION. Sec. 6248. FOR THE DEPARTMENT

OF ECOLOGY

Dungeness Water Supply & Mitigation (30000333)
The reappropriation in this section is subject to the following conditions and limitations: The reappropriation is subject to the provisions of section 3082, chapter 19, Laws of 2013 2nd sp. sess.

Reappropriation:

State Building Construction Account—State	\$375,000
Prior Biennia (Expenditures)	\$1,675,000
Future Biennia (Projected Costs)	\$0
TOTAL	\$2,050,000

NEW SECTION. Sec. 6249. FOR THE DEPARTMENT

OF ECOLOGY

ASARCO Cleanup (30000334)
The reappropriation in this section is subject to the following conditions and limitations: The reappropriation is subject to the provisions of section 3001, chapter 296, Laws of 2022.

Reappropriation:

Cleanup Settlement Account—State	\$443,000
Prior Biennia (Expenditures)	\$35,817,000
Future Biennia (Projected Costs)	\$0
TOTAL	\$36,260,000

NEW SECTION. Sec. 6250. FOR THE DEPARTMENT

OF ECOLOGY

Remedial Action Grants (30000374)
Reappropriation:

Model Toxics Control Capital Account—State	\$7,933,000
Prior Biennia (Expenditures)	\$54,299,000
Future Biennia (Projected Costs)	\$0
TOTAL	\$62,232,000

NEW SECTION. Sec. 6251. FOR THE DEPARTMENT

OF ECOLOGY

Eastern Washington Clean Sites Initiative (30000432)
Reappropriation:

Model Toxics Control Capital Account—State	\$4,684,000
Prior Biennia (Expenditures)	\$3,124,000
Future Biennia (Projected Costs)	\$0
TOTAL	\$7,808,000

NEW SECTION. Sec. 6252. FOR THE DEPARTMENT

OF ECOLOGY

Remedial Action Grants (30000458)
The reappropriation in this section is subject to the following conditions and limitations: The reappropriation is subject to the provisions of section 3011, chapter 35, Laws of 2016 sp. sess.

Reappropriation:

State Building Construction Account—State	\$9,421,000
Prior Biennia (Expenditures)	\$34,584,000
Future Biennia (Projected Costs)	\$0
TOTAL	\$44,005,000

NEW SECTION. Sec. 6253. FOR THE DEPARTMENT

OF ECOLOGY

Floodplains by Design (30000537)
Reappropriation:

State Building Construction Account—State	\$2,183,000
Prior Biennia (Expenditures)	\$33,344,000
Future Biennia (Projected Costs)	\$0
TOTAL	\$35,527,000

NEW SECTION. Sec. 6254. FOR THE DEPARTMENT OF ECOLOGY

ASARCO Cleanup (30000538)

Reappropriation:

Cleanup Settlement Account—State.....	\$1,022,000
Prior Biennia (Expenditures)	\$10,939,000
Future Biennia (Projected Costs)	\$0
TOTAL	\$11,961,000

NEW SECTION. Sec. 6255. FOR THE DEPARTMENT OF ECOLOGY

Cleanup Toxics Sites - Puget Sound (30000542)
The reappropriation in this section is subject to the following conditions and limitations: The reappropriation is subject to the provisions of section 3013, chapter 35, Laws of 2016 sp. sess.

Reappropriation:

Model Toxics Control Capital Account—State ...	\$2,054,000
Prior Biennia (Expenditures)	\$11,418,000
Future Biennia (Projected Costs)	\$0
TOTAL	\$13,472,000

NEW SECTION. Sec. 6256. FOR THE DEPARTMENT OF ECOLOGY

Columbia River Water Supply Development Program (30000588)

The reappropriation in this section is subject to the following conditions and limitations: The reappropriation is subject to the provisions of section 3068, chapter 3, Laws of 2015 3rd sp. sess.

Reappropriation:

Columbia River Basin Water Supply Revenue	
Recovery Account—State.....	\$462,000
Prior Biennia (Expenditures)	\$18,538,000
Future Biennia (Projected Costs)	\$0
TOTAL	\$19,000,000

NEW SECTION. Sec. 6257. FOR THE DEPARTMENT OF ECOLOGY

Sunnyside Valley Irrigation District Water Conservation (30000589)

Reappropriation:

State Building Construction Account—State.....	\$1,125,000
Prior Biennia (Expenditures)	\$1,930,000
Future Biennia (Projected Costs)	\$0
TOTAL	\$3,055,000

NEW SECTION. Sec. 6258. FOR THE DEPARTMENT OF ECOLOGY

Yakima River Basin Water Supply (30000590)

The reappropriation in this section is subject to the following conditions and limitations: The reappropriation is subject to the provisions of section 7041 of this act.

Reappropriation:

State Taxable Building Construction Account—	
State	\$294,000
Prior Biennia (Expenditures)	\$26,456,000
Future Biennia (Projected Costs)	\$0
TOTAL	\$26,750,000

NEW SECTION. Sec. 6259. FOR THE DEPARTMENT OF ECOLOGY

Watershed Plan Implementation and Flow Achievement (30000591)

Reappropriation:

State Building Construction Account—State.....	\$875,000
Prior Biennia (Expenditures)	\$4,125,000
Future Biennia (Projected Costs)	\$0
TOTAL	\$5,000,000

NEW SECTION. Sec. 6260. FOR THE DEPARTMENT OF ECOLOGY

ASARCO Cleanup (30000670)

Reappropriation:

Cleanup Settlement Account—State	\$10,884,000
Prior Biennia (Expenditures)	\$17,876,000
Future Biennia (Projected Costs)	\$0
TOTAL	\$28,760,000

NEW SECTION. Sec. 6261. FOR THE DEPARTMENT OF ECOLOGY

Sunnyside Valley Irrigation District Water Conservation (30000673)

Reappropriation:

State Building Construction Account—State	\$1,815,000
Prior Biennia (Expenditures)	\$2,869,000
Future Biennia (Projected Costs)	\$0
TOTAL	\$4,684,000

NEW SECTION. Sec. 6262. FOR THE DEPARTMENT OF ECOLOGY

2015-17 Restored Eastern Washington Clean Sites Initiative (30000704)

Reappropriation:

State Building Construction Account—State	\$2,068,000
Prior Biennia (Expenditures)	\$368,000
Future Biennia (Projected Costs)	\$0
TOTAL	\$2,436,000

NEW SECTION. Sec. 6263. FOR THE DEPARTMENT OF ECOLOGY

2017-19 Centennial Clean Water program (30000705)

The reappropriation in this section is subject to the following conditions and limitations: The reappropriation is subject to the provisions of section 3009, chapter 2, Laws of 2018.

Reappropriation:

State Building Construction Account—State	\$5,693,000
Prior Biennia (Expenditures)	\$27,907,000
Future Biennia (Projected Costs)	\$0
TOTAL	\$33,600,000

NEW SECTION. Sec. 6264. FOR THE DEPARTMENT OF ECOLOGY

Floodplains by Design 2017-19 (30000706)

The reappropriation in this section is subject to the following conditions and limitations: The reappropriation is subject to the provisions of section 3001, chapter 298, Laws of 2018.

Reappropriation:

State Building Construction Account—State	\$8,919,000
Prior Biennia (Expenditures)	\$26,522,000
Future Biennia (Projected Costs)	\$0
TOTAL	\$35,441,000

NEW SECTION. Sec. 6265. FOR THE DEPARTMENT OF ECOLOGY

2017-19 Remedial Action Grants (30000707)

Reappropriation:

Model Toxics Control Capital Account—State ...	\$1,123,000
Prior Biennia (Expenditures)	\$4,420,000
Future Biennia (Projected Costs)	\$0
TOTAL	\$5,543,000

NEW SECTION. Sec. 6266. FOR THE DEPARTMENT OF ECOLOGY

Swift Creek Natural Asbestos Flood Control and Cleanup (30000708)

The reappropriation in this section is subject to the following conditions and limitations: The reappropriation is subject to the provisions of section 3040, chapter 332, Laws of 2021.

Reappropriation:

State Building Construction Account—State	\$123,000
Prior Biennia (Expenditures)	\$8,318,000
Future Biennia (Projected Costs)	\$0
TOTAL	\$8,441,000

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NEW SECTION. Sec. 6267. FOR THE DEPARTMENT OF ECOLOGY

Columbia River Water Supply Development Program (30000712)

The reappropriations in this section are subject to the following conditions and limitations: The reappropriations are subject to the provisions of section 3006, chapter 298, Laws of 2018.

Reappropriation:

Columbia River Basin Water Supply Development Account—State.....	\$5,836,000
Columbia River Basin Water Supply Revenue Recovery Account—State.....	\$893,000
State Building Construction Account—State.....	\$1,529,000
Subtotal Reappropriation.....	\$8,258,000
Prior Biennia (Expenditures).....	\$25,542,000
Future Biennia (Projected Costs).....	\$0
TOTAL.....	\$33,800,000

NEW SECTION. Sec. 6268. FOR THE DEPARTMENT OF ECOLOGY

Watershed Plan Implementation and Flow Achievement (30000714)

The reappropriation in this section is subject to the following conditions and limitations: The reappropriation is subject to the provisions of section 3017, chapter 2, Laws of 2018.

Reappropriation:

State Building Construction Account—State.....	\$3,374,000
Prior Biennia (Expenditures).....	\$1,626,000
Future Biennia (Projected Costs).....	\$0
TOTAL.....	\$5,000,000

NEW SECTION. Sec. 6269. FOR THE DEPARTMENT OF ECOLOGY

Water Irrigation Efficiencies Program (30000740)

The reappropriation in this section is subject to the following conditions and limitations: The reappropriation is subject to the provisions of section 3007, chapter 298, Laws of 2018.

Reappropriation:

State Building Construction Account—State.....	\$204,000
Prior Biennia (Expenditures).....	\$6,296,000
Future Biennia (Projected Costs).....	\$0
TOTAL.....	\$6,500,000

NEW SECTION. Sec. 6270. FOR THE DEPARTMENT OF ECOLOGY

2017-19 Eastern Washington Clean Sites Initiative (30000742)

Reappropriation:

Model Toxics Control Capital Account—State ...	\$1,727,000
Prior Biennia (Expenditures).....	\$13,000
Future Biennia (Projected Costs).....	\$0
TOTAL.....	\$1,740,000

NEW SECTION. Sec. 6271. FOR THE DEPARTMENT OF ECOLOGY

2015-17 Restored Clean Up Toxic Sites – Puget Sound (30000763)

Reappropriation:

State Building Construction Account—State.....	\$1,557,000
Prior Biennia (Expenditures).....	\$3,139,000
Future Biennia (Projected Costs).....	\$0
TOTAL.....	\$4,696,000

NEW SECTION. Sec. 6272. FOR THE DEPARTMENT OF ECOLOGY

2017-19 Stormwater Financial Assistance Program (30000796)

The reappropriations in this section are subject to the following conditions and limitations: The reappropriations are subject to the provisions of section 3049, chapter 332, Laws of 2021.

Reappropriation:

Model Toxics Control Stormwater Account—State	\$4,138,000
State Building Construction Account—State	\$19,192,000
Subtotal Reappropriation.....	\$23,330,000
Prior Biennia (Expenditures).....	\$13,070,000
Future Biennia (Projected Costs).....	\$0
TOTAL.....	\$36,400,000

NEW SECTION. Sec. 6273. FOR THE DEPARTMENT OF ECOLOGY

2015-17 Restored Stormwater Financial Assistance (30000797)

Reappropriation:

State Building Construction Account—State	\$11,172,000
Prior Biennia (Expenditures).....	\$18,928,000
Future Biennia (Projected Costs).....	\$0
TOTAL.....	\$30,100,000

NEW SECTION. Sec. 6274. FOR THE DEPARTMENT OF ECOLOGY

VW Settlement Funded Projects (40000018)

The reappropriation in this section is subject to the following conditions and limitations: The reappropriation is subject to the provisions of section 3008, chapter 298, Laws of 2018.

Reappropriation:

General Fund—Private/Local.....	\$92,185,000
Prior Biennia (Expenditures).....	\$20,515,000
Future Biennia (Projected Costs).....	\$0
TOTAL.....	\$112,700,000

NEW SECTION. Sec. 6275. FOR THE DEPARTMENT OF ECOLOGY

Reduce Air Pollution from Transit/Sch. Buses/State-Owned Vehicles (40000109)

The reappropriation in this section is subject to the following conditions and limitations: The reappropriation is subject to the provisions of section 3019, chapter 356, Laws of 2020.

Reappropriation:

Air Pollution Control Account—State	\$10,587,000
Prior Biennia (Expenditures).....	\$17,813,000
Future Biennia (Projected Costs).....	\$0
TOTAL.....	\$28,400,000

NEW SECTION. Sec. 6276. FOR THE DEPARTMENT OF ECOLOGY

2019-21 Water Pollution Control Revolving Program (40000110)

The reappropriation in this section is subject to the following conditions and limitations: The reappropriation is subject to the provisions of section 3070, chapter 413, Laws of 2019.

Reappropriation:

Water Pollution Control Revolving Fund—State	\$138,531,000
Prior Biennia (Expenditures).....	\$65,469,000
Future Biennia (Projected Costs).....	\$0
TOTAL.....	\$204,000,000

NEW SECTION. Sec. 6277. FOR THE DEPARTMENT OF ECOLOGY

2019-21 Sunnyside Valley Irrigation District Water Conservation (40000111)

Reappropriation:

State Building Construction Account—State	\$2,673,000
Prior Biennia (Expenditures).....	\$1,561,000
Future Biennia (Projected Costs).....	\$0
TOTAL.....	\$4,234,000

NEW SECTION. Sec. 6278. FOR THE DEPARTMENT OF ECOLOGY

2019-21 ASARCO Cleanup (40000114)

Reappropriation:

Cleanup Settlement Account—State	\$6,352,000
Prior Biennia (Expenditures).....	\$448,000

Future Biennia (Projected Costs)	\$0
TOTAL	\$6,800,000

NEW SECTION. Sec. 6279. FOR THE DEPARTMENT OF ECOLOGY

2019-21 Reducing Toxic Diesel Emissions (40000115)

Reappropriation:

Air Pollution Control Account—State	\$217,000
Prior Biennia (Expenditures)	\$783,000
Future Biennia (Projected Costs)	\$0
TOTAL	\$1,000,000

NEW SECTION. Sec. 6280. FOR THE DEPARTMENT OF ECOLOGY

2019-21 Centennial Clean Water Program (40000116)

The reappropriation in this section is subject to the following conditions and limitations: The reappropriation is subject to the provisions of section 3074, chapter 413, Laws of 2019.

Reappropriation:

State Building Construction Account—State.....	\$13,226,000
Prior Biennia (Expenditures)	\$16,774,000
Future Biennia (Projected Costs)	\$0
TOTAL	\$30,000,000

NEW SECTION. Sec. 6281. FOR THE DEPARTMENT OF ECOLOGY

2019-21 Eastern Washington Clean Sites Initiative (40000117)

Reappropriation:

Model Toxics Control Capital Account—State .	\$12,052,000
Prior Biennia (Expenditures)	\$58,000
Future Biennia (Projected Costs)	\$0
TOTAL	\$12,110,000

NEW SECTION. Sec. 6282. FOR THE DEPARTMENT OF ECOLOGY

Padilla Bay Federal Capital Projects (40000127)

Reappropriation:

General Fund—Federal.....	\$500,000
Prior Biennia (Expenditures)	\$0
Future Biennia (Projected Costs)	\$0
TOTAL	\$500,000

NEW SECTION. Sec. 6283. FOR THE DEPARTMENT OF ECOLOGY

2019-21 Floodplains by Design (40000129)

Reappropriation:

State Building Construction Account—State.....	\$27,982,000
Prior Biennia (Expenditures)	\$22,418,000
Future Biennia (Projected Costs)	\$0
TOTAL	\$50,400,000

NEW SECTION. Sec. 6284. FOR THE DEPARTMENT OF ECOLOGY

2019-21 Clean Up Toxics Sites – Puget Sound (40000130)

The reappropriation in this section is subject to the following conditions and limitations: The reappropriation is subject to the provisions of section 3080, chapter 413, Laws of 2019.

Reappropriation:

Model Toxics Control Capital Account—State .	\$11,636,000
Prior Biennia (Expenditures)	\$1,131,000
Future Biennia (Projected Costs)	\$0
TOTAL	\$12,767,000

NEW SECTION. Sec. 6285. FOR THE DEPARTMENT OF ECOLOGY

2019-21 Stormwater Financial Assistance Program (40000144)

The reappropriation in this section is subject to the following conditions and limitations: The reappropriation is subject to the provisions of section 3020, chapter 356, Laws of 2020.

Reappropriation:

Model Toxics Control Stormwater Account—State	
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.....	\$26,731,000
Prior Biennia (Expenditures).....	\$22,275,000
Future Biennia (Projected Costs).....	\$0
TOTAL.....	\$49,006,000

NEW SECTION. Sec. 6286. FOR THE DEPARTMENT OF ECOLOGY

2015 Drought Authority (40000146)

Reappropriation:

State Drought Preparedness Account—State	\$669,000
Prior Biennia (Expenditures).....	\$0
Future Biennia (Projected Costs).....	\$0
TOTAL.....	\$669,000

NEW SECTION. Sec. 6287. FOR THE DEPARTMENT OF ECOLOGY

Healthy Housing Remediation Program (40000149)

The reappropriation in this section is subject to the following conditions and limitations: The reappropriation is subject to the provisions of section 3085, chapter 413, Laws of 2019.

Reappropriation:

Model Toxics Control Capital Account—State...	\$3,449,000
Prior Biennia (Expenditures).....	\$1,381,000
Future Biennia (Projected Costs).....	\$0
TOTAL.....	\$4,830,000

NEW SECTION. Sec. 6288. FOR THE DEPARTMENT OF ECOLOGY

2019-21 Columbia River Water Supply Development Program (40000152)

The reappropriations in this section are subject to the following conditions and limitations: The reappropriations are subject to the provisions of section 3087, chapter 413, Laws of 2019.

Reappropriation:

Columbia River Basin Water Supply Revenue	
Recovery Account—State	\$2,323,000
State Building Construction Account—State	\$16,144,000
State Taxable Building Construction Account—	
State.....	\$10,360,000
Subtotal Reappropriation.....	\$28,827,000
Prior Biennia (Expenditures).....	\$11,173,000
Future Biennia (Projected Costs).....	\$0
TOTAL.....	\$40,000,000

NEW SECTION. Sec. 6289. FOR THE DEPARTMENT OF ECOLOGY

2019-21 Streamflow Restoration Program (40000177)

Reappropriation:

Watershed Restoration and Enhancement Bond	
Account—State	\$26,806,000
Prior Biennia (Expenditures).....	\$13,194,000
Future Biennia (Projected Costs).....	\$0
TOTAL.....	\$40,000,000

NEW SECTION. Sec. 6290. FOR THE DEPARTMENT OF ECOLOGY

2019-21 Yakima River Basin Water Supply (40000179)

The reappropriation in this section is subject to the following conditions and limitations: The reappropriation is subject to the provisions of section 7047 of this act.

Reappropriation:

State Building Construction Account—State	\$14,008,000
Prior Biennia (Expenditures).....	\$22,906,000
Future Biennia (Projected Costs).....	\$0
TOTAL.....	\$36,914,000

NEW SECTION. Sec. 6291. FOR THE DEPARTMENT OF ECOLOGY

Zosel Dam Preservation (40000193)

Reappropriation:

State Building Construction Account—State	\$80,000
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Prior Biennia (Expenditures)	\$137,000
Future Biennia (Projected Costs)	\$0
TOTAL	\$217,000

NEW SECTION. Sec. 6292. FOR THE DEPARTMENT OF ECOLOGY

2019-21 Protect Investments in Cleanup Remedies (40000194)

The reappropriation in this section is subject to the following conditions and limitations: The reappropriation is subject to the provisions of section 6032, chapter 332, Laws of 2021.

Reappropriation:	
Model Toxics Control Capital Account—State ...	\$4,732,000
Prior Biennia (Expenditures)	\$3,472,000
Future Biennia (Projected Costs)	\$0
TOTAL	\$8,204,000

NEW SECTION. Sec. 6293. FOR THE DEPARTMENT OF ECOLOGY

2019-21 Chehalis Basin Strategy (40000209)

The reappropriation in this section is subject to the following conditions and limitations: The reappropriation is subject to the provisions of section 3023, chapter 356, Laws of 2020.

Reappropriation:	
State Building Construction Account—State.....	\$27,989,000
Prior Biennia (Expenditures)	\$45,918,000
Future Biennia (Projected Costs)	\$0
TOTAL	\$73,907,000

NEW SECTION. Sec. 6294. FOR THE DEPARTMENT OF ECOLOGY

Chemical Action Plan Implementation (40000210)

Reappropriation:	
Model Toxics Control Capital Account—State	\$261,000
Prior Biennia (Expenditures)	\$3,443,000
Future Biennia (Projected Costs)	\$0
TOTAL	\$3,704,000

NEW SECTION. Sec. 6295. FOR THE DEPARTMENT OF ECOLOGY

2019-21 Remedial Action Grants (40000211)

Reappropriation:	
Model Toxics Control Capital Account—State .	\$31,903,000
Prior Biennia (Expenditures)	\$16,979,000
Future Biennia (Projected Costs)	\$0
TOTAL	\$48,882,000

NEW SECTION. Sec. 6296. FOR THE DEPARTMENT OF ECOLOGY

2020 Eastern Washington Clean Sites Initiative (40000286)

Reappropriation:	
Model Toxics Control Capital Account—State	\$632,000
Prior Biennia (Expenditures)	\$368,000
Future Biennia (Projected Costs)	\$0
TOTAL	\$1,000,000

NEW SECTION. Sec. 6297. FOR THE DEPARTMENT OF ECOLOGY

2020 Remedial Action Grants (40000288)

Reappropriation:	
Model Toxics Control Capital Account—State .	\$20,766,000
Prior Biennia (Expenditures)	\$11,890,000
Future Biennia (Projected Costs)	\$0
TOTAL	\$32,656,000

NEW SECTION. Sec. 6298. FOR THE DEPARTMENT OF ECOLOGY

2021-23 ASARCO Everett Smelter Plume Cleanup (40000303)

Reappropriation:	
Model Toxics Control Capital Account—State .	\$10,797,000
Prior Biennia (Expenditures)	\$17,000
Future Biennia (Projected Costs)	\$0

TOTAL.....	\$10,814,000
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NEW SECTION. Sec. 6299. FOR THE DEPARTMENT OF ECOLOGY

2021-23 Remedial Action Grant Program (40000304)

The reappropriation in this section is subject to the following conditions and limitations: The reappropriation is subject to the provisions of section 3082, chapter 332, Laws of 2021.

Reappropriation:	
Model Toxics Control Capital Account—State .	\$68,985,000
Prior Biennia (Expenditures)	\$2,209,000
Future Biennia (Projected Costs).....	\$0
TOTAL.....	\$71,194,000

NEW SECTION. Sec. 6300. FOR THE DEPARTMENT OF ECOLOGY

2021-23 Stormwater Financial Assistance Program (40000336)

Reappropriation:	
Model Toxics Control Stormwater Account—State	\$67,181,000
Prior Biennia (Expenditures).....	\$7,819,000
Future Biennia (Projected Costs).....	\$0
TOTAL.....	\$75,000,000

NEW SECTION. Sec. 6301. FOR THE DEPARTMENT OF ECOLOGY

2021-23 Water Pollution Control Revolving Program (40000337)

The reappropriations in this section are subject to the following conditions and limitations: The reappropriations are subject to the provisions of section 3003, chapter 296, Laws of 2022.

Reappropriation:	
Water Pollution Control Revolving Fund—Federal	\$14,603,000
Water Pollution Control Revolving Fund—State	\$225,000,000
Subtotal Reappropriation.....	\$239,603,000
Prior Biennia (Expenditures).....	\$18,397,000
Future Biennia (Projected Costs).....	\$0
TOTAL.....	\$258,000,000

NEW SECTION. Sec. 6302. FOR THE DEPARTMENT OF ECOLOGY

2021-23 Waste Tire Pile Cleanup and Prevention (40000338)

Reappropriation:	
Waste Tire Removal Account—State.....	\$419,000
Prior Biennia (Expenditures).....	\$581,000
Future Biennia (Projected Costs).....	\$0
TOTAL.....	\$1,000,000

NEW SECTION. Sec. 6303. FOR THE DEPARTMENT OF ECOLOGY

2021-23 Eastern Washington Clean Sites Initiative (40000340)

Reappropriation:	
Model Toxics Control Capital Account—State .	\$20,350,000
Prior Biennia (Expenditures).....	\$470,000
Future Biennia (Projected Costs).....	\$0
TOTAL.....	\$20,820,000

NEW SECTION. Sec. 6304. FOR THE DEPARTMENT OF ECOLOGY

2021-23 Clean Up Toxic Sites – Puget Sound (40000346)

Reappropriation:	
Model Toxics Control Capital Account—State...	\$4,663,000
Prior Biennia (Expenditures).....	\$1,145,000
Future Biennia (Projected Costs).....	\$0
TOTAL.....	\$5,808,000

NEW SECTION. Sec. 6305. FOR THE DEPARTMENT OF ECOLOGY

2021-23 Centennial Clean Water Program (40000359)

The reappropriation in this section is subject to the following

conditions and limitations: The reappropriation is subject to the provisions of section 3089, chapter 332, Laws of 2021.

Reappropriation:

Model Toxics Control Capital Account—State	\$35,222,000
Prior Biennia (Expenditures)	\$4,778,000
Future Biennia (Projected Costs)	\$0
TOTAL	\$40,000,000

NEW SECTION. Sec. 6306. FOR THE DEPARTMENT OF ECOLOGY

2021-23 Protect Investments in Cleanup Remedies (40000360)

Reappropriation:

Model Toxics Control Capital Account—State	\$10,137,000
Prior Biennia (Expenditures)	\$956,000
Future Biennia (Projected Costs)	\$0
TOTAL	\$11,093,000

NEW SECTION. Sec. 6307. FOR THE DEPARTMENT OF ECOLOGY

2021-23 Reducing Toxic Wood Stove Emissions (40000371)

The reappropriation in this section is subject to the following conditions and limitations: The reappropriation is subject to the provisions of section 3091, chapter 332, Laws of 2021.

Reappropriation:

Model Toxics Control Capital Account—State	\$1,298,000
Prior Biennia (Expenditures)	\$1,702,000
Future Biennia (Projected Costs)	\$0
TOTAL	\$3,000,000

NEW SECTION. Sec. 6308. FOR THE DEPARTMENT OF ECOLOGY

2021-23 Freshwater Aquatic Invasive Plants Grant Program (40000375)

Reappropriation:

Freshwater Aquatic Weeds Account—State	\$1,055,000
Prior Biennia (Expenditures)	\$645,000
Future Biennia (Projected Costs)	\$0
TOTAL	\$1,700,000

NEW SECTION. Sec. 6309. FOR THE DEPARTMENT OF ECOLOGY

2021-23 Freshwater Algae Grant Program (40000376)

Reappropriation:

Aquatic Algae Control Account—State	\$486,000
Prior Biennia (Expenditures)	\$244,000
Future Biennia (Projected Costs)	\$0
TOTAL	\$730,000

NEW SECTION. Sec. 6310. FOR THE DEPARTMENT OF ECOLOGY

2021-23 Healthy Housing Remediation Program (40000378)

The reappropriation in this section is subject to the following conditions and limitations: The reappropriation is subject to the provisions of section 7050 of this act.

Reappropriation:

Model Toxics Control Capital Account—State	\$10,273,000
Prior Biennia (Expenditures)	\$299,000
Future Biennia (Projected Costs)	\$0
TOTAL	\$10,572,000

NEW SECTION. Sec. 6311. FOR THE DEPARTMENT OF ECOLOGY

2021-23 ASARCO Tacoma Smelter Plume Cleanup (40000386)

Reappropriation:

Cleanup Settlement Account—State	\$3,000,000
Prior Biennia (Expenditures)	\$0
Future Biennia (Projected Costs)	\$0
TOTAL	\$3,000,000

NEW SECTION. Sec. 6312. FOR THE DEPARTMENT OF ECOLOGY

2021-23 Chehalis Basin Strategy (40000387)

The reappropriation in this section is subject to the following conditions and limitations: The reappropriation is subject to the provisions of section 3096, chapter 332, Laws of 2021.

Reappropriation:

State Building Construction Account—State	\$57,660,000
Prior Biennia (Expenditures)	\$12,340,000
Future Biennia (Projected Costs)	\$0
TOTAL	\$70,000,000

NEW SECTION. Sec. 6313. FOR THE DEPARTMENT OF ECOLOGY

2021-23 Coastal Wetlands Federal Funds (40000388)

Reappropriation:

General Fund—Federal	\$10,836,000
Prior Biennia (Expenditures)	\$3,164,000
Future Biennia (Projected Costs)	\$0
TOTAL	\$14,000,000

NEW SECTION. Sec. 6314. FOR THE DEPARTMENT OF ECOLOGY

2021-23 Floodplains by Design (40000389)

Reappropriation:

State Building Construction Account—State	\$41,349,000
Prior Biennia (Expenditures)	\$9,559,000
Future Biennia (Projected Costs)	\$0
TOTAL	\$50,908,000

NEW SECTION. Sec. 6315. FOR THE DEPARTMENT OF ECOLOGY

2021-23 Reducing Diesel GHG & Toxic Emissions (40000390)

Reappropriation:

Model Toxics Control Capital Account—State	\$14,913,000
Prior Biennia (Expenditures)	\$87,000
Future Biennia (Projected Costs)	\$0
TOTAL	\$15,000,000

NEW SECTION. Sec. 6316. FOR THE DEPARTMENT OF ECOLOGY

2021-23 Sunnyside Valley Irrigation District Water Conservation (40000391)

Reappropriation:

State Building Construction Account—State	\$4,281,000
Prior Biennia (Expenditures)	\$0
Future Biennia (Projected Costs)	\$0
TOTAL	\$4,281,000

NEW SECTION. Sec. 6317. FOR THE DEPARTMENT OF ECOLOGY

2021-23 Puget Sound Nutrient Reduction Grant Program (40000396)

The reappropriation in this section is subject to the following conditions and limitations: The reappropriation is subject to the provisions of section 3101, chapter 332, Laws of 2021.

Reappropriation:

State Building Construction Account—State	\$8,981,000
Prior Biennia (Expenditures)	\$19,000
Future Biennia (Projected Costs)	\$0
TOTAL	\$9,000,000

NEW SECTION. Sec. 6318. FOR THE DEPARTMENT OF ECOLOGY

2021-23 Streamflow Restoration Program (40000397)

Reappropriation:

Watershed Restoration and Enhancement Bond Account—State	\$39,943,000
Prior Biennia (Expenditures)	\$57,000
Future Biennia (Projected Costs)	\$0
TOTAL	\$40,000,000

NEW SECTION. Sec. 6319. FOR THE DEPARTMENT OF ECOLOGY

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2021-23 Columbia River Water Supply Development Program (40000399)

The reappropriations in this section are subject to the following conditions and limitations: The reappropriations are subject to the provisions of section 3103, chapter 332, Laws of 2021.

Reappropriation:

Columbia River Basin Water Supply Revenue	
Recovery Account—State.....	\$1,464,000
State Building Construction Account—State.....	\$39,574,000
Subtotal Reappropriation.....	\$41,038,000
Prior Biennia (Expenditures)	\$3,962,000
Future Biennia (Projected Costs)	\$0
TOTAL.....	\$45,000,000

NEW SECTION. Sec. 6320. FOR THE DEPARTMENT

OF ECOLOGY

2021-23 Yakima River Basin Water Supply (40000422)

Reappropriation:

State Building Construction Account—State.....	\$18,909,000
Prior Biennia (Expenditures)	\$23,091,000
Future Biennia (Projected Costs)	\$0
TOTAL.....	\$42,000,000

NEW SECTION. Sec. 6321. FOR THE DEPARTMENT

OF ECOLOGY

2021-23 Product Replacement Program (40000436)

Reappropriation:

Model Toxics Control Capital Account—State ...	\$5,133,000
Prior Biennia (Expenditures)	\$1,367,000
Future Biennia (Projected Costs)	\$0
TOTAL.....	\$6,500,000

NEW SECTION. Sec. 6322. FOR THE DEPARTMENT

OF ECOLOGY

Pacific Wood Treating Site Cleanup – Cleanup Settlement Account (40000464)

Reappropriation:

Cleanup Settlement Account—State.....	\$2,326,000
Prior Biennia (Expenditures)	\$0
Future Biennia (Projected Costs)	\$0
TOTAL.....	\$2,326,000

NEW SECTION. Sec. 6323. FOR THE DEPARTMENT

OF ECOLOGY

2022 Clean Up Toxic Sites – Puget Sound (40000465)

Reappropriation:

Model Toxics Control Capital Account—State ...	\$4,000,000
Prior Biennia (Expenditures)	\$0
Future Biennia (Projected Costs)	\$0
TOTAL.....	\$4,000,000

NEW SECTION. Sec. 6324. FOR THE DEPARTMENT

OF ECOLOGY

2022 Community-Based Public-Private Stormwater Partnership (40000470)

The reappropriation in this section is subject to the following conditions and limitations: The reappropriation is subject to the provisions of section 3008, chapter 296, Laws of 2022.

Reappropriation:

Model Toxics Control Stormwater Account—State	\$987,000
Prior Biennia (Expenditures)	\$13,000
Future Biennia (Projected Costs)	\$0
TOTAL.....	\$1,000,000

NEW SECTION. Sec. 6325. FOR THE DEPARTMENT

OF ECOLOGY

2022 Water Pollution Control Revolving Program (40000473)

Reappropriation:

Water Pollution Control Revolving Fund—State	\$200,000,000
Prior Biennia (Expenditures)	\$0

Future Biennia (Projected Costs).....	\$0
TOTAL.....	\$200,000,000

NEW SECTION. Sec. 6326. FOR THE DEPARTMENT OF ECOLOGY

Skagit Water (91000347)

The reappropriation in this section is subject to the following conditions and limitations: The reappropriation is subject to the provisions of section 3012, chapter 298, Laws of 2018. By June 30, 2025, and in compliance with RCW 43.01.036, the department must submit all studies identified by the joint legislative task force on water supply to the house and senate committees responsible for water resource issues in the legislature.

Reappropriation:

State Building Construction Account—State	\$1,521,000
Prior Biennia (Expenditures).....	\$979,000
Future Biennia (Projected Costs).....	\$0
TOTAL.....	\$2,500,000

NEW SECTION. Sec. 6327. FOR THE DEPARTMENT OF ECOLOGY

PFAS Pilot Project (91000359)

The reappropriation in this section is subject to the following conditions and limitations: The reappropriation is subject to the provisions of section 3108, chapter 332, Laws of 2021.

Reappropriation:

State Building Construction Account—State	\$494,000
Prior Biennia (Expenditures).....	\$656,000
Future Biennia (Projected Costs).....	\$0
TOTAL.....	\$1,150,000

NEW SECTION. Sec. 6328. FOR THE DEPARTMENT OF ECOLOGY

2021-23 Water Banking (91000373)

The reappropriations in this section are subject to the following conditions and limitations: The reappropriations are subject to the provisions of section 7052 of this act.

Reappropriation:

State Building Construction Account—State	\$5,000,000
State Drought Preparedness Account—State	\$9,000,000
Subtotal Reappropriation.....	\$14,000,000
Prior Biennia (Expenditures).....	\$0
Future Biennia (Projected Costs).....	\$0
TOTAL.....	\$14,000,000

NEW SECTION. Sec. 6329. FOR THE DEPARTMENT OF ECOLOGY

Storm Water Improvements (92000076)

The reappropriation in this section is subject to the following conditions and limitations: The reappropriation is subject to the provisions of section 3028, chapter 2, Laws of 2018.

Reappropriation:

State Building Construction Account—State	\$17,004,000
Prior Biennia (Expenditures).....	\$79,962,000
Future Biennia (Projected Costs).....	\$0
TOTAL.....	\$96,966,000

NEW SECTION. Sec. 6330. FOR THE DEPARTMENT OF ECOLOGY

Drought Response (92000142)

Reappropriation:

State Drought Preparedness Account—State	\$1,205,000
Prior Biennia (Expenditures).....	\$5,518,000
Future Biennia (Projected Costs).....	\$0
TOTAL.....	\$6,723,000

NEW SECTION. Sec. 6331. FOR THE DEPARTMENT OF ECOLOGY

Pier 63 Creosote Removal (92000193)

Reappropriation:

Model Toxics Control Capital Account—State ...	\$1,500,000
Prior Biennia (Expenditures)	\$0
Future Biennia (Projected Costs)	\$0
TOTAL	\$1,500,000

NEW SECTION. Sec. 6332. FOR THE DEPARTMENT OF ECOLOGY

2022 Stormwater Projects (92000195)
The reappropriation in this section is subject to the following conditions and limitations: The reappropriation is subject to the provisions of section 3011, chapter 296, Laws of 2022.

Reappropriation:

Model Toxics Control Stormwater Account—State	\$4,855,000
Prior Biennia (Expenditures)	\$0
Future Biennia (Projected Costs)	\$0
TOTAL	\$4,855,000

NEW SECTION. Sec. 6333. FOR THE POLLUTION LIABILITY INSURANCE PROGRAM

Underground Storage Tank Capital Program Demonstration and Design (30000001)

The reappropriation in this section is subject to the following conditions and limitations: The reappropriation is subject to the provisions of section 3085, chapter 3, Laws of 2015 3rd sp. sess.

Reappropriation:

Pollution Liability Insurance Program Trust Account—State	\$210,000
Prior Biennia (Expenditures)	\$1,590,000
Future Biennia (Projected Costs)	\$0
TOTAL	\$1,800,000

NEW SECTION. Sec. 6334. FOR THE POLLUTION LIABILITY INSURANCE PROGRAM

Underground Storage Tank Capital Financial Assistance Program (30000002)

Reappropriation:

Pollution Liability Insurance Agency Underground Storage Tank Revolving Account—State	\$3,636,000
Prior Biennia (Expenditures)	\$6,364,000
Future Biennia (Projected Costs)	\$0
TOTAL	\$10,000,000

NEW SECTION. Sec. 6335. FOR THE POLLUTION LIABILITY INSURANCE PROGRAM

Underground Storage Tank Capital Financing Assistance Pgm 2019-21 (30000702)

Reappropriation:

Pollution Liability Insurance Agency Underground Storage Tank Revolving Account—State	\$10,701,000
Prior Biennia (Expenditures)	\$1,799,000
Future Biennia (Projected Costs)	\$0
TOTAL	\$12,500,000

NEW SECTION. Sec. 6336. FOR THE POLLUTION LIABILITY INSURANCE PROGRAM

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

Reappropriation:

Pollution Liability Insurance Agency Underground Storage Tank Revolving Account—State	\$11,733,000
Prior Biennia (Expenditures)	\$267,000
Future Biennia (Projected Costs)	\$0
TOTAL	\$12,000,000

NEW SECTION. Sec. 6337. FOR THE POLLUTION LIABILITY INSURANCE PROGRAM

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

Reappropriation:

Pollution Liability Insurance Agency Underground Storage Tank Revolving Account—State	\$7,815,000
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Prior Biennia (Expenditures)	\$185,000
Future Biennia (Projected Costs)	\$0
TOTAL	\$8,000,000

NEW SECTION. Sec. 6338. FOR THE POLLUTION LIABILITY INSURANCE PROGRAM

Underground Storage Tank Capital Financial Assistance Pgm 2017-19 (92000001)

Reappropriation:

Pollution Liability Insurance Agency Underground Storage Tank Revolving Account—State	\$9,022,000
Prior Biennia (Expenditures)	\$3,678,000
Future Biennia (Projected Costs)	\$0
TOTAL	\$12,700,000

NEW SECTION. Sec. 6339. FOR THE STATE PARKS AND RECREATION COMMISSION

Fort Flagler - Welcome Center Replacement (30000097)

Reappropriation:

State Building Construction Account—State	\$1,387,000
Prior Biennia (Expenditures)	\$59,000
Future Biennia (Projected Costs)	\$0
TOTAL	\$1,446,000

NEW SECTION. Sec. 6340. FOR THE STATE PARKS AND RECREATION COMMISSION

Sun Lakes State Park: Dry Falls Campground Renovation (30000305)

Reappropriation:

State Building Construction Account—State	\$288,000
Prior Biennia (Expenditures)	\$114,000
Future Biennia (Projected Costs)	\$0
TOTAL	\$402,000

NEW SECTION. Sec. 6341. FOR THE STATE PARKS AND RECREATION COMMISSION

Schafer Relocate Campground (30000532)

Reappropriation:

State Building Construction Account—State	\$3,292,000
Prior Biennia (Expenditures)	\$1,474,000
Future Biennia (Projected Costs)	\$0
TOTAL	\$4,766,000

NEW SECTION. Sec. 6342. FOR THE STATE PARKS AND RECREATION COMMISSION

Kopachuck Day Use Development (30000820)

Reappropriation:

State Building Construction Account—State	\$6,902,000
Prior Biennia (Expenditures)	\$1,106,000
Future Biennia (Projected Costs)	\$0
TOTAL	\$8,008,000

NEW SECTION. Sec. 6343. FOR THE STATE PARKS AND RECREATION COMMISSION

Lake Sammamish Dock Grant Match (30000872)

Reappropriation:

State Building Construction Account—State	\$866,000
Prior Biennia (Expenditures)	\$200,000
Future Biennia (Projected Costs)	\$0
TOTAL	\$1,066,000

NEW SECTION. Sec. 6344. FOR THE STATE PARKS AND RECREATION COMMISSION

Field Spring Replace Failed Sewage Syst & Non-ADA Comfort Station (30000951)

Reappropriation:

State Building Construction Account—State	\$538,000
Prior Biennia (Expenditures)	\$1,210,000
Future Biennia (Projected Costs)	\$0
TOTAL	\$1,748,000

NEW SECTION. Sec. 6345. FOR THE STATE PARKS AND RECREATION COMMISSION

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Mount Spokane - Maintenance Facility Relocation from Harms Way (30000959)

Reappropriation:

State Building Construction Account—State.....	\$1,750,000
Prior Biennia (Expenditures)	\$691,000
Future Biennia (Projected Costs)	\$0
TOTAL	\$2,441,000

NEW SECTION. Sec. 6346. FOR THE STATE PARKS AND RECREATION COMMISSION

Palouse Falls Day Use Area Renovation (30000983)

Reappropriation:

State Building Construction Account—State.....	\$214,000
Prior Biennia (Expenditures)	\$6,000
Future Biennia (Projected Costs)	\$0
TOTAL	\$220,000

NEW SECTION. Sec. 6347. FOR THE STATE PARKS AND RECREATION COMMISSION

Lake Sammamish Sunset Beach Picnic Area (30000984)

Reappropriation:

State Building Construction Account—State.....	\$1,968,000
Prior Biennia (Expenditures)	\$792,000
Future Biennia (Projected Costs)	\$0
TOTAL	\$2,760,000

NEW SECTION. Sec. 6348. FOR THE STATE PARKS AND RECREATION COMMISSION

Statewide New Park (30001019)

Reappropriation:

State Building Construction Account—State.....	\$94,000
Prior Biennia (Expenditures)	\$219,000
Future Biennia (Projected Costs)	\$0
TOTAL	\$313,000

NEW SECTION. Sec. 6349. FOR THE STATE PARKS AND RECREATION COMMISSION

Statewide Electric Vehicle Charging Stations (40000016)

Reappropriation:

State Building Construction Account—State.....	\$145,000
Prior Biennia (Expenditures)	\$55,000
Future Biennia (Projected Costs)	\$0
TOTAL	\$200,000

NEW SECTION. Sec. 6350. FOR THE STATE PARKS AND RECREATION COMMISSION

Preservation Minor Works 2019-21 (40000151)

Reappropriation:

State Building Construction Account—State.....	\$611,000
Prior Biennia (Expenditures)	\$3,836,000
Future Biennia (Projected Costs)	\$0
TOTAL	\$4,447,000

NEW SECTION. Sec. 6351. FOR THE STATE PARKS AND RECREATION COMMISSION

Palouse to Cascade Trail - Crab Creek Trestle Replacement (40000162)

Reappropriation:

State Building Construction Account—State.....	\$2,004,000
Prior Biennia (Expenditures)	\$277,000
Future Biennia (Projected Costs)	\$0
TOTAL	\$2,281,000

NEW SECTION. Sec. 6352. FOR THE STATE PARKS AND RECREATION COMMISSION

Fort Flagler Historic Theater Restoration (40000188)

Reappropriation:

State Building Construction Account—State.....	\$67,000
Prior Biennia (Expenditures)	\$129,000
Future Biennia (Projected Costs)	\$0
TOTAL	\$196,000

NEW SECTION. Sec. 6353. FOR THE STATE PARKS

AND RECREATION COMMISSION

Saint Edward Maintenance Facility (40000218)

Reappropriation:

State Building Construction Account—State	\$2,426,000
Prior Biennia (Expenditures).....	\$98,000
Future Biennia (Projected Costs).....	\$0
TOTAL.....	\$2,524,000

NEW SECTION. Sec. 6354. FOR THE STATE PARKS AND RECREATION COMMISSION

Minor Works - Preservation 2021-23 (40000364)

Reappropriation:

State Building Construction Account—State	\$6,227,000
Prior Biennia (Expenditures).....	\$773,000
Future Biennia (Projected Costs).....	\$0
TOTAL.....	\$7,000,000

NEW SECTION. Sec. 6355. FOR THE STATE PARKS AND RECREATION COMMISSION

Minor Works - Program 2021-23 (40000365)

Reappropriation:

State Building Construction Account—State	\$1,843,000
Prior Biennia (Expenditures).....	\$93,000
Future Biennia (Projected Costs).....	\$0
TOTAL.....	\$1,936,000

NEW SECTION. Sec. 6356. FOR THE STATE PARKS AND RECREATION COMMISSION

Fort Flagler Campground Road Relocation (91000434)

Reappropriation:

State Building Construction Account—State	\$620,000
Prior Biennia (Expenditures).....	\$40,000
Future Biennia (Projected Costs).....	\$0
TOTAL.....	\$660,000

NEW SECTION. Sec. 6357. FOR THE STATE PARKS AND RECREATION COMMISSION

Anderson Lake - New Day Use Facilities and Trail Development (91000441)

The reappropriation in this section is subject to the following conditions and limitations: The reappropriation is subject to the provisions of section 3023, chapter 296, Laws of 2022.

Reappropriation:

State Building Construction Account—State	\$229,000
Prior Biennia (Expenditures).....	\$106,000
Future Biennia (Projected Costs).....	\$0
TOTAL.....	\$335,000

NEW SECTION. Sec. 6358. FOR THE STATE PARKS AND RECREATION COMMISSION

State Parks Capital Preservation Pool (92000014)

The reappropriation in this section is subject to the following conditions and limitations: The reappropriation is subject to the provisions of section 3162, chapter 413, Laws of 2019.

Reappropriation:

State Building Construction Account—State	\$7,501,000
Prior Biennia (Expenditures).....	\$22,464,000
Future Biennia (Projected Costs).....	\$0
TOTAL.....	\$29,965,000

NEW SECTION. Sec. 6359. FOR THE STATE PARKS AND RECREATION COMMISSION

2021-23 State Parks Capital Preservation Pool (92000017)

The reappropriation in this section is subject to the following conditions and limitations: The reappropriation is subject to the provisions of section 3025, chapter 296, Laws of 2022.

Reappropriation:

State Building Construction Account—State	\$31,583,000
Prior Biennia (Expenditures).....	\$8,667,000
Future Biennia (Projected Costs).....	\$0
TOTAL.....	\$40,250,000

NEW SECTION. Sec. 6360. FOR THE RECREATION AND CONSERVATION FUNDING BOARD

Washington Wildlife Recreation Grants (30000220)
The reappropriations in this section are subject to the following conditions and limitations: The reappropriations are subject to the provisions of section 3029, chapter 296, Laws of 2022.

Reappropriation:

Farm and Forest Account—State	\$1,385,000
Habitat Conservation Account—State	\$2,045,000
Outdoor Recreation Account—State	\$2,879,000
Riparian Protection Account—State	\$117,000
Subtotal Reappropriation	\$6,426,000
Prior Biennia (Expenditures)	\$48,897,000
Future Biennia (Projected Costs)	\$0
TOTAL	\$55,323,000

NEW SECTION. Sec. 6361. FOR THE RECREATION AND CONSERVATION FUNDING BOARD

Salmon Recovery Funding Board Programs (30000221)
The reappropriations in this section are subject to the following conditions and limitations: The state building construction account—state reappropriation is subject to the provisions of section 3164, chapter 3, Laws of 2015 3rd sp. sess.

Reappropriation:

General Fund—Federal.....	\$4,100,000
State Building Construction Account—State.....	\$1,312,000
Subtotal Reappropriation	\$5,412,000
Prior Biennia (Expenditures)	\$60,933,000
Future Biennia (Projected Costs)	\$0
TOTAL	\$66,345,000

NEW SECTION. Sec. 6362. FOR THE RECREATION AND CONSERVATION FUNDING BOARD

Puget Sound Estuary and Salmon Restoration Program (30000227)

Reappropriation:

State Building Construction Account—State.....	\$418,000
Prior Biennia (Expenditures)	\$7,582,000
Future Biennia (Projected Costs)	\$0
TOTAL	\$8,000,000

NEW SECTION. Sec. 6363. FOR THE RECREATION AND CONSERVATION FUNDING BOARD

Recreational Trails Program (30000229)
Reappropriation:

General Fund—Federal.....	\$552,000
Prior Biennia (Expenditures)	\$4,035,000
Future Biennia (Projected Costs)	\$0
TOTAL	\$4,587,000

NEW SECTION. Sec. 6364. FOR THE RECREATION AND CONSERVATION FUNDING BOARD

Salmon Recovery Funding Board Programs (30000408)
The reappropriations in this section are subject to the following conditions and limitations: The reappropriations are subject to the provisions of section 3070, chapter 2, Laws of 2018.

Reappropriation:

General Fund—Federal.....	\$20,925,000
State Building Construction Account—State.....	\$2,437,000
Subtotal Reappropriation	\$23,362,000
Prior Biennia (Expenditures)	\$42,851,000
Future Biennia (Projected Costs)	\$0
TOTAL	\$66,213,000

NEW SECTION. Sec. 6365. FOR THE RECREATION AND CONSERVATION FUNDING BOARD

2017-19 Washington Wildlife Recreation Grants (30000409)
The reappropriations in this section are subject to the following conditions and limitations: The reappropriations are subject to the provisions of section 3034, chapter 296, Laws of 2022.

Reappropriation:

Farm and Forest Account—State	\$3,939,000
Habitat Conservation Account—State.....	\$11,662,000
Outdoor Recreation Account—State	\$9,541,000
Subtotal Reappropriation.....	\$25,142,000
Prior Biennia (Expenditures).....	\$54,858,000
Future Biennia (Projected Costs).....	\$0
TOTAL.....	\$80,000,000

NEW SECTION. Sec. 6366. FOR THE RECREATION AND CONSERVATION FUNDING BOARD

Boating Facilities Program (30000410)
The reappropriation in this section is subject to the following conditions and limitations: The reappropriation is subject to the provisions of section 3072, chapter 2, Laws of 2018.

Reappropriation:

Recreation Resources Account—State.....	\$5,473,000
Prior Biennia (Expenditures).....	\$11,702,000
Future Biennia (Projected Costs).....	\$0
TOTAL.....	\$17,175,000

NEW SECTION. Sec. 6367. FOR THE RECREATION AND CONSERVATION FUNDING BOARD

Nonhighway Off-Road Vehicle Activities (30000411)
Reappropriation:

NOVA Program Account—State	\$2,397,000
Prior Biennia (Expenditures).....	\$10,798,000
Future Biennia (Projected Costs).....	\$0
TOTAL.....	\$13,195,000

NEW SECTION. Sec. 6368. FOR THE RECREATION AND CONSERVATION FUNDING BOARD

Youth Athletic Facilities (30000412)
Reappropriation:

State Building Construction Account—State	\$1,218,000
Prior Biennia (Expenditures).....	\$2,859,000
Future Biennia (Projected Costs).....	\$0
TOTAL.....	\$4,077,000

NEW SECTION. Sec. 6369. FOR THE RECREATION AND CONSERVATION FUNDING BOARD

Aquatic Lands Enhancement Account (30000413)
The reappropriations in this section are subject to the following conditions and limitations: The reappropriations are subject to the provisions of section 3037, chapter 296, Laws of 2022.

Reappropriation:

Aquatic Lands Enhancement Account—State.....	\$517,000
State Building Construction Account—State	\$2,205,000
Subtotal Reappropriation.....	\$2,722,000
Prior Biennia (Expenditures).....	\$9,563,000
Future Biennia (Projected Costs).....	\$0
TOTAL.....	\$12,285,000

NEW SECTION. Sec. 6370. FOR THE RECREATION AND CONSERVATION FUNDING BOARD

Puget Sound Acquisition and Restoration (30000414)
Reappropriation:

State Building Construction Account—State	\$7,169,000
Prior Biennia (Expenditures).....	\$32,831,000
Future Biennia (Projected Costs).....	\$0
TOTAL.....	\$40,000,000

NEW SECTION. Sec. 6371. FOR THE RECREATION AND CONSERVATION FUNDING BOARD

Puget Sound Estuary and Salmon Restoration Program (30000415)
Reappropriation:

State Building Construction Account—State	\$1,695,000
Prior Biennia (Expenditures).....	\$6,305,000
Future Biennia (Projected Costs).....	\$0
TOTAL.....	\$8,000,000

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NEW SECTION. Sec. 6372. FOR THE RECREATION AND CONSERVATION FUNDING BOARD

Firearms and Archery Range Recreation (30000416)	
Reappropriation:	
Firearms Range Account—State.....	\$390,000
Prior Biennia (Expenditures)	\$423,000
Future Biennia (Projected Costs)	\$0
TOTAL	\$813,000

NEW SECTION. Sec. 6373. FOR THE RECREATION AND CONSERVATION FUNDING BOARD

Washington Coastal Restoration Initiative (30000420)
The reappropriation in this section is subject to the following conditions and limitations: The reappropriation is subject to the provisions of section 3082, chapter 2, Laws of 2018.

Reappropriation:	
State Building Construction Account—State.....	\$4,105,000
Prior Biennia (Expenditures)	\$8,395,000
Future Biennia (Projected Costs)	\$0
TOTAL	\$12,500,000

NEW SECTION. Sec. 6374. FOR THE RECREATION AND CONSERVATION FUNDING BOARD

Family Forest Fish Passage Program (40000001)	
Reappropriation:	
State Building Construction Account—State.....	\$97,000
Prior Biennia (Expenditures)	\$4,903,000
Future Biennia (Projected Costs)	\$0
TOTAL	\$5,000,000

NEW SECTION. Sec. 6375. FOR THE RECREATION AND CONSERVATION FUNDING BOARD

2019-21 - Washington Wildlife Recreation Grants (40000002)
The reappropriations in this section are subject to the following conditions and limitations: The reappropriations are subject to the provisions of section 3200, chapter 413, Laws of 2019.

Reappropriation:	
Farm and Forest Account—State	\$5,286,000
Habitat Conservation Account—State	\$17,489,000
Outdoor Recreation Account—State	\$14,430,000
Subtotal Reappropriation	\$37,205,000
Prior Biennia (Expenditures)	\$47,795,000
Future Biennia (Projected Costs)	\$0
TOTAL	\$85,000,000

NEW SECTION. Sec. 6376. FOR THE RECREATION AND CONSERVATION FUNDING BOARD

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

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

Reappropriation:	
General Fund—Federal.....	\$17,126,000
State Building Construction Account—State.....	\$2,174,000
Subtotal Reappropriation	\$19,300,000
Prior Biennia (Expenditures)	\$55,700,000
Future Biennia (Projected Costs)	\$0
TOTAL	\$75,000,000

NEW SECTION. Sec. 6377. FOR THE RECREATION AND CONSERVATION FUNDING BOARD

2019-21 - Boating Facilities Program (40000005)	
Reappropriation:	
Recreation Resources Account—State	\$10,764,000
Prior Biennia (Expenditures)	\$7,108,000
Future Biennia (Projected Costs)	\$0
TOTAL	\$17,872,000

NEW SECTION. Sec. 6378. FOR THE RECREATION AND CONSERVATION FUNDING BOARD

2019-21 - Nonhighway Off-Road Vehicle Activities (40000006)	
Reappropriation:	
NOVA Program Account—State	\$1,776,000
Prior Biennia (Expenditures).....	\$9,635,000
Future Biennia (Projected Costs).....	\$0
TOTAL.....	\$11,411,000

NEW SECTION. Sec. 6379. FOR THE RECREATION AND CONSERVATION FUNDING BOARD

2019-21 - Youth Athletic Facilities (40000007)
The reappropriation in this section is subject to the following conditions and limitations: The reappropriation is subject to the provisions of section 3041, chapter 296, Laws of 2022.

Reappropriation:	
State Building Construction Account—State	\$3,764,000
Prior Biennia (Expenditures).....	\$8,236,000
Future Biennia (Projected Costs).....	\$0
TOTAL.....	\$12,000,000

NEW SECTION. Sec. 6380. FOR THE RECREATION AND CONSERVATION FUNDING BOARD

2019-21 - Aquatic Lands Enhancement Account (40000008)
The reappropriation in this section is subject to the following conditions and limitations: The reappropriation is subject to the provisions of section 3202, chapter 332, Laws of 2021.

Reappropriation:	
State Building Construction Account—State	\$1,813,000
Prior Biennia (Expenditures).....	\$4,787,000
Future Biennia (Projected Costs).....	\$0
TOTAL.....	\$6,600,000

NEW SECTION. Sec. 6381. FOR THE RECREATION AND CONSERVATION FUNDING BOARD

2019-21 - Puget Sound Acquisition and Restoration (40000009)

Reappropriation:	
State Building Construction Account—State	\$15,350,000
Prior Biennia (Expenditures).....	\$34,157,000
Future Biennia (Projected Costs).....	\$0
TOTAL.....	\$49,507,000

NEW SECTION. Sec. 6382. FOR THE RECREATION AND CONSERVATION FUNDING BOARD

2019-21 - Puget Sound Estuary and Salmon Restoration Program (40000010)

Reappropriation:	
State Building Construction Account—State	\$2,475,000
Prior Biennia (Expenditures).....	\$7,525,000
Future Biennia (Projected Costs).....	\$0
TOTAL.....	\$10,000,000

NEW SECTION. Sec. 6383. FOR THE RECREATION AND CONSERVATION FUNDING BOARD

2019-21 - Washington Coastal Restoration Initiative (40000011)

The reappropriation in this section is subject to the following conditions and limitations: The reappropriation is subject to the provisions of section 3208, chapter 413, Laws of 2019.

Reappropriation:	
State Building Construction Account—State	\$2,025,000
Prior Biennia (Expenditures).....	\$10,061,000
Future Biennia (Projected Costs).....	\$0
TOTAL.....	\$12,086,000

NEW SECTION. Sec. 6384. FOR THE RECREATION AND CONSERVATION FUNDING BOARD

2019-21 - Brian Abbott Fish Barrier Removal Board (40000012)

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

provisions of section 3209, chapter 413, Laws of 2019.

Reappropriation:

State Building Construction Account—State.....	\$8,318,000
Prior Biennia (Expenditures)	\$18,173,000
Future Biennia (Projected Costs)	\$0
TOTAL	\$26,491,000

NEW SECTION. Sec. 6385. FOR THE RECREATION AND CONSERVATION FUNDING BOARD

2019-21 - Firearms and Archery Range (40000013)

Reappropriation:

Firearms Range Account—State.....	\$320,000
Prior Biennia (Expenditures)	\$415,000
Future Biennia (Projected Costs)	\$0
TOTAL	\$735,000

NEW SECTION. Sec. 6386. FOR THE RECREATION AND CONSERVATION FUNDING BOARD

2019-21 - Recreational Trails Program (40000014)

Reappropriation:

General Fund—Federal.....	\$1,917,000
Prior Biennia (Expenditures)	\$3,083,000
Future Biennia (Projected Costs)	\$0
TOTAL	\$5,000,000

NEW SECTION. Sec. 6387. FOR THE RECREATION AND CONSERVATION FUNDING BOARD

2019-21 - Boating Infrastructure Grants (40000015)

Reappropriation:

General Fund—Federal.....	\$649,000
Prior Biennia (Expenditures)	\$1,551,000
Future Biennia (Projected Costs)	\$0
TOTAL	\$2,200,000

NEW SECTION. Sec. 6388. FOR THE RECREATION AND CONSERVATION FUNDING BOARD

2019-21 - Land and Water Conservation Fund (40000016)

Reappropriation:

General Fund—Federal.....	\$3,266,000
Prior Biennia (Expenditures)	\$2,734,000
Future Biennia (Projected Costs)	\$0
TOTAL	\$6,000,000

NEW SECTION. Sec. 6389. FOR THE RECREATION AND CONSERVATION FUNDING BOARD

2019-21 Family Forest Fish Passage Program (40000017)

Reappropriation:

State Building Construction Account—State.....	\$431,000
Prior Biennia (Expenditures)	\$4,569,000
Future Biennia (Projected Costs)	\$0
TOTAL	\$5,000,000

NEW SECTION. Sec. 6390. FOR THE RECREATION AND CONSERVATION FUNDING BOARD

2021-23 - Washington Wildlife Recreation Grants (40000019)

The reappropriations in this section are subject to the following conditions and limitations: The reappropriations are subject to the provisions of section 3213, chapter 332, Laws of 2021.

Reappropriation:

Farm and Forest Account—State.....	\$9,110,000
Habitat Conservation Account—State	\$38,030,000
Outdoor Recreation Account—State	\$40,103,000
Subtotal Reappropriation	\$87,243,000
Prior Biennia (Expenditures)	\$12,757,000
Future Biennia (Projected Costs)	\$0
TOTAL	\$100,000,000

NEW SECTION. Sec. 6391. FOR THE RECREATION AND CONSERVATION FUNDING BOARD

2021-23 - Salmon Recovery Funding Board Programs (40000021)

The reappropriations in this section are subject to the following

conditions and limitations: The reappropriations are subject to the provisions of section 3042, chapter 296, Laws of 2022.

Reappropriation:

General Fund—Federal	\$56,169,000
State Building Construction Account—State	\$22,331,000
Subtotal Reappropriation.....	\$78,500,000
Prior Biennia (Expenditures).....	\$16,500,000
Future Biennia (Projected Costs).....	\$0
TOTAL.....	\$95,000,000

NEW SECTION. Sec. 6392. FOR THE RECREATION AND CONSERVATION FUNDING BOARD

2021-23 - Boating Facilities Program (40000023)

Reappropriation:

Recreation Resources Account—State	\$12,283,000
Prior Biennia (Expenditures).....	\$2,667,000
Future Biennia (Projected Costs).....	\$0
TOTAL.....	\$14,950,000

NEW SECTION. Sec. 6393. FOR THE RECREATION AND CONSERVATION FUNDING BOARD

2021-23 - Nonhighway Off-Road Vehicle Activities (40000025)

Reappropriation:

NOVA Program Account—State	\$8,786,000
Prior Biennia (Expenditures).....	\$1,214,000
Future Biennia (Projected Costs).....	\$0
TOTAL.....	\$10,000,000

NEW SECTION. Sec. 6394. FOR THE RECREATION AND CONSERVATION FUNDING BOARD

2021-23 - Youth Athletic Facilities (40000027)

The reappropriation in this section is subject to the following conditions and limitations: The reappropriation is subject to the provisions of section 3217, chapter 332, Laws of 2021.

Reappropriation:

State Building Construction Account—State	\$9,417,000
Prior Biennia (Expenditures).....	\$1,810,000
Future Biennia (Projected Costs).....	\$0
TOTAL.....	\$11,227,000

NEW SECTION. Sec. 6395. FOR THE RECREATION AND CONSERVATION FUNDING BOARD

2021-23 - Aquatic Lands Enhancement Account (40000029)

The reappropriations in this section are subject to the following conditions and limitations: The reappropriations are subject to the provisions of section 3048, chapter 296, Laws of 2022.

Reappropriation:

Aquatic Lands Enhancement Account—State.....	\$418,000
State Building Construction Account—State	\$8,430,000
Subtotal Reappropriation.....	\$8,848,000
Prior Biennia (Expenditures).....	\$670,000
Future Biennia (Projected Costs).....	\$0
TOTAL.....	\$9,518,000

NEW SECTION. Sec. 6396. FOR THE RECREATION AND CONSERVATION FUNDING BOARD

2021-23 - Puget Sound Acquisition and Restoration (40000031)

Reappropriation:

State Building Construction Account—State	\$45,361,000
Prior Biennia (Expenditures).....	\$7,446,000
Future Biennia (Projected Costs).....	\$0
TOTAL.....	\$52,807,000

NEW SECTION. Sec. 6397. FOR THE RECREATION AND CONSERVATION FUNDING BOARD

2021-23 - Washington Coastal Restoration Initiative (40000033)

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

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provisions of section 3220, chapter 332, Laws of 2021.

Reappropriation:

State Building Construction Account—State.....	\$8,019,000
Prior Biennia (Expenditures)	\$2,294,000
Future Biennia (Projected Costs)	\$0
TOTAL	\$10,313,000

NEW SECTION. Sec. 6398. FOR THE RECREATION AND CONSERVATION FUNDING BOARD

2021-23- Brian Abbott Fish Barrier Removal Board (40000035)

The reappropriation in this section is subject to the following conditions and limitations: The reappropriation is subject to the provisions of section 3043, chapter 296, Laws of 2022.

Reappropriation:

State Building Construction Account—State.....	\$20,114,000
Prior Biennia (Expenditures)	\$6,681,000
Future Biennia (Projected Costs)	\$0
TOTAL	\$26,795,000

NEW SECTION. Sec. 6399. FOR THE RECREATION AND CONSERVATION FUNDING BOARD

2021-23 - Firearms and Archery Range (40000037)

Reappropriation:

Firearms Range Account—State.....	\$549,000
Prior Biennia (Expenditures)	\$81,000
Future Biennia (Projected Costs)	\$0
TOTAL	\$630,000

NEW SECTION. Sec. 6400. FOR THE RECREATION AND CONSERVATION FUNDING BOARD

2021-23 - Recreational Trails Program (40000039)

Reappropriation:

General Fund—Federal.....	\$3,915,000
Prior Biennia (Expenditures)	\$1,085,000
Future Biennia (Projected Costs)	\$0
TOTAL	\$5,000,000

NEW SECTION. Sec. 6401. FOR THE RECREATION AND CONSERVATION FUNDING BOARD

2021-23 - Boating Infrastructure Grants (40000041)

Reappropriation:

General Fund—Federal.....	\$2,179,000
Prior Biennia (Expenditures)	\$21,000
Future Biennia (Projected Costs)	\$0
TOTAL	\$2,200,000

NEW SECTION. Sec. 6402. FOR THE RECREATION AND CONSERVATION FUNDING BOARD

2021-23 - Land and Water Conservation Fund (40000043)

Reappropriation:

General Fund—Federal.....	\$18,874,000
Prior Biennia (Expenditures)	\$1,126,000
Future Biennia (Projected Costs)	\$0
TOTAL	\$20,000,000

NEW SECTION. Sec. 6403. FOR THE RECREATION AND CONSERVATION FUNDING BOARD

2021-23 - Puget Sound Estuary and Salmon Restoration Program (40000045)

The reappropriation in this section is subject to the following conditions and limitations: The reappropriation is subject to the provisions of section 3226, chapter 332, Laws of 2021.

Reappropriation:

State Building Construction Account—State.....	\$13,282,000
Prior Biennia (Expenditures)	\$2,426,000
Future Biennia (Projected Costs)	\$0
TOTAL	\$15,708,000

NEW SECTION. Sec. 6404. FOR THE RECREATION AND CONSERVATION FUNDING BOARD

2021-23 - Community Forest Grant Program (40000047)

The reappropriation in this section is subject to the following conditions and limitations: The reappropriation is subject to the provisions of section 3227, chapter 332, Laws of 2021.

Reappropriation:

State Building Construction Account—State	\$10,956,000
Prior Biennia (Expenditures)	\$5,343,000
Future Biennia (Projected Costs)	\$0
TOTAL	\$16,299,000

NEW SECTION. Sec. 6405. FOR THE RECREATION AND CONSERVATION FUNDING BOARD

2021-23 - Outdoor Recreation Equity (40000049)

The reappropriation in this section is subject to the following conditions and limitations: The reappropriation is subject to the provisions of section 3203, chapter 332, Laws of 2021.

Reappropriation:

State Building Construction Account—State	\$3,908,000
Prior Biennia (Expenditures)	\$92,000
Future Biennia (Projected Costs)	\$0
TOTAL	\$4,000,000

NEW SECTION. Sec. 6406. FOR THE RECREATION AND CONSERVATION FUNDING BOARD

2021-23 - Family Forest Fish Passage Program (40000050)

Reappropriation:

State Building Construction Account—State	\$3,033,000
Prior Biennia (Expenditures)	\$2,924,000
Future Biennia (Projected Costs)	\$0
TOTAL	\$5,957,000

NEW SECTION. Sec. 6407. FOR THE RECREATION AND CONSERVATION FUNDING BOARD

2021-23 Salmon Recovery Investment from Operating (40000069)

The reappropriation in this section is subject to the following conditions and limitations: The reappropriation is subject to the provisions of section 7053 of this act.

Reappropriation:

Salmon Recovery Account—State	\$50,000,000
Prior Biennia (Expenditures)	\$0
Future Biennia (Projected Costs)	\$0
TOTAL	\$50,000,000

NEW SECTION. Sec. 6408. FOR THE RECREATION AND CONSERVATION FUNDING BOARD

2021-23 Grants For Watershed Projects from Operating (40000070)

The reappropriation in this section is subject to the following conditions and limitations: The reappropriation is subject to the provisions of section 7054 of this act.

Reappropriation:

Salmon Recovery Account—State	\$25,000,000
Prior Biennia (Expenditures)	\$0
Future Biennia (Projected Costs)	\$0
TOTAL	\$25,000,000

NEW SECTION. Sec. 6409. FOR THE RECREATION AND CONSERVATION FUNDING BOARD

2021-23 Duckabush Estuary Restoration Project from Operating (40000071)

The reappropriation in this section is subject to the following conditions and limitations: The reappropriation is subject to the provisions of section 7055 of this act.

Reappropriation:

Salmon Recovery Account—State	\$25,000,000
Prior Biennia (Expenditures)	\$0
Future Biennia (Projected Costs)	\$0
TOTAL	\$25,000,000

NEW SECTION. Sec. 6410. FOR THE RECREATION AND CONSERVATION FUNDING BOARD

Coastal Restoration Grants (91000448)
The reappropriation in this section is subject to the following conditions and limitations: The reappropriation is subject to the provisions of section 3177, chapter 3, Laws of 2015 3rd sp. sess.

Reappropriation:

State Building Construction Account—State.....	\$622,000
Prior Biennia (Expenditures)	\$10,563,000
Future Biennia (Projected Costs)	\$0
TOTAL	\$11,185,000

NEW SECTION. Sec. 6411. FOR THE RECREATION AND CONSERVATION FUNDING BOARD

Recreation & Conservation Office Recreation Grants (92000131)

The reappropriations in this section are subject to the following conditions and limitations: The reappropriations are subject to the provisions of section 3049, chapter 356, Laws of 2020.

Reappropriation:

Outdoor Recreation Account—State	\$433,000
State Building Construction Account—State.....	\$6,143,000
Subtotal Reappropriation	\$6,576,000
Prior Biennia (Expenditures)	\$28,205,000
Future Biennia (Projected Costs)	\$0
TOTAL	\$34,781,000

NEW SECTION. Sec. 6412. FOR THE RECREATION AND CONSERVATION FUNDING BOARD

Statewide Multi-modal Trails Database (92000448)

The reappropriation in this section is subject to the following conditions and limitations: The reappropriation is subject to the provisions of section 3234, chapter 332, Laws of 2021.

Reappropriation:

State Building Construction Account—State.....	\$93,000
Prior Biennia (Expenditures)	\$107,000
Future Biennia (Projected Costs)	\$0
TOTAL	\$200,000

NEW SECTION. Sec. 6413. FOR THE STATE CONSERVATION COMMISSION

Match for Federal RCPP Program (30000017)

The reappropriation in this section is subject to the following conditions and limitations: The reappropriation is subject to the provisions of section 3033, chapter 35, Laws of 2016 sp. sess.

Reappropriation:

General Fund—Federal.....	\$1,426,000
Prior Biennia (Expenditures)	\$5,449,000
Future Biennia (Projected Costs)	\$0
TOTAL	\$6,875,000

NEW SECTION. Sec. 6414. FOR THE STATE CONSERVATION COMMISSION

2019-21 Match for Federal RCPP (40000006)

The reappropriation in this section is subject to the following conditions and limitations: The reappropriation is subject to the provisions of section 3051, chapter 356, Laws of 2020.

Reappropriation:

State Building Construction Account—State.....	\$212,000
Prior Biennia (Expenditures)	\$6,037,000
Future Biennia (Projected Costs)	\$0
TOTAL	\$6,249,000

NEW SECTION. Sec. 6415. FOR THE STATE CONSERVATION COMMISSION

2019-21 Water Irrigation Efficiencies Program (40000009)

The reappropriation in this section is subject to the following conditions and limitations: The reappropriation is subject to the provisions of section 3224, chapter 413, Laws of 2019.

Reappropriation:

State Building Construction Account—State.....	\$3,383,000
Prior Biennia (Expenditures)	\$617,000

Future Biennia (Projected Costs).....	\$0
TOTAL.....	\$4,000,000

NEW SECTION. Sec. 6416. FOR THE STATE CONSERVATION COMMISSION

2021-23 Conservation Reserve Enhancement Program (CREP) (40000013)

The reappropriation in this section is subject to the following conditions and limitations: The reappropriation is subject to the provisions of section 3241, chapter 332, Laws of 2021.

Reappropriation:

State Building Construction Account—State	\$3,083,000
Prior Biennia (Expenditures).....	\$917,000
Future Biennia (Projected Costs).....	\$0
TOTAL.....	\$4,000,000

NEW SECTION. Sec. 6417. FOR THE STATE CONSERVATION COMMISSION

2021-23 Water Irrigation Efficiencies Program (40000014)

Reappropriation:

State Building Construction Account—State	\$2,000,000
Prior Biennia (Expenditures).....	\$0
Future Biennia (Projected Costs).....	\$0
TOTAL.....	\$2,000,000

NEW SECTION. Sec. 6418. FOR THE STATE CONSERVATION COMMISSION

2021-23 Conservation Reserve Enhancement Program (CREP) PIP loan (40000015)

Reappropriation:

Conservation Assistance Rev Account—State.....	\$160,000
Prior Biennia (Expenditures).....	\$0
Future Biennia (Projected Costs).....	\$0
TOTAL.....	\$160,000

NEW SECTION. Sec. 6419. FOR THE STATE CONSERVATION COMMISSION

2021-23 Natural Resource Investment for the Economy & Environment (40000016)

The reappropriation in this section is subject to the following conditions and limitations: The reappropriation is subject to the provisions of section 3244, chapter 332, Laws of 2021.

Reappropriation:

State Building Construction Account—State	\$3,606,000
Prior Biennia (Expenditures).....	\$394,000
Future Biennia (Projected Costs).....	\$0
TOTAL.....	\$4,000,000

NEW SECTION. Sec. 6420. FOR THE STATE CONSERVATION COMMISSION

2021-23 Regional Conservation Partnership Program (RCPP) Match (40000017)

Reappropriation:

State Building Construction Account—State	\$6,884,000
Prior Biennia (Expenditures).....	\$116,000
Future Biennia (Projected Costs).....	\$0
TOTAL.....	\$7,000,000

NEW SECTION. Sec. 6421. FOR THE STATE CONSERVATION COMMISSION

2021-23 Improve Shellfish Growing Areas (40000018)

The reappropriation in this section is subject to the following conditions and limitations: The reappropriation is subject to the provisions of section 3246, chapter 332, Laws of 2021.

Reappropriation:

State Building Construction Account—State	\$2,952,000
Prior Biennia (Expenditures).....	\$548,000
Future Biennia (Projected Costs).....	\$0
TOTAL.....	\$3,500,000

NEW SECTION. Sec. 6422. FOR THE STATE CONSERVATION COMMISSION

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2021-23 Farmland Protection and Land Access (40000020)

The reappropriation in this section is subject to the following conditions and limitations: The reappropriation is subject to the provisions of section 3050, chapter 296, Laws of 2022.

Reappropriation:

State Building Construction Account—State.....	\$2,000,000
Prior Biennia (Expenditures)	\$0
Future Biennia (Projected Costs)	\$0
TOTAL	\$2,000,000

NEW SECTION. Sec. 6423. FOR THE STATE CONSERVATION COMMISSION

2021-23 Conservation Reserve Enhancement from Operating (40000038)

The reappropriation in this section is subject to the following conditions and limitations: The reappropriation is subject to the provisions of section 7057 of this act.

Reappropriation:

Salmon Recovery Account—State.....	\$5,000,000
Prior Biennia (Expenditures)	\$0
Future Biennia (Projected Costs)	\$0
TOTAL	\$5,000,000

NEW SECTION. Sec. 6424. FOR THE STATE CONSERVATION COMMISSION

2019-21 CREP Riparian Cost Share - State Match (91000017)

Reappropriation:

State Building Construction Account—State.....	\$588,000
Prior Biennia (Expenditures)	\$1,212,000
Future Biennia (Projected Costs)	\$0
TOTAL	\$1,800,000

NEW SECTION. Sec. 6425. FOR THE STATE CONSERVATION COMMISSION

Natural Resource Investment for the Economy & Environment 2017-19 (92000011)

The reappropriation in this section is subject to the following conditions and limitations: The reappropriation is subject to the provisions of section 3090, chapter 2, Laws of 2018.

Reappropriation:

General Fund—Federal.....	\$1,000,000
Prior Biennia (Expenditures)	\$4,000,000
Future Biennia (Projected Costs)	\$0
TOTAL	\$5,000,000

NEW SECTION. Sec. 6426. FOR THE STATE CONSERVATION COMMISSION

Voluntary Stewardship Program (92000016)

Reappropriation:

State Building Construction Account—State.....	\$2,991,000
Prior Biennia (Expenditures)	\$9,000
Future Biennia (Projected Costs)	\$0
TOTAL	\$3,000,000

NEW SECTION. Sec. 6427. FOR THE DEPARTMENT OF FISH AND WILDLIFE

Eells Springs Hatchery Renovation (30000214)

Reappropriation:

State Building Construction Account—State.....	\$396,000
Prior Biennia (Expenditures)	\$1,097,000
Future Biennia (Projected Costs)	\$0
TOTAL	\$1,493,000

NEW SECTION. Sec. 6428. FOR THE DEPARTMENT OF FISH AND WILDLIFE

Samish Hatchery Intakes (30000276)

Reappropriation:

State Building Construction Account—State.....	\$228,000
Prior Biennia (Expenditures)	\$8,504,000
Future Biennia (Projected Costs)	\$0
TOTAL	\$8,732,000

NEW SECTION. Sec. 6429. FOR THE DEPARTMENT OF FISH AND WILDLIFE

Puget Sound and Adjacent Waters Nearshore Restoration - Match (30000753)

Reappropriation:

General Fund—Federal	\$500,000
State Building Construction Account—State	\$281,000
Subtotal Reappropriation.....	\$781,000
Prior Biennia (Expenditures).....	\$219,000
Future Biennia (Projected Costs).....	\$0
TOTAL.....	\$1,000,000

NEW SECTION. Sec. 6430. FOR THE DEPARTMENT OF FISH AND WILDLIFE

Snow Creek Reconstruct Facility (30000826)

The reappropriation in this section is subject to the following conditions and limitations: The reappropriation is subject to the provisions of section 3271, chapter 332, Laws of 2021.

Reappropriation:

State Building Construction Account—State	\$917,000
Prior Biennia (Expenditures).....	\$219,000
Future Biennia (Projected Costs).....	\$0
TOTAL.....	\$1,136,000

NEW SECTION. Sec. 6431. FOR THE DEPARTMENT OF FISH AND WILDLIFE

Forks Creek Hatchery - Renovate Intake and Diversion (30000827)

Reappropriation:

State Building Construction Account—State	\$2,312,000
Prior Biennia (Expenditures).....	\$4,060,000
Future Biennia (Projected Costs).....	\$0
TOTAL.....	\$6,372,000

NEW SECTION. Sec. 6432. FOR THE DEPARTMENT OF FISH AND WILDLIFE

Hurd Creek - Relocate Facilities out of Floodplain (30000830)

Reappropriation:

State Building Construction Account—State	\$11,307,000
Prior Biennia (Expenditures).....	\$1,291,000
Future Biennia (Projected Costs).....	\$0
TOTAL.....	\$12,598,000

NEW SECTION. Sec. 6433. FOR THE DEPARTMENT OF FISH AND WILDLIFE

Dungeness Hatchery - Replace Main Intake (30000844)

Reappropriation:

State Building Construction Account—State	\$322,000
Prior Biennia (Expenditures).....	\$3,080,000
Future Biennia (Projected Costs).....	\$0
TOTAL.....	\$3,402,000

NEW SECTION. Sec. 6434. FOR THE DEPARTMENT OF FISH AND WILDLIFE

PSNERP Match (30000846)

Reappropriation:

General Fund—Federal	\$40,563,000
State Building Construction Account—State	\$2,376,000
Subtotal Reappropriation.....	\$42,939,000
Prior Biennia (Expenditures).....	\$1,148,000
Future Biennia (Projected Costs).....	\$0
TOTAL.....	\$44,087,000

NEW SECTION. Sec. 6435. FOR THE DEPARTMENT OF FISH AND WILDLIFE

Wiley Slough Dike Raising (40000004)

Reappropriation:

State Building Construction Account—State	\$5,401,000
Prior Biennia (Expenditures).....	\$1,052,000
Future Biennia (Projected Costs).....	\$0
TOTAL.....	\$6,453,000

NEW SECTION. Sec. 6436. FOR THE DEPARTMENT OF FISH AND WILDLIFE

Minor Works Preservation 2019-21 (40000007)
Reappropriation:
State Building Construction Account—State..... \$550,000
Prior Biennia (Expenditures)\$7,480,000
Future Biennia (Projected Costs)\$0
TOTAL\$8,030,000

NEW SECTION. Sec. 6437. FOR THE DEPARTMENT OF FISH AND WILDLIFE

Minor Works Programmatic 2019-21 (40000008)
Reappropriation:
State Building Construction Account—State..... \$665,000
Prior Biennia (Expenditures)\$1,762,000
Future Biennia (Projected Costs)\$0
TOTAL\$2,427,000

NEW SECTION. Sec. 6438. FOR THE DEPARTMENT OF FISH AND WILDLIFE

Elochoman Hatchery Demolition and Restoration (40000024)
Reappropriation:
General Fund—Federal.....\$250,000
Prior Biennia (Expenditures)\$0
Future Biennia (Projected Costs)\$0
TOTAL\$250,000

NEW SECTION. Sec. 6439. FOR THE DEPARTMENT OF FISH AND WILDLIFE

Region 1 Office - Construct Secure Storage (40000087)
Reappropriation:
State Building Construction Account—State.....\$56,000
Prior Biennia (Expenditures)\$94,000
Future Biennia (Projected Costs)\$0
TOTAL\$150,000

NEW SECTION. Sec. 6440. FOR THE DEPARTMENT OF FISH AND WILDLIFE

Minor Works Preservation 21-23 (40000089)
Reappropriation:
State Building Construction Account—State..... \$4,815,000
Prior Biennia (Expenditures)\$4,175,000
Future Biennia (Projected Costs)\$0
TOTAL\$8,990,000

NEW SECTION. Sec. 6441. FOR THE DEPARTMENT OF FISH AND WILDLIFE

Minor Works Program 21-23 (40000092)
Reappropriation:
State Building Construction Account—State.....\$2,127,000
Prior Biennia (Expenditures)\$801,000
Future Biennia (Projected Costs)\$0
TOTAL\$2,928,000

NEW SECTION. Sec. 6442. FOR THE DEPARTMENT OF FISH AND WILDLIFE

SRKW - New Cowlitz River Hatchery (40000145)
Reappropriation:
State Building Construction Account—State.....\$124,000
Prior Biennia (Expenditures)\$176,000
Future Biennia (Projected Costs)\$0
TOTAL\$300,000

NEW SECTION. Sec. 6443. FOR THE DEPARTMENT OF FISH AND WILDLIFE

SRKW - Kendall Creek Hatchery Modifications (40000146)
Reappropriation:
State Building Construction Account—State.....\$3,957,000
Prior Biennia (Expenditures)\$360,000
Future Biennia (Projected Costs)\$0
TOTAL\$4,317,000

NEW SECTION. Sec. 6444. FOR THE DEPARTMENT

OF FISH AND WILDLIFE

SRKW - Voights Creek Hatchery Modifications (40000148)
Reappropriation:
State Building Construction Account—State \$3,427,000
Prior Biennia (Expenditures) \$124,000
Future Biennia (Projected Costs) \$0
TOTAL \$3,551,000

NEW SECTION. Sec. 6445. FOR THE DEPARTMENT OF FISH AND WILDLIFE

Klickitat WLA - Simcoe Fencing (40000161)
Reappropriation:
State Building Construction Account—State \$422,000
Prior Biennia (Expenditures) \$28,000
Future Biennia (Projected Costs) \$0
TOTAL \$450,000

NEW SECTION. Sec. 6446. FOR THE DEPARTMENT OF FISH AND WILDLIFE

Deschutes Watershed Center (20062008)
Reappropriation:
State Building Construction Account—State \$3,888,000
Prior Biennia (Expenditures) \$13,807,000
Future Biennia (Projected Costs) \$0
TOTAL \$17,695,000

NEW SECTION. Sec. 6447. FOR THE DEPARTMENT OF FISH AND WILDLIFE

Taneum Creek Property Acquisition Post Closing Activities (40000162)
Reappropriation:
State Building Construction Account—State \$145,000
Prior Biennia (Expenditures) \$55,000
Future Biennia (Projected Costs) \$0
TOTAL \$200,000

NEW SECTION. Sec. 6448. FOR THE DEPARTMENT OF FISH AND WILDLIFE

Upper Columbia River Salmon Reintroduction from Operating (40000266)

The reappropriation in this section is subject to the following conditions and limitations: The reappropriation is subject to the provisions of section 7058 of this act.

Reappropriation:
Salmon Recovery Account—State \$3,000,000
Prior Biennia (Expenditures) \$0
Future Biennia (Projected Costs) \$0
TOTAL \$3,000,000

NEW SECTION. Sec. 6449. FOR THE DEPARTMENT OF FISH AND WILDLIFE

Kalama Creek Hatchery (91000160)
The reappropriation in this section is subject to the following conditions and limitations: The reappropriation is subject to the provisions of section 3062, chapter 296, Laws of 2022.

Reappropriation:
State Building Construction Account—State \$3,000,000
Prior Biennia (Expenditures) \$0
Future Biennia (Projected Costs) \$0
TOTAL \$3,000,000

NEW SECTION. Sec. 6450. FOR THE DEPARTMENT OF FISH AND WILDLIFE

Western Pond Turtle Nest Hill Restoration (91000161)
The reappropriation in this section is subject to the following conditions and limitations: The reappropriation is subject to the provisions of section 3061, chapter 296, Laws of 2022.

Reappropriation:
State Building Construction Account—State \$192,000
Prior Biennia (Expenditures) \$8,000
Future Biennia (Projected Costs) \$0

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TOTAL \$200,000
NEW SECTION. Sec. 6451. FOR THE DEPARTMENT OF FISH AND WILDLIFE

Naches Rearing Ponds (92000049)
Reappropriation:
State Building Construction Account—State..... \$512,000
Prior Biennia (Expenditures) \$88,000
Future Biennia (Projected Costs) \$0
TOTAL \$600,000

NEW SECTION. Sec. 6452. FOR THE DEPARTMENT OF FISH AND WILDLIFE

Shrubsteppe and Rangeland Cooperative Wildlife Fencing (92000050)

The reappropriation in this section is subject to the following conditions and limitations: The reappropriation is subject to the provisions of section 3294, chapter 332, Laws of 2021.

Reappropriation:
State Building Construction Account—State..... \$1,337,000
Prior Biennia (Expenditures) \$163,000
Future Biennia (Projected Costs) \$0
TOTAL \$1,500,000

NEW SECTION. Sec. 6453. FOR THE DEPARTMENT OF FISH AND WILDLIFE

2021-23 Cooperative Elk Damage Fencing (30000662)

The reappropriation in this section is subject to the following conditions and limitations: The reappropriation is subject to the provisions of section 3243, chapter 413, Laws of 2019.

Reappropriation:
State Building Construction Account—State..... \$1,097,000
Prior Biennia (Expenditures) \$2,503,000
Future Biennia (Projected Costs) \$0
TOTAL \$3,600,000

NEW SECTION. Sec. 6454. FOR THE DEPARTMENT OF FISH AND WILDLIFE

Wooten Wildlife Area Improve Flood Plain (30000481)

Reappropriation:
General Fund—Federal..... \$5,700,000
State Building Construction Account—State..... \$364,000
Subtotal Reappropriation \$6,064,000
Prior Biennia (Expenditures) \$4,636,000
Future Biennia (Projected Costs) \$0
TOTAL \$10,700,000

NEW SECTION. Sec. 6455. FOR THE DEPARTMENT OF FISH AND WILDLIFE

Kalama Falls Hatchery Replace Raceways and PA System (30000848)

Reappropriation:
State Building Construction Account—State..... \$370,000
Prior Biennia (Expenditures) \$446,000
Future Biennia (Projected Costs) \$0
TOTAL \$816,000

NEW SECTION. Sec. 6456. FOR THE DEPARTMENT OF FISH AND WILDLIFE

Recreational Fishing Access on the Grande Ronde River (92000051)

The reappropriation in this section is subject to the following conditions and limitations: The reappropriation is subject to the provisions of section 3064, chapter 296, Laws of 2022.

Reappropriation:
State Building Construction Account—State..... \$488,000
Prior Biennia (Expenditures) \$12,000
Future Biennia (Projected Costs) \$0
TOTAL \$500,000

NEW SECTION. Sec. 6457. FOR THE DEPARTMENT OF FISH AND WILDLIFE

Upper Indian Creek Fish Screen Removal (92001248)
Reappropriation:
State Building Construction Account—State \$24,000
Prior Biennia (Expenditures)..... \$41,000
Future Biennia (Projected Costs)..... \$0
TOTAL \$65,000

NEW SECTION. Sec. 6458. FOR THE DEPARTMENT OF NATURAL RESOURCES

Port Angeles Storm Water Repair (40000015)
Reappropriation:
Model Toxics Control Stormwater Account—State \$1,134,000
Prior Biennia (Expenditures)..... \$86,000
Future Biennia (Projected Costs)..... \$0
TOTAL \$1,220,000

NEW SECTION. Sec. 6459. FOR THE DEPARTMENT OF NATURAL RESOURCES

Airway Heights Facility Replacement (40000025)
Reappropriation:
State Building Construction Account—State \$3,462,000
Prior Biennia (Expenditures)..... \$738,000
Future Biennia (Projected Costs)..... \$0
TOTAL \$4,200,000

NEW SECTION. Sec. 6460. FOR THE DEPARTMENT OF NATURAL RESOURCES

Omak Consolidation, Expansion and Relocation (40000033)
Reappropriation:
State Building Construction Account—State \$93,000
Prior Biennia (Expenditures)..... \$15,000
Future Biennia (Projected Costs)..... \$0
TOTAL \$108,000

NEW SECTION. Sec. 6461. FOR THE DEPARTMENT OF NATURAL RESOURCES

Teanaway (40000038)
Reappropriation:
State Building Construction Account—State \$592,000
Prior Biennia (Expenditures)..... \$1,264,000
Future Biennia (Projected Costs)..... \$0
TOTAL \$1,856,000

NEW SECTION. Sec. 6462. FOR THE DEPARTMENT OF NATURAL RESOURCES

Land Acquisition Grants (40000039)
Reappropriation:
General Fund—Federal \$12,537,000
Prior Biennia (Expenditures)..... \$5,463,000
Future Biennia (Projected Costs)..... \$0
TOTAL \$18,000,000

NEW SECTION. Sec. 6463. FOR THE DEPARTMENT OF NATURAL RESOURCES

Forest Hazard Reduction (40000049)
The reappropriation in this section is subject to the following conditions and limitations: The reappropriation is subject to the provisions of section 3292, chapter 413, Laws of 2019.

Reappropriation:
State Building Construction Account—State \$2,190,000
Prior Biennia (Expenditures)..... \$12,010,000
Future Biennia (Projected Costs)..... \$0
TOTAL \$14,200,000

NEW SECTION. Sec. 6464. FOR THE DEPARTMENT OF NATURAL RESOURCES

Grouse Ridge Fish Barriers & RMAP Compliance (40000056)
Reappropriation:
State Building Construction Account—State \$227,000
Prior Biennia (Expenditures)..... \$4,748,000
Future Biennia (Projected Costs)..... \$0
TOTAL \$4,975,000

NEW SECTION. Sec. 6465. FOR THE DEPARTMENT OF NATURAL RESOURCES

Emergent Environmental Mitigation Projects (40000058)
 Reappropriation:
 Forest Development Account—State.....\$67,000
 Model Toxics Control Capital Account—State\$421,000
 Resource Management Cost Account—State\$68,000
 Subtotal Reappropriation\$556,000
 Prior Biennia (Expenditures)\$554,000
 Future Biennia (Projected Costs)\$0
 TOTAL\$1,110,000

NEW SECTION. Sec. 6466. FOR THE DEPARTMENT OF NATURAL RESOURCES

2021-23 Minor Works Preservation (40000070)
 The reappropriation in this section is subject to the following conditions and limitations: The reappropriation is subject to the provisions of section 3072, chapter 296, Laws of 2022.
 Reappropriation:
 State Building Construction Account—State.....\$1,804,000
 Prior Biennia (Expenditures)\$1,318,000
 Future Biennia (Projected Costs)\$0
 TOTAL\$3,122,000

NEW SECTION. Sec. 6467. FOR THE DEPARTMENT OF NATURAL RESOURCES

Webster Nursery Seed Plant Replacement (40000073)
 Reappropriation:
 State Building Construction Account—State.....\$113,000
 Prior Biennia (Expenditures)\$107,000
 Future Biennia (Projected Costs)\$0
 TOTAL\$220,000

NEW SECTION. Sec. 6468. FOR THE DEPARTMENT OF NATURAL RESOURCES

2021-23 Community Forests (40000074)
 The reappropriation in this section is subject to the following conditions and limitations: The reappropriation is subject to the provisions of section 3323, chapter 332, Laws of 2021.
 Reappropriation:
 State Building Construction Account—State.....\$200,000
 Prior Biennia (Expenditures)\$0
 Future Biennia (Projected Costs)\$0
 TOTAL\$200,000

NEW SECTION. Sec. 6469. FOR THE DEPARTMENT OF NATURAL RESOURCES

2021-23 Forestry Riparian Easement Program (40000077)
 Reappropriation:
 State Building Construction Account—State.....\$5,146,000
 Prior Biennia (Expenditures)\$854,000
 Future Biennia (Projected Costs)\$0
 TOTAL\$6,000,000

NEW SECTION. Sec. 6470. FOR THE DEPARTMENT OF NATURAL RESOURCES

2021-23 Puget Sound Corps (40000079)
 The reappropriation in this section is subject to the following conditions and limitations: The reappropriation is subject to the provisions of section 3326, chapter 332, Laws of 2021.
 Reappropriation:
 State Building Construction Account—State.....\$1,607,000
 Prior Biennia (Expenditures)\$2,393,000
 Future Biennia (Projected Costs)\$0
 TOTAL\$4,000,000

NEW SECTION. Sec. 6471. FOR THE DEPARTMENT OF NATURAL RESOURCES

2021-23 Rivers and Habitat Open Space Program (40000081)
 The reappropriation in this section is subject to the following conditions and limitations: The reappropriation is subject to the

provisions of section 3327, chapter 332, Laws of 2021.
 Reappropriation:
 State Building Construction Account—State\$1,409,000
 Prior Biennia (Expenditures)\$10,000
 Future Biennia (Projected Costs)\$0
 TOTAL\$1,419,000

NEW SECTION. Sec. 6472. FOR THE DEPARTMENT OF NATURAL RESOURCES

Rural Broadband Investment (40000082)
 The reappropriation in this section is subject to the following conditions and limitations: The reappropriation is subject to the provisions of section 3073, chapter 296, Laws of 2022.
 Reappropriation:
 State Building Construction Account—State\$1,854,000
 Prior Biennia (Expenditures)\$146,000
 Future Biennia (Projected Costs)\$0
 TOTAL\$2,000,000

NEW SECTION. Sec. 6473. FOR THE DEPARTMENT OF NATURAL RESOURCES

2021-23 Structurally Deficient Bridges (40000086)
 The reappropriation in this section is subject to the following conditions and limitations: The reappropriation is subject to the provisions of section 3066, chapter 296, Laws of 2022.
 Reappropriation:
 State Building Construction Account—State\$693,000
 Prior Biennia (Expenditures)\$357,000
 Future Biennia (Projected Costs)\$0
 TOTAL\$1,050,000

NEW SECTION. Sec. 6474. FOR THE DEPARTMENT OF NATURAL RESOURCES

2021-23 Sustainable Recreation (40000088)
 The reappropriation in this section is subject to the following conditions and limitations: The reappropriation is subject to the provisions of section 3299, chapter 332, Laws of 2021.
 Reappropriation:
 State Building Construction Account—State\$2,072,000
 Prior Biennia (Expenditures)\$1,176,000
 Future Biennia (Projected Costs)\$0
 TOTAL\$3,248,000

NEW SECTION. Sec. 6475. FOR THE DEPARTMENT OF NATURAL RESOURCES

2021-23 Forest Legacy (40000090)
 Reappropriation:
 General Fund—Federal\$17,000,000
 Prior Biennia (Expenditures)\$0
 Future Biennia (Projected Costs)\$0
 TOTAL\$17,000,000

NEW SECTION. Sec. 6476. FOR THE DEPARTMENT OF NATURAL RESOURCES

2021-23 Land Acquisition Grants (40000091)
 Reappropriation:
 General Fund—Federal\$10,000,000
 Prior Biennia (Expenditures)\$0
 Future Biennia (Projected Costs)\$0
 TOTAL\$10,000,000

NEW SECTION. Sec. 6477. FOR THE DEPARTMENT OF NATURAL RESOURCES

2021-23 Road Maintenance and Abandonment Planning (40000092)
 The reappropriation in this section is subject to the following conditions and limitations: The reappropriation is subject to the provisions of section 3303, chapter 332, Laws of 2021.
 Reappropriation:
 State Building Construction Account—State\$1,067,000
 Prior Biennia (Expenditures)\$811,000

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Future Biennia (Projected Costs)	\$0
TOTAL	\$1,878,000

NEW SECTION. Sec. 6478. FOR THE DEPARTMENT OF NATURAL RESOURCES

2021-23 Natural Areas Facilities Preservation and Access (40000093)

The reappropriation in this section is subject to the following conditions and limitations: The reappropriation is subject to the provisions of section 3304, chapter 332, Laws of 2021.

Reappropriation:

State Building Construction Account—State.....	\$3,136,000
Prior Biennia (Expenditures)	\$869,000
Future Biennia (Projected Costs)	\$0
TOTAL	\$4,005,000

NEW SECTION. Sec. 6479. FOR THE DEPARTMENT OF NATURAL RESOURCES

Forestry Riparian Easement Program from Operating (40000376)

Reappropriation:

Salmon Recovery Account—State.....	\$4,999,000
Prior Biennia (Expenditures)	\$1,000
Future Biennia (Projected Costs)	\$0
TOTAL	\$5,000,000

NEW SECTION. Sec. 6480. FOR THE DEPARTMENT OF NATURAL RESOURCES

Port of Willapa Harbor Energy Innovation District Grant (91000099)

Reappropriation:

State Building Construction Account—State.....	\$1,400,000
Prior Biennia (Expenditures)	\$100,000
Future Biennia (Projected Costs)	\$0
TOTAL	\$1,500,000

NEW SECTION. Sec. 6481. FOR THE DEPARTMENT OF NATURAL RESOURCES

DNR and Camp Colman Collaboration (92000037)

The reappropriation in this section is subject to the following conditions and limitations: The reappropriation is subject to the provisions of section 3074, chapter 296, Laws of 2022.

Reappropriation:

State Building Construction Account—State.....	\$459,000
Prior Biennia (Expenditures)	\$511,000
Future Biennia (Projected Costs)	\$0
TOTAL	\$970,000

NEW SECTION. Sec. 6482. FOR THE DEPARTMENT OF NATURAL RESOURCES

Camp Colman Cabin Preservation and Upgrades (92000039)

The reappropriation in this section is subject to the following conditions and limitations: The reappropriation is subject to the provisions of section 3075, chapter 296, Laws of 2022.

Reappropriation:

State Building Construction Account—State.....	\$1,400,000
Prior Biennia (Expenditures)	\$0
Future Biennia (Projected Costs)	\$0
TOTAL	\$1,400,000

NEW SECTION. Sec. 6483. FOR THE DEPARTMENT OF AGRICULTURE

2021-23 WA State Fairs Health and Safety Grants (92000005)

Reappropriation:

State Building Construction Account—State.....	\$4,695,000
Prior Biennia (Expenditures)	\$3,310,000
Future Biennia (Projected Costs)	\$0
TOTAL	\$8,005,000

NEW SECTION. Sec. 6484. FOR THE COMMUNITY AND TECHNICAL COLLEGE SYSTEM

Grays Harbor College: Student Services and Instructional

Building (30000127)

Reappropriation:

State Building Construction Account—State	\$31,008,000
Prior Biennia (Expenditures).....	\$17,169,000
Future Biennia (Projected Costs).....	\$0
TOTAL.....	\$48,177,000

NEW SECTION. Sec. 6485. FOR THE COMMUNITY AND TECHNICAL COLLEGE SYSTEM

Clark College: North County Satellite (30000135)

Reappropriation:

State Building Construction Account—State	\$56,514,000
Prior Biennia (Expenditures).....	\$2,404,000
Future Biennia (Projected Costs).....	\$0
TOTAL.....	\$58,918,000

NEW SECTION. Sec. 6486. FOR THE COMMUNITY AND TECHNICAL COLLEGE SYSTEM

Olympic Innovation and Technology Learning Center (40000103)

Reappropriation:

State Building Construction Account—State	\$2,329,000
Prior Biennia (Expenditures).....	\$223,000
Future Biennia (Projected Costs).....	\$0
TOTAL.....	\$2,552,000

NEW SECTION. Sec. 6487. FOR THE COMMUNITY AND TECHNICAL COLLEGE SYSTEM

Lower Columbia: Center for Vocational and Transitional Studies (40000106)

Reappropriation:

State Building Construction Account—State	\$2,556,000
Prior Biennia (Expenditures).....	\$650,000
Future Biennia (Projected Costs).....	\$0
TOTAL.....	\$3,206,000

NEW SECTION. Sec. 6488. FOR THE COMMUNITY AND TECHNICAL COLLEGE SYSTEM

Everett Community College: Learning Resource Center (30000136)

Reappropriation:

State Building Construction Account—State	\$12,939,000
Prior Biennia (Expenditures).....	\$39,160,000
Future Biennia (Projected Costs).....	\$0
TOTAL.....	\$52,099,000

NEW SECTION. Sec. 6489. FOR THE COMMUNITY AND TECHNICAL COLLEGE SYSTEM

Whatcom Community College: Learning Commons (30000138)

Reappropriation:

State Building Construction Account—State	\$5,396,000
Prior Biennia (Expenditures).....	\$31,378,000
Future Biennia (Projected Costs).....	\$0
TOTAL.....	\$36,774,000

NEW SECTION. Sec. 6490. FOR THE COMMUNITY AND TECHNICAL COLLEGE SYSTEM

Spokane: Main Building South Wing Renovation (30000982)

The reappropriation in this section is subject to the following conditions and limitations: The reappropriation is subject to the provisions of section 5025, chapter 298, Laws of 2018.

Reappropriation:

State Building Construction Account—State	\$126,000
Prior Biennia (Expenditures).....	\$28,380,000
Future Biennia (Projected Costs).....	\$0
TOTAL.....	\$28,506,000

NEW SECTION. Sec. 6491. FOR THE COMMUNITY AND TECHNICAL COLLEGE SYSTEM

Highline: Health and Life Sciences (30000983)

Reappropriation:

State Building Construction Account—State.....\$565,000
 Prior Biennia (Expenditures)\$26,588,000
 Future Biennia (Projected Costs)\$0
 TOTAL\$27,153,000

NEW SECTION. Sec. 6492. FOR THE COMMUNITY AND TECHNICAL COLLEGE SYSTEM

Wenatchee Valley: Wells Hall Replacement (30000985)
 Reappropriation:
 State Building Construction Account—State.....\$2,974,000
 Prior Biennia (Expenditures)\$29,397,000
 Future Biennia (Projected Costs)\$0
 TOTAL\$32,371,000

NEW SECTION. Sec. 6493. FOR THE COMMUNITY AND TECHNICAL COLLEGE SYSTEM

Olympic: Shop Building Renovation (30000986)
 Reappropriation:
 State Building Construction Account—State.....\$7,716,000
 Prior Biennia (Expenditures)\$889,000
 Future Biennia (Projected Costs)\$0
 TOTAL\$8,605,000

NEW SECTION. Sec. 6494. FOR THE COMMUNITY AND TECHNICAL COLLEGE SYSTEM

Pierce Fort Steilacoom: Cascade Building Renovation - Phase 3 (30000987)
 Reappropriation:
 State Building Construction Account—State.....\$7,923,000
 Prior Biennia (Expenditures)\$27,177,000
 Future Biennia (Projected Costs)\$0
 TOTAL\$35,100,000

NEW SECTION. Sec. 6495. FOR THE COMMUNITY AND TECHNICAL COLLEGE SYSTEM

South Seattle: Automotive Technology Renovation and Expansion (30000988)
 Reappropriation:
 State Building Construction Account—State.....\$1,444,000
 Prior Biennia (Expenditures)\$24,433,000
 Future Biennia (Projected Costs)\$0
 TOTAL\$25,877,000

NEW SECTION. Sec. 6496. FOR THE COMMUNITY AND TECHNICAL COLLEGE SYSTEM

Bates: Medical Mile Health Science Center (30000989)
 Reappropriation:
 State Building Construction Account—State.....\$7,000
 Prior Biennia (Expenditures)\$44,059,000
 Future Biennia (Projected Costs)\$0
 TOTAL\$44,066,000

NEW SECTION. Sec. 6497. FOR THE COMMUNITY AND TECHNICAL COLLEGE SYSTEM

Shoreline: Allied Health, Science & Manufacturing Replacement (30000990)
 Reappropriation:
 State Building Construction Account—State.....\$22,590,000
 Prior Biennia (Expenditures)\$24,850,000
 Future Biennia (Projected Costs)\$0
 TOTAL\$47,440,000

NEW SECTION. Sec. 6498. FOR THE COMMUNITY AND TECHNICAL COLLEGE SYSTEM

North Seattle Library Building Renovation (30001451)
 Reappropriation:
 State Building Construction Account—State.....\$12,626,000
 Prior Biennia (Expenditures)\$21,341,000
 Future Biennia (Projected Costs)\$0
 TOTAL\$33,967,000

NEW SECTION. Sec. 6499. FOR THE COMMUNITY AND TECHNICAL COLLEGE SYSTEM

Walla Walla Science and Technology Building Replacement (30001452)
 Reappropriation:
 State Building Construction Account—State\$638,000
 Prior Biennia (Expenditures)\$10,001,000
 Future Biennia (Projected Costs)\$0
 TOTAL\$10,639,000

NEW SECTION. Sec. 6500. FOR THE COMMUNITY AND TECHNICAL COLLEGE SYSTEM

Spokane Falls: Fine and Applied Arts Replacement (30001458)
 The reappropriation in this section is subject to the following conditions and limitations: The reappropriation is subject to the provisions of section 5140, chapter 332, Laws of 2021.

Reappropriation:
 State Building Construction Account—State\$22,806,000
 Prior Biennia (Expenditures)\$19,363,000
 Future Biennia (Projected Costs)\$0
 TOTAL\$42,169,000

NEW SECTION. Sec. 6501. FOR THE COMMUNITY AND TECHNICAL COLLEGE SYSTEM

Spokane: Apprenticeship Center (40000107)
 Reappropriation:
 State Building Construction Account—State\$3,064,000
 Prior Biennia (Expenditures)\$304,000
 Future Biennia (Projected Costs)\$0
 TOTAL\$3,368,000

NEW SECTION. Sec. 6502. FOR THE COMMUNITY AND TECHNICAL COLLEGE SYSTEM

Centralia: Teacher Education and Family Development Center (40000109)
 Reappropriation:
 State Building Construction Account—State\$1,447,000
 Prior Biennia (Expenditures)\$821,000
 Future Biennia (Projected Costs)\$0
 TOTAL\$2,268,000

NEW SECTION. Sec. 6503. FOR THE COMMUNITY AND TECHNICAL COLLEGE SYSTEM

Skagit: Library/Culinary Arts Building (40000110)
 Reappropriation:
 State Building Construction Account—State\$2,052,000
 Prior Biennia (Expenditures)\$205,000
 Future Biennia (Projected Costs)\$0
 TOTAL\$2,257,000

NEW SECTION. Sec. 6504. FOR THE COMMUNITY AND TECHNICAL COLLEGE SYSTEM

Edmonds: Triton Learning Commons (40000114)
 Reappropriation:
 State Building Construction Account—State\$2,647,000
 Prior Biennia (Expenditures)\$1,009,000
 Future Biennia (Projected Costs)\$0
 TOTAL\$3,656,000

NEW SECTION. Sec. 6505. FOR THE COMMUNITY AND TECHNICAL COLLEGE SYSTEM

Bellevue: Center for Transdisciplinary Learning and Innovation (40000168)
 Reappropriation:
 State Building Construction Account—State\$41,749,000
 Prior Biennia (Expenditures)\$1,032,000
 Future Biennia (Projected Costs)\$0
 TOTAL\$42,781,000

NEW SECTION. Sec. 6506. FOR THE COMMUNITY AND TECHNICAL COLLEGE SYSTEM

Renton: Health Sciences Center (40000204)
 Reappropriation:

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State Building Construction Account—State.....	\$3,721,000
Prior Biennia (Expenditures)	\$276,000
Future Biennia (Projected Costs)	\$0
TOTAL	\$3,997,000

NEW SECTION. Sec. 6507. FOR THE COMMUNITY AND TECHNICAL COLLEGE SYSTEM

Cascadia: CC5 Gateway building (40000222)

Reappropriation:

State Building Construction Account—State.....	\$2,803,000
Prior Biennia (Expenditures)	\$293,000
Future Biennia (Projected Costs)	\$0
TOTAL	\$3,096,000

NEW SECTION. Sec. 6508. FOR THE COMMUNITY AND TECHNICAL COLLEGE SYSTEM

Pierce Puyallup: STEM building (40000293)

Reappropriation:

State Building Construction Account—State.....	\$37,731,000
Prior Biennia (Expenditures)	\$4,238,000
Future Biennia (Projected Costs)	\$0
TOTAL	\$41,969,000

NEW SECTION. Sec. 6509. FOR THE COMMUNITY AND TECHNICAL COLLEGE SYSTEM

Minor Works - Infrastructure (40000431)

The reappropriation in this section is subject to the following conditions and limitations: The reappropriation is subject to the provisions of section 5037, chapter 296, Laws of 2022.

Reappropriation:

State Building Construction Account—State.....	\$6,885,000
Prior Biennia (Expenditures)	\$1,632,000
Future Biennia (Projected Costs)	\$0
TOTAL	\$8,517,000

NEW SECTION. Sec. 6510. FOR THE COMMUNITY AND TECHNICAL COLLEGE SYSTEM

Pierce College Olympic South Asbestos Abatement and Restoration (40000516)

Reappropriation:

State Building Construction Account—State.....	\$9,176,000
Prior Biennia (Expenditures)	\$3,983,000
Future Biennia (Projected Costs)	\$0
TOTAL	\$13,159,000

NEW SECTION. Sec. 6511. FOR THE SUPERINTENDENT OF PUBLIC INSTRUCTION

2013-15 School Construction Assistance Program - Maintenance (30000145)

The reappropriation in this section is subject to the following conditions and limitations: The reappropriation is subject to the provisions of section 5001, chapter 35, Laws of 2016 sp. sess.

Reappropriation:

State Building Construction Account—State.....	\$1,473,000
Prior Biennia (Expenditures)	\$385,853,000
Future Biennia (Projected Costs)	\$0
TOTAL	\$387,326,000

NEW SECTION. Sec. 6512. FOR THE SUPERINTENDENT OF PUBLIC INSTRUCTION

2015-17 School Construction Assistance Program (30000169)

The reappropriation in this section is subject to the following conditions and limitations: The reappropriation is subject to the provisions of section 5013, chapter 3, Laws of 2015 3rd sp. sess.

Reappropriation:

Common School Construction Fund—State.....	\$94,555,000
Prior Biennia (Expenditures)	\$551,301,000
Future Biennia (Projected Costs)	\$0
TOTAL	\$645,856,000

NEW SECTION. Sec. 6513. FOR THE SUPERINTENDENT OF PUBLIC INSTRUCTION

Tri-Tech Skill Center - Core Growth (30000197)

The reappropriation in this section is subject to the following conditions and limitations: The reappropriation is subject to the provisions of section 5004, chapter 2, Laws of 2018.

Reappropriation:

State Building Construction Account—State	\$46,000
Prior Biennia (Expenditures).....	\$10,761,000
Future Biennia (Projected Costs).....	\$0
TOTAL.....	\$10,807,000

NEW SECTION. Sec. 6514. FOR THE SUPERINTENDENT OF PUBLIC INSTRUCTION

2017-19 School Construction Assistance Program (40000003)

The reappropriations in this section are subject to the following conditions and limitations: The reappropriations are subject to the provisions of section 5003, chapter 298, Laws of 2018.

Reappropriation:

Common School Construction Fund—State	\$48,232,000
State Building Construction Account—State	\$1,581,000
Subtotal Reappropriation.....	\$49,813,000
Prior Biennia (Expenditures).....	\$898,937,000
Future Biennia (Projected Costs).....	\$0
TOTAL.....	\$948,750,000

NEW SECTION. Sec. 6515. FOR THE SUPERINTENDENT OF PUBLIC INSTRUCTION

2019-21 School Construction Assistance Program - Maintenance Lvl (40000013)

The reappropriations in this section are subject to the following conditions and limitations: The reappropriations are subject to the provisions of section 6040, chapter 332, Laws of 2021.

Reappropriation:

Common School Construction Fund—State	\$95,148,000
State Building Construction Account—State	\$2,377,000
Subtotal Reappropriation.....	\$97,525,000
Prior Biennia (Expenditures).....	\$924,317,000
Future Biennia (Projected Costs).....	\$0
TOTAL.....	\$1,021,842,000

Reappropriation:

State Building Construction Account—State	\$46,000
Prior Biennia (Expenditures).....	\$10,761,000
Future Biennia (Projected Costs).....	\$0
TOTAL.....	\$10,807,000

NEW SECTION. Sec. 6516. FOR THE SUPERINTENDENT OF PUBLIC INSTRUCTION

School District Health and Safety 2019-21 (40000019)

The reappropriation in this section is subject to the following conditions and limitations: The reappropriation is subject to the provisions of section 5016, chapter 413, Laws of 2019.

Reappropriation:

State Building Construction Account—State	\$110,000
Prior Biennia (Expenditures).....	\$5,836,000
Future Biennia (Projected Costs).....	\$0
TOTAL.....	\$5,946,000

NEW SECTION. Sec. 6517. FOR THE SUPERINTENDENT OF PUBLIC INSTRUCTION

Skills Centers Minor Works (40000023)

Reappropriation:

State Building Construction Account—State	\$368,000
Prior Biennia (Expenditures).....	\$2,632,000
Future Biennia (Projected Costs).....	\$0
TOTAL.....	\$3,000,000

NEW SECTION. Sec. 6518. FOR THE SUPERINTENDENT OF PUBLIC INSTRUCTION

2021-23 School Construction Assistance Program (40000034)

The reappropriations in this section are subject to the following conditions and limitations: The reappropriations are subject to the provisions of section 7061 of this act.

Reappropriation:

Common School Construction Fund—State	\$28,690,000
Common School Construction Fund—Federal....	\$2,927,000
State Building Construction Account—State ..	\$270,684,000

Subtotal Reappropriation	\$302,301,000
Prior Biennia (Expenditures)	\$133,127,000
Future Biennia (Projected Costs)	\$0
TOTAL	\$435,428,000

NEW SECTION. Sec. 6519. FOR THE SUPERINTENDENT OF PUBLIC INSTRUCTION

2021-23 Small District and Tribal Compact Schools Modernization (40000039)

The reappropriation in this section is subject to the following conditions and limitations: The reappropriation is subject to the provisions of section 5005, chapter 296, Laws of 2022.

Reappropriation:

State Building Construction Account—State.....	\$25,727,000
Prior Biennia (Expenditures)	\$16,386,000
Future Biennia (Projected Costs)	\$0
TOTAL	\$42,113,000

NEW SECTION. Sec. 6520. FOR THE SUPERINTENDENT OF PUBLIC INSTRUCTION

2021-23 Skills Centers Minor Works (40000040)

The reappropriation in this section is subject to the following conditions and limitations: The reappropriation is subject to the provisions of section 5006, chapter 296, Laws of 2022.

Reappropriation:

State Building Construction Account—State.....	\$3,350,000
Prior Biennia (Expenditures)	\$38,000
Future Biennia (Projected Costs)	\$0
TOTAL	\$3,388,000

NEW SECTION. Sec. 6521. FOR THE SUPERINTENDENT OF PUBLIC INSTRUCTION

Pierce County Skills Center - Evergreen Building Modernization (40000048)

Reappropriation:

State Building Construction Account—State.....	\$9,597,000
Prior Biennia (Expenditures)	\$233,000
Future Biennia (Projected Costs)	\$0
TOTAL	\$9,830,000

NEW SECTION. Sec. 6522. FOR THE SUPERINTENDENT OF PUBLIC INSTRUCTION

Seattle Public Schools Skills Center - Rainier Beach High School (40000050)

Reappropriation:

State Building Construction Account—State.....	\$300,000
Prior Biennia (Expenditures)	\$0
Future Biennia (Projected Costs)	\$0
TOTAL	\$300,000

NEW SECTION. Sec. 6523. FOR THE SUPERINTENDENT OF PUBLIC INSTRUCTION

Puget Sound Skills Center Preservation (40000051)

Reappropriation:

State Building Construction Account—State.....	\$1,024,000
Prior Biennia (Expenditures)	\$0
Future Biennia (Projected Costs)	\$0
TOTAL	\$1,024,000

NEW SECTION. Sec. 6524. FOR THE SUPERINTENDENT OF PUBLIC INSTRUCTION

2021-23 School District Health and Safety (40000052)

The reappropriations in this section are subject to the following conditions and limitations: The reappropriations are subject to the provisions of section 5007, chapter 296, Laws of 2022.

Reappropriation:

Common School Construction Fund—State.....	\$1,553,000
State Building Construction Account—State.....	\$3,393,000
Subtotal Reappropriation	\$4,946,000
Prior Biennia (Expenditures)	\$3,947,000
Future Biennia (Projected Costs)	\$0

TOTAL.....	\$8,893,000
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NEW SECTION. Sec. 6525. FOR THE SUPERINTENDENT OF PUBLIC INSTRUCTION

2021-23 Career Preparation and Launch Grants (40000056)

The reappropriation in this section is subject to the following conditions and limitations: The reappropriation is subject to the provisions of section 5025, chapter 332, Laws of 2021.

Reappropriation:

Common School Construction Fund—State	\$694,000
Prior Biennia (Expenditures)	\$1,306,000
Future Biennia (Projected Costs).....	\$0
TOTAL.....	\$2,000,000

NEW SECTION. Sec. 6526. FOR THE SUPERINTENDENT OF PUBLIC INSTRUCTION

2021-23 Healthy Kids-Healthy Schools: Physical Health & Nutrition (91000464)

The reappropriation in this section is subject to the following conditions and limitations: The reappropriation is subject to the provisions of section 5016, chapter 332, Laws of 2021.

Reappropriation:

Common School Construction Account—State ..	\$1,421,000
Prior Biennia (Expenditures).....	\$1,579,000
Future Biennia (Projected Costs).....	\$0
TOTAL.....	\$3,000,000

NEW SECTION. Sec. 6527. FOR THE SUPERINTENDENT OF PUBLIC INSTRUCTION

2021-23 Healthy Kids-Healthy Schools: Remediation of Lead (91000465)

The reappropriation in this section is subject to the following conditions and limitations: The reappropriation is subject to the provisions of section 5027, chapter 332, Laws of 2021.

Reappropriation:

Common School Construction Account—State	\$270,000
State Building Construction Account—State	\$3,112,000
Subtotal Reappropriation.....	\$3,382,000
Prior Biennia (Expenditures).....	\$216,000
Future Biennia (Projected Costs).....	\$0
TOTAL.....	\$3,598,000

NEW SECTION. Sec. 6528. FOR THE SUPERINTENDENT OF PUBLIC INSTRUCTION

Healthy Kids/Healthy Schools - T-12 Lighting (91000483)

The reappropriation in this section is subject to the following conditions and limitations: The reappropriation is subject to the provisions of section 5009, chapter 296, Laws of 2022.

Reappropriation:

State Building Construction Account—State	\$1,500,000
Prior Biennia (Expenditures).....	\$0
Future Biennia (Projected Costs).....	\$0
TOTAL.....	\$1,500,000

NEW SECTION. Sec. 6529. FOR THE SUPERINTENDENT OF PUBLIC INSTRUCTION

Pierce College at New Bethel High School (92000036)

The reappropriation in this section is subject to the following conditions and limitations: The reappropriation is subject to the provisions of section 5012, chapter 296, Laws of 2022.

Reappropriation:

State Building Construction Account—State	\$1,600,000
Prior Biennia (Expenditures).....	\$0
Future Biennia (Projected Costs).....	\$0
TOTAL.....	\$1,600,000

NEW SECTION. Sec. 6530. FOR THE SUPERINTENDENT OF PUBLIC INSTRUCTION

K-3 Class-size Reduction Grants (92000039)

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

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provisions of section 5023, chapter 413, Laws of 2019.

Reappropriation:

State Building Construction Account—State.....	\$3,842,000
Prior Biennia (Expenditures)	\$230,658,000
Future Biennia (Projected Costs)	\$0
TOTAL	\$234,500,000

NEW SECTION. Sec. 6531. FOR THE SUPERINTENDENT OF PUBLIC INSTRUCTION

Distressed Schools (92000041)
The reappropriation in this section is subject to the following conditions and limitations: The reappropriation is subject to the provisions of section 5004, chapter 356, Laws of 2020.

Reappropriation:

State Building Construction Account—State.....	\$674,000
Prior Biennia (Expenditures)	\$44,812,000
Future Biennia (Projected Costs)	\$0
TOTAL	\$45,486,000

NEW SECTION. Sec. 6532. FOR THE SUPERINTENDENT OF PUBLIC INSTRUCTION

2019-21 Small District Modernization Grants (92000139)
The reappropriation in this section is subject to the following conditions and limitations: The reappropriation is subject to the provisions of section 5003, chapter 356, Laws of 2020.

Reappropriation:

State Building Construction Account—State.....	\$1,128,000
Prior Biennia (Expenditures)	\$22,255,000
Future Biennia (Projected Costs)	\$0
TOTAL	\$23,383,000

NEW SECTION. Sec. 6533. FOR THE SUPERINTENDENT OF PUBLIC INSTRUCTION

2019-21 STEM Grants (92000140)
The reappropriation in this section is subject to the following conditions and limitations: The reappropriation is subject to the provisions of section 5029, chapter 413, Laws of 2019.

Reappropriation:

State Building Construction Account—State.....	\$32,000
Prior Biennia (Expenditures)	\$7,668,000
Future Biennia (Projected Costs)	\$0
TOTAL	\$7,700,000

NEW SECTION. Sec. 6534. FOR THE SUPERINTENDENT OF PUBLIC INSTRUCTION

2019-21 Distressed Schools (92000142)
The reappropriation in this section is subject to the following conditions and limitations: The reappropriation is subject to the provisions of section 5005, chapter 356, Laws of 2020.

Reappropriation:

State Building Construction Account—State.....	\$3,429,000
Prior Biennia (Expenditures)	\$22,508,000
Future Biennia (Projected Costs)	\$0
TOTAL	\$25,937,000

NEW SECTION. Sec. 6535. FOR THE SUPERINTENDENT OF PUBLIC INSTRUCTION

2019-21 School Seismic Safety Retrofit Program (92000148)
The reappropriation in this section is subject to the following conditions and limitations: The reappropriation is subject to the provisions of section 5006, chapter 356, Laws of 2020.

Reappropriation:

State Building Construction Account—State.....	\$6,511,000
Prior Biennia (Expenditures)	\$6,729,000
Future Biennia (Projected Costs)	\$0
TOTAL	\$13,240,000

NEW SECTION. Sec. 6536. FOR THE SUPERINTENDENT OF PUBLIC INSTRUCTION

2021-23 Distressed Schools (92000917)
The reappropriation in this section is subject to the following

conditions and limitations: The reappropriation is subject to the provisions of section 5010, chapter 296, Laws of 2022.

Reappropriation:

State Building Construction Account—State	\$20,276,000
Prior Biennia (Expenditures)	\$10,144,000
Future Biennia (Projected Costs)	\$0
TOTAL	\$30,420,000

NEW SECTION. Sec. 6537. FOR THE SUPERINTENDENT OF PUBLIC INSTRUCTION

2021-23 School Seismic Safety Grant Program (5933) (92000923)

The reappropriation in this section is subject to the following conditions and limitations: The reappropriation is subject to the provisions of section 5008, chapter 296, Laws of 2022.

Reappropriation:

State Building Construction Account—State ..	\$100,000,000
Prior Biennia (Expenditures)	\$0
Future Biennia (Projected Costs)	\$0
TOTAL	\$100,000,000

NEW SECTION. Sec. 6538. FOR THE SUPERINTENDENT OF PUBLIC INSTRUCTION

2022 Small District and Tribal Compact Schools Modernization (92000925)

The reappropriation in this section is subject to the following conditions and limitations: The reappropriation is subject to the provisions of section 5011, chapter 296, Laws of 2022.

Reappropriation:

State Building Construction Account—State	\$7,496,000
Prior Biennia (Expenditures)	\$116,000
Future Biennia (Projected Costs)	\$0
TOTAL	\$7,612,000

PART 7

SUPPLEMENTAL

Sec. 7001. 2021 c 332 s 1039 (uncodified) is amended to read as follows:

FOR THE DEPARTMENT OF COMMERCE
Rural Rehabilitation Loan Program (40000052)
Reappropriation:

State Taxable Building Construction Account—State	(\$4,986,000)
.....	<u>\$1,144,000</u>
Prior Biennia (Expenditures)	\$14,000
Future Biennia (Projected Costs)	\$0
TOTAL	(\$5,000,000)
.....	<u>\$1,158,000</u>

Sec. 7002. 2021 c 332 s 1041 (uncodified) is amended to read as follows:

FOR THE DEPARTMENT OF COMMERCE
2020 Local and Community Projects (40000116)
The reappropriation in this section is subject to the following conditions and limitations: The reappropriation is subject to the provisions of section (~~1011, chapter 356, Laws of 2020~~) 6007, chapter 332, Laws of 2021, except funding may not be directed to the Arivva Community Center.
Reappropriation:

State Building Construction Account—State(\$94,196,000)	<u>\$93,296,000</u>
Prior Biennia (Expenditures)	\$73,011,000
Future Biennia (Projected Costs)	\$0
TOTAL	(\$167,207,000)
.....	<u>\$166,307,000</u>

Sec. 7003. 2022 c 296 s 1021 (uncodified) is amended to read as follows:

FOR THE DEPARTMENT OF COMMERCE
2021-23 Rapid Capital Housing Acquisition (40000222)

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

(1) Except as provided in subsections (7) through (8) of this section, the appropriations in this section are provided solely for the department to issue competitive financial assistance to eligible organizations under RCW 43.185A.040 to acquire or rent real property for a rapid conversion into enhanced emergency shelters, permanent supportive housing, transitional housing, permanent housing, youth housing, drop-in center, or shelter for extremely low-income people, as well as individuals, families, unaccompanied youth, and young people experiencing sheltered and unsheltered homelessness. Amounts provided in this section may be also used for renovation and building update costs associated with establishment of the acquired or rented facilities. For youth housing, drop-in centers, and shelter projects, renovation of existing properties is an allowable activity. The department may only approve funding for projects resulting in increased shelter or housing capacity. Amounts provided in this section may not be used for operating or maintenance costs associated with providing housing, supportive services, or debt service.

(2) Funds may also be used for permanent financing for real estate acquired using other short term acquisition sources. To expand availability of permanent housing, financing of acquisition of unoccupied multifamily housing is a priority. Funds must also be provided specifically for the city of Seattle to move people experiencing unsheltered homelessness into safe spaces, including, but not limited to, tiny homes, hotels, enhanced emergency shelters, or other rapid housing alternatives.

(3) While emphasizing the rapid deployment of the amounts appropriated under this section to alleviate the immediate crisis of homelessness throughout the state, the department shall establish criteria for the issuance of the grants, during which time the property must be used for the express purpose of the grant. If the grantee is found to be out of compliance with provisions of the contract, the grantee shall repay to the state general fund the principal amount of the grant plus interest calculated at the rate of interest on state of Washington general obligation bonds issued on the date most close in time to the date of authorization of the grant. The criteria must include:

(a) The date upon which structural modifications or construction would begin and the anticipated date of completion of the project;

(b) A detailed estimate of the costs associated with the acquisition and any updates or improvements necessary to make the property habitable for its intended use;

(c) A detailed estimate of the costs associated with opening the beds or units; and

(d) A financial plan demonstrating the ability to maintain and operate the property and support its intended tenants throughout the end of the grant contract.

(4) The department must provide a progress report on its website by December 1, 2022. The report must include:

(a) The total number of applications and amount of funding requested; and

(b) A list and description of the projects approved for funding including state funding, total project cost, services anticipated to be provided, housing units, and anticipated completion date.

(5) The funding provided under this section is not subject to the 90-day application periods in RCW 43.185.070 or 43.185A.050. The department of commerce shall disperse funds to the city of Seattle and other qualifying applicants within 45 days of receipt of documentation from the applicant for qualifying uses and execution of any necessary contracts with the department in order to effect the purpose of rapid deployment of funds under this

section.

(6) If the department receives simultaneous applications for funding under this program, proposals that reach the greatest public benefit, as defined by the department, must be prioritized. For purposes of this subsection (6), "greatest public benefit" must include, but is not limited to:

(a) The greatest number of accommodations or increased shelter capacity that will benefit extremely low-income people, as well as individuals, families, and youth experiencing homelessness.

(b) Whether the project has federally funded rental assistance tied to it;

(c) The scarcity of the affordable housing or shelter capacity applied for compared to the number of available affordable housing units or shelter capacity in the same geographic location; and

(d) The program's established funding priorities under RCW 43.185.070(5).

(7) ~~(\$17,500,000)~~ \$18,400,000 of the state building construction account—state appropriation is provided solely for the following list of projects:

\$5,000,000 for the Tacoma Housing Authority affordable housing acquisition;

\$4,000,000 for the Keiro nursing home acquisition in Seattle;

~~(\$1,500,000)~~ \$2,400,000 for the Parkland(~~Spanaway~~ homeless) Next Chapter shelter;

\$2,000,000 for the Illahee Affordable Housing project in Bellevue; and

\$5,000,000 for the City of Seattle for the acquisition of the Clay Apartments in partnership with a low-income housing provider.

(8)(a) ~~(\$6,565,000 of the coronavirus state fiscal recovery account—federal appropriation and \$1,338,000)~~ \$7,903,000 of the state building construction account—state appropriation ~~(are)~~ is provided solely for the following list of youth housing projects identified by the office of homeless youth protection and prevention programs:

FYRE's Village: Housing Stability for Young Adults	
(Omak)	\$3,350,000
NWYS Young Adult Shelter Services (Bellingham)	\$438,000
OlyCap Pfeiffer House (Port Townsend)	\$127,000
Ryan's House for Youth Campus (Coupeville)....	\$1,015,000
Shelton Young Adult Transitional Housing (Shelton)	\$773,000
Volunteers of America Crosswalk 2.0 (Spokane)	\$2,200,000

(b) If funding provided in (a) of this subsection needs to be reallocated, the department shall consult with the office of homeless youth prevention and protection programs to identify other eligible youth housing projects.

(9) The department must ensure compliance with conditions of the federal coronavirus state fiscal recovery fund. All expenditures from the coronavirus state fiscal recovery account—federal appropriation in this section must be obligated by December 31, 2024.

Appropriation:	
State Building Construction Account—State((\$90,138,000))	
.....	<u>\$97,603,000</u>
Coronavirus State Fiscal Recovery Fund—Federal	
.....	(\$29,097,000)
.....	<u>\$22,532,000</u>
Subtotal Appropriation	(\$119,235,000)
.....	<u>\$120,135,000</u>
Prior Biennia (Expenditures)	\$0
Future Biennia (Projected Costs)	\$0
TOTAL	(\$119,235,000)
.....	<u>\$120,135,000</u>

Sec. 7004. 2021 c 332 s 1073 (uncodified) is amended to read

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as follows:

FOR THE DEPARTMENT OF COMMERCE

2021-23 Rural Rehabilitation Loan Program (40000223)

Appropriation:

State Taxable Building Construction Account—

State	(\$5,000,000)
.....	\$2,842,000
Prior Biennia (Expenditures)	\$0
Future Biennia (Projected Costs)	\$0
TOTAL	(\$5,000,000)
.....	\$2,842,000

Sec. 7005. 2022 c 296 s 1018 (uncodified) is amended to read as follows:

FOR THE DEPARTMENT OF COMMERCE

2021-23 Clean Energy V - Investing in Washington's Clean Energy (40000148)

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

(1) The appropriations in this section are provided solely for projects that provide a benefit to the public through development, demonstration, and deployment of clean energy technologies that save energy and reduce energy costs, reduce harmful air emissions, or increase energy independence for the state. Priority must be given to projects that benefit vulnerable populations and overburdened communities, including tribes and communities with high environmental or energy burdens.

(2) The 2021 state energy strategy must guide the department in the design of programs under this section, using an equity and environmental justice lens for program structure and participation. To the extent practicable, the department must prioritize projects that build upon Washington's existing strengths in communities, aerospace, maritime, information and communications technology (particularly data center infrastructure, artificial intelligence and machine learning), grid modernization, advanced materials, and decarbonizing the built environment.

(3) Subject to the availability of funds, the department must reconvene an advisory committee to support involvement of a broad range of stakeholders in the design and implementation of programs implemented under this section to encourage collaboration, leverage partners, and engage communities and organizations in improving the equitable distribution of benefits from the program.

(4) In soliciting and evaluating proposals, awarding contracts, and monitoring projects under this section, the department must:

(a) Ensure that competitive processes, rather than sole source contracting processes, are used to select all projects, except as otherwise noted in this section; and

(b) Conduct due diligence activities associated with the use of public funds including, but not limited to, oversight of the project selection process, project monitoring, and ensuring that all applications and contracts fully comply with all applicable laws including disclosure and conflict of interest statutes.

(5) During project solicitation periods for grants funded with this appropriation, the department must maintain a list of applicants by grant program that scored competitively but did not receive a grant award due to lack of available funding. These applicants must be considered for funding during future grant award cycles. If the department submits a 2022 supplemental budget request for this program, the request must include a list of prioritized projects by grant type.

(6)(a) Pursuant to chapter 42.52 RCW, the ethics in public service act, the department must require a project applicant to identify in application materials any state of Washington employees or former state employees employed by the firm or on

the firm's governing board during the past 24 months. Application materials must identify the individual by name, the agency previously or currently employing the individual, job title or position held, and separation date. If it is determined by the department that a conflict of interest exists, the applicant may be disqualified from further consideration for award of funding.

(b) If the department finds, after due notice and examination, that there is a violation of chapter 42.52 RCW, or any similar statute involving a grantee who received funding under this section, either in procuring or performing under the grant, the department in its sole discretion may terminate the funding grant by written notice. If the grant is terminated, the department must reserve its right to pursue all available remedies under law to address the violation.

(7) The requirements in subsections (4) and (6) of this section must be specified in funding agreements issued by the department.

(8) \$17,594,000 of the state building construction account—state appropriation is provided solely for grid modernization grants.

(a)(i) \$11,000,000 is provided solely for projects that: Advance community resilience, clean and renewable energy technologies and transmission and distribution control systems; support integration of renewable energy sources, deployment of distributed energy resources and sustainable microgrids; and support state decarbonization goals pursuant to the clean energy transformation act, including requirements placed upon retail electric utilities.

(ii) Projects must be implemented by community organizations, local governments, federally recognized tribal governments, or by public and private electrical utilities that serve retail customers in the state (retail electric utilities). Projects submitted by applicants other than retail electric utilities must demonstrate partnership with their load serving entity to apply. Priority must be given to:

(A) Projects that benefit vulnerable populations, including tribes and communities with high environmental or energy burden; and

(B) Projects that demonstrate partnerships between eligible applicants in applying for funding, including utilities, public and private sector research organizations, businesses, tribes, and nonprofit organizations.

(iii) The department shall develop a grant application process to competitively select projects for grant awards, to include scoring conducted by a group of qualified experts with application of criteria specified by the department. In development of the application criteria, the department shall, to the extent possible, develop program guidelines that encourage smaller utilities or consortia of small utilities to apply for funding. Where suitable, this may include funding for projects consisting solely of planning, predesign and/or predevelopment activities.

(iv) Applications for grants must disclose all sources of public funds invested in a project.

(b) \$3,550,000 of the appropriation in this section is provided solely for a grant to the Public Utility District No. 1 of Lewis county for land acquisition and construction of the Winlock Industrial Park and South County Substation and Transmission facility, located on North Military Road in Winlock.

(c) \$3,044,000 of the appropriation in this section is provided solely for a grant to the Klickitat County Public Hospital District #1 for the Electrical Upgrade and Smart Grid project at the Klickitat Valley Health Hospital in Goldendale.

(9) \$10,830,000 of the state building construction account—state appropriation is provided solely for grants for strategic research and development for new and emerging clean energy

technologies. These grants must be used to match federal or other nonstate funds to research, develop, and demonstrate clean energy technologies, focusing on areas that help develop technologies to meet the state's climate goals, offer opportunities for economic and job growth, and strengthen technology supply chains. The program may include, but is not limited to: Solar technologies, advanced bioenergy and biofuels, development of new earth abundant materials or lightweight materials, advanced energy storage, recycling energy system components, and new renewable energy and energy efficiency technologies.

(a) \$5,000,000 of the appropriation in this section is provided solely for competitive grants.

(b) \$4,800,000 of the appropriation in this section is provided solely for a grant to the Pacific Northwest National Laboratory for a renewable energy platform to support ocean energy research and development testbeds for the Marine and Coastal Research Laboratory in Sequim.

(c) \$1,030,000 of the appropriation in this section is provided solely for a grant to the Chelan County Public Utility District for the hydroelectric turbine hub project at Rocky Reach dam near Wenatchee.

(10)(a) \$2,500,000 of the state taxable building construction account—state appropriation is provided solely as grants to nonprofit lenders to create a revolving loan fund to support the widespread use of proven energy efficiency and renewable energy technologies by households, or for the benefit of households, with high energy burden or environmental health risk now inhibited by lack of access to capital.

(b) The department shall provide grant funds to one or more competitively selected nonprofit lenders that must provide matching private capital and administer the loan fund. The department shall select the loan fund administrator or administrators through a competitive process, with scoring conducted by a group of qualified experts, applying criteria specified by the department.

(c) The department must establish guidelines that specify applicant eligibility, the screening process, and evaluation and selection criteria. The guidelines must be used by the nonprofit lenders.

(11) \$5,550,000 of the state building construction account—state appropriation is provided solely for grants to demonstrate innovative approaches to electrification of transportation systems.

(a)(i) \$3,000,000 of the appropriation is provided solely for competitive grants, prioritizing projects that:

(A) Demonstrate meaningful and enduring benefits to communities and populations disproportionately burdened by air pollution, climate change, or lack of transportation investments;

(B) Beneficially integrate load using behavioral, software, hardware, or other demand-side management technologies, such as demand response, time-of-use rates, or behavioral programming;

(C) Accelerate the transportation electrification market in Washington using market transformation principles; or

(D) Develop electric vehicle charging and hydrogen fueling infrastructure along highways, freeways, and other heavily trafficked corridors across the state to support long-distance travel.

(ii) Projects must be implemented by local governments, federally recognized tribal governments, by public and private electrical utilities that serve retail customers in the state, or state agencies. Eligible parties may partner with other public and private sector research organizations and businesses in applying for funding. The department shall consult and coordinate with the Washington state department of transportation on project selection and implementation. The department shall also

coordinate with other state agencies that have other electrification programs, in order to determine to optimally accomplish each agency's respective policy and program goals.

(iii) Projects must be related to on-road end-uses and nonmaritime off-road uses.

(iv) Eligible technologies for these projects include, but are not limited to:

(A) Battery electric vehicle supply equipment;

(B) On-site generation or storage, where the technology directly supplies electricity to the electric vehicle supply equipment;

(C) Electric grid distribution system infrastructure upgrades, where the upgrade is needed as a result of the installed electric vehicle supply equipment;

(D) Hydrogen refueling station infrastructure that:

(I) Dispenses renewable hydrogen or hydrogen produced in Washington with electrolysis; and

(II) Aligns with the 2021 state energy strategy's recommended uses of hydrogen in the transportation sector.

(v) \$2,000,000 of the state building construction account—state appropriation is provided solely for federally recognized tribal governments and for local governments in rural communities, for projects aligning with the above objectives and addressing electric vehicle supply infrastructure gaps in rural communities.

(b) \$2,550,000 of the appropriation in this section is provided solely for a grant to the Lewis Public Transportation Benefit Area to construct a hydrogen fueling station that dispenses renewable hydrogen or hydrogen produced in Washington with electrolysis for electric vehicles at Exit 74 on Interstate 5, near Chehalis.

(12)(a) \$10,000,000 of the state building construction account—state appropriation is provided solely for the purpose of building electrification projects that advance the goals of the 2021 state energy strategy to demonstrate grid-enabled, high-efficiency, all electric buildings.

(b) The program may include, but is not limited to: Shifting from fossil fuels to high-efficiency electric heat pumps and other electric equipment, control systems that enable grid integration or demand control, and on-site renewable generation and efficiency measures that significantly reduce building energy loads.

(c) Preference must be given to projects based on total greenhouse gas emissions reductions, accelerating the path to zero-energy, or that demonstrate early adoption of grid integration technology.

(d) Program funding may be administered to entities also receiving incentives provided according to RCW 19.27A.220 for buildings covered by the state energy performance standard, RCW 19.27A.210.

(e) \$5,000,000 of the appropriation in this section is provided solely for the purpose of supporting the transition of residential and commercial buildings away from fossil fuels through the installation of high-efficiency electric heat pumps and other electric equipment.

(13) \$4,924,000 of the state building construction account—state appropriation is provided solely for maritime electrification grants.

(a) \$4,450,000 of the appropriation in this section is provided solely for a grant to the Northwest Seaport Alliance to upgrade the reefer plug capacity at the Port of Seattle's Terminal 5, located in west Seattle.

(b) \$474,000 of the appropriation in this section is provided solely for a grant to the Skagit County Public Works Department for electric ferry charging infrastructure in Anacortes.

(14) \$4,900,000 of the state building construction account—state appropriation is provided solely for the department to

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develop targeted rural clean energy innovation projects as provided in this subsection (14).

(a) \$150,000 of the appropriation is provided solely for the department to develop targeted rural clean energy strategies informed by rural community and business engagement, outreach, and research. The department must convene a rural energy work group to identify investments, programs, and policy changes that align with the 2021 state energy strategy and increase access to clean energy opportunities in rural communities and agricultural and forestry management practices. The group must identify existing federal funding opportunities and strategies to leverage these funds with state capital investment. By June 30, 2022, the department shall report recommendations and findings from the rural energy work group to the office of financial management, the governor, and the appropriate legislative committees and present a strategic plan for state rural clean energy investment.

(b) \$4,750,000 of the appropriation is provided solely for rural clean energy innovation grants.

(i) The department must award at least 40 percent of the funding to projects that enhance the viability of dairy digester bioenergy projects through advanced resource recovery systems that produce renewable natural gas and value-added biofertilizers, reduce greenhouse gas emissions, and improve soil health and air and water quality.

(ii) Grants may also be awarded to other clean energy innovation projects in rural communities, including, but not limited to, projects that enhance energy efficiency, demand response, energy storage, renewable energy, beneficial electrification, resilience, organic waste management, and biological carbon sequestration.

(iii) Grants may fund project predevelopment, research, and development, pilot projects, strategic implementation, field trials, and data dashboards and tools to inform rural project development.

(c) The department is encouraged to make 20 percent of the funds under (b) of this subsection (14) to tribal governments, designated subdivisions, and agencies.

(d) If a grant is awarded to purchase heating devices or systems, the agency must, whenever possible and most cost effective, select devices and systems that do not use fossil fuels.

~~((15) \$10,072,000 of the state building construction account—state appropriation is provided solely for the first phase of an aluminum smelter restart project which, when fully deployed, will reduce emissions of greenhouse gases by a minimum of 750,000 tons per year, increase energy efficiency, and protect or create aluminum manufacturing jobs located in Whatcom county. It is the intent of the legislature that if the appropriation in this subsection is not spent by June 30, 2025, the funding provided in this subsection shall not be reappropriated.~~

~~((16) \$10,000,000 of the state building construction account—state appropriation is provided solely for the Grant county public utility district for expenses related to public infrastructure development benefiting a large scale solar manufacturing facility in central Washington. If the department has not received a signed agreement between the Grant county public utility district and the large scale solar manufacturer indicating the manufacturer's intent to develop the site in central Washington by December 31, 2025, the funding provided in this subsection shall not be reappropriated.))~~

Appropriation:

State Building Construction Account—State	((\$73,870,000))
.....	<u>\$53,798,000</u>
State Taxable Building Construction Account—State	
.....	\$2,500,000

Subtotal Appropriation	((\$76,370,000))
.....	<u>\$56,298,000</u>
Prior Biennia (Expenditures).....	\$0
Future Biennia (Projected Costs).....	\$100,000,000
TOTAL.....	((\$176,370,000))
.....	<u>\$156,298,000</u>

Sec. 7006. 2022 c 296 s 1020 (uncodified) is amended to read as follows:

FOR THE DEPARTMENT OF COMMERCE

2021-23 Housing Trust Fund Investment in Affordable Housing (40000153)

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

(1) \$58,347,000 of the state taxable building construction account—state appropriation, \$73,606,000 of the coronavirus state fiscal recovery fund—federal appropriation, \$20,000,000 of the state building construction account—state appropriation, and \$96,028,000 of the capital community assistance account—state appropriation are provided solely for production and preservation of affordable housing projects that serve and benefit low-income and special needs populations including, but not limited to, people with chronic mental illness, people with developmental disabilities, farmworkers, people who are homeless, and people in need of permanent supportive housing. The department shall strive to allocate at least 30 percent of these funds to projects located in rural areas of the state, as defined by the department.

(a) In addition to the definition of "first-time home buyer" in RCW 43.185A.010, for the purposes of awarding homeownership projects during the 2021-2023 fiscal biennium "first-time home buyer" also includes:

(i) A single parent who has only owned a home with a former spouse while married;

(ii) An individual who is a displaced homemaker as defined in 24 C.F.R. Sec. 93.2 as it existed on the effective date of this section, or such subsequent date as may be provided by the department by rule, consistent with the purposes of this section, and who has only owned a home with a spouse;

(iii) An individual who has only owned a principal residence not permanently affixed to a permanent foundation in accordance with applicable regulations; or

(iv) An individual who has only owned a property that is discerned by a licensed building inspector as being uninhabitable.

(b) \$5,000,000 of the appropriation provided in this subsection (1) is provided solely for housing that serves people with developmental disabilities;

(c)(i) \$20,000,000 of the appropriation in this subsection (1) is provided solely for housing preservation grants or loans to be awarded competitively.

(ii) The funds may be provided for major building improvements, preservation, and system replacements, necessary for the existing housing trust fund portfolio to maintain long-term viability. The department must require a capital needs assessment be provided prior to contract execution. Funds may not be used to add or expand the capacity of the property.

(iii) To allocate preservation funds, the department must review applications and evaluate projects based on the following criteria:

(A) The age of the property, with priority given to buildings that are more than 15 years old;

(B) The population served, with priority given to projects with at least 50 percent of the housing units being occupied by families and individuals at or below 50 percent area median income;

(C) The degree to which the applicant demonstrates that the improvements will result in a reduction of operating or utilities costs, or both;

(D) The potential for additional years added to the affordability period of the property; and

(E) Other criteria that the department considers necessary to achieve the purpose of this program.

(d) \$25,000,000 of the capital community assistance account—state appropriation in subsection (1) of this section is provided to nonprofit agencies for the development of homeownership projects affordable to low-income households throughout the state.

(2) \$10,000,000 of the state building construction account—state appropriation is provided solely for grant awards for the development of community housing and cottage communities to shelter individuals or households experiencing homelessness.

(a) \$8,775,000 of the state building construction account—state appropriation is provided solely for competitive grant awards. This funding must be awarded to projects that develop a minimum of four individual structures in the same location. Individual structures must contain insulation, electricity, overhead lights, and heating. Kitchens and bathrooms may be contained within the individual structures or offered as a separate facility that is shared with the community. When evaluating applications for this grant program, the department must prioritize projects that demonstrate:

- (i) The availability of land to locate the community;
- (ii) A strong readiness to proceed to construction;
- (iii) A longer term of commitment to maintain the community;
- (iv) A commitment by the applicant to provide, directly or through a formal partnership, case management and employment support services to the tenants;
- (v) Access to employment centers, health care providers, and other services; and
- (vi) A community engagement strategy.

(b) \$1,225,000 of the state building construction account—state appropriation is provided solely for Eagle Haven Cottage Village located in Bellingham.

(3)(a) \$11,500,000 of the state taxable building construction account—state appropriation is provided solely for the following list of projects:

Bellwether Affordable Housing (Seattle).....	\$4,000,000
Didgwalic Transitional Housing (Anacortes)	\$4,500,000
Redondo Heights TOD (Federal Way)	\$3,000,000

(b) \$3,497,000 of the state building construction account—state appropriation is provided solely for the following list of projects:

Habitat for Humanity (North Bend).....	\$250,000
Manette Affordable Housing Project (Bremerton)..	\$515,000
OlyCAP Port Townsend Affordable Housing and Child (Port Townsend)	\$412,000
Shelton Young Adult Transitional Housing (Shelton)	\$515,000
Willapa Center (Raymond).....	\$1,805,000

(4) ~~(\$14,922,000)~~ \$14,613,000 of the capital community assistance account—state appropriation in subsection (1) of this section is provided for the following list of projects:

Boat Street (Lakewood).....	\$464,000
Heron Park (Langley)	\$875,000
Highland Village (Airway Heights).....	\$3,000,000
Mary's Place Burien Project Shelter Replacement (Burien).....	\$3,000,000
Oxford Housing Program (Lacey)	\$515,000
Skyway Affordable Housing and Early Learning (Skyway)	\$500,000

~~(\$no Valley Senior Housing (Carnation)..... \$309,000))~~

South Park Riverside Affordable Housing Preservation (Seattle).....	\$309,000
Squire Park Plaza Affordable Housing Preservation	

(Seattle).....	\$3,000,000
Veteran Housing & Resource Ctr (Raymond).....	\$2,300,000
Yakima Valley Partners Habitat for Humanity (Yakima)	\$650,000

(5) In evaluating projects in this section, the department must give preference for applications based on some or all of the criteria in RCW 43.185.070(5). (6) The appropriations in this section are subject to the following reporting requirements:

(a) By June 30, 2023, the department must report on its website the following for every previous funding cycle: The number of homeownership and multifamily rental projects funded by housing trust fund moneys; the percentage of housing trust fund investments made to homeownership and multifamily rental projects; and the total number of households being served at up to 80 percent of the area median income, up to 50 percent of the area median income, and up to 30 percent of the area median income, for both homeownership and multifamily rental projects.

(b) Beginning December 1, 2021, and continuing annually, the department must provide the legislature with a report of its final cost data for each project under this section. Such cost data must, at a minimum, include total development cost per unit for each project completed within the past year, descriptive statistics such as average and median per unit costs, regional cost variation, and other costs that the department deems necessary to improve cost controls and enhance understanding of development costs. The department must coordinate with the housing finance commission to identify relevant development costs data and ensure that the measures are consistent across relevant agencies. (7) \$100,000 of the state building construction account—state appropriation is provided solely for the department of social and health services to complete a study of the community-based housing needs of adults with intellectual and developmental disabilities. The department of social and health services shall collaborate with appropriate stakeholders and the department in completing this study and the study shall:

(a) Estimate the number of adults with intellectual and developmental disabilities who are facing housing insecurity;

(b) Make recommendations for how to improve housing stability for adults with intellectual and developmental disabilities who are facing housing insecurity;

(c) Make recommendations for how to increase the capacity of developers to support increasing the supply of housing that meets the needs of the intellectual and developmental disabilities population; and

(d) Be submitted to the appropriate committees of the legislature no later than December 1, 2022. (8) The legislature finds that there are insufficient data sources to identify adults with intellectual and developmental disabilities facing housing insecurity in Washington state and that the absence of reliable data limits the ability for the legislature to make informed decisions that will improve the outcomes of these individuals. The legislature further finds that reliable, current information about the unmet housing needs of this population will position Washington state to leverage community-based partnerships and funding to establish greater housing choice and increased community integration of individuals with intellectual and developmental disabilities.

Appropriation:

State Building Construction Account—State	\$33,597,000
State Taxable Building Construction Account—	
State.....	\$69,847,000
Coronavirus State Fiscal Recovery Fund—Federal	\$73,606,000
Capital Community Assistance Account—State	(\$110,950,000)

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.....	\$110,641,000
Subtotal Appropriation	(\$288,000,000)
.....	\$287,691,000
Prior Biennia (Expenditures)	\$0
Future Biennia (Projected Costs)	\$620,000,000
TOTAL	(\$908,000,000)
.....	\$907,691,000

Sec. 7007. 2022 c 296 s 1026 (uncodified) is amended to read as follows:

FOR THE DEPARTMENT OF COMMERCE

2023 Local and Community Projects (40000266)

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

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

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

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

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

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

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

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

(8) The appropriations ((is)) are provided solely for the following list of projects:

57th Avenue Sewer Project (University Place)	\$100,000
988 Expansion (Everett)	\$300,000
Accessibility and Upgrades for WHO (Vancouver)	\$283,000
Allyn Community Center (Allyn)	\$300,000
Anacortes Family Center (Anacortes)	\$50,000
Ballard Boys & Girls Club Teen Ctr Remodel	
& Expansion (Seattle)	\$241,000
Black Diamond Community Skatepark (Black Diamond)	
.....	\$85,000
Boys & Girls Club Fire Safety Upgrade (Federal Way)	

.....	\$361,000
Bremerton Library Building - HVAC (Bremerton)	\$412,000
Burton Water Company Cooperative Conversion (Vashon)	
.....	\$26,000
Camp Korey Internet & Telemedicine (Mount Vernon)	
.....	\$330,000
Children's Therapy Center (Tacoma)	\$250,000
CHOB Electrical Upgrade to Emergency Shelter (Longview)	
.....	\$258,000
City Hall Preservation Phase II (Enumclaw)	\$289,000
City of Tenino Playground (Tenino)	\$515,000
City of Yelm Dog Park (Yelm)	\$52,000
Civil Air Patrol Hangar (Ephrata)	\$1,200,000
Columbia Basin Dive Rescue's New Boat (Richland)	\$270,000
Communication Devices for Football Officials (Olympia)	
.....	\$36,000
((Community Boating Center for All - Magnuson Park)) Sail	
Sand Point (Seattle)	\$100,000
Confluence Health Treatment Center (Moses Lake)	
.....	\$1,236,000
Craft Beverage (Tumwater)	\$200,000
Darrington Wood Innovation Center (Darrington)	\$1,700,000
Edmonds Boys & Girls Club Feasibility Study (Edmonds)	
.....	\$206,000
Electrical & Safety Upgrades at N Seattle Boys &	
Girls (Seattle)	\$304,000
Eli's Park Project (Seattle)	\$200,000
Elks 1450 Roof Replacement (Puyallup)	\$381,000
Felts Field Gateway Project (Spokane)	\$200,000
Ferndale Civic and Community Campus (Ferndale)	
.....	\$1,500,000
Field Arts and Events Hall	\$250,000
Fircrest Campus Master Plan (Shoreline)	\$300,000
First Street Downtown Revitalization (Cle Elum) ..	\$465,000
Flooring Replacement Kirkland Boys & Girls Club	
(Kirkland)	\$53,000
Foss Waterway Seaport Public Restrooms (Tacoma)	\$258,000
Frontier Park Goat Barns (Graham)	\$70,000
GenPride LGBTQ+ Senior Community Center (Seattle)	
.....	\$530,000
GH Senior Center Office/Education Container (Gig Harbor)	
.....	\$61,000
Goldsborough Switching Station (Shelton)	\$103,000
Granger Historical Society New Museum Project (Granger)	
.....	\$100,000
Harlequin Productions Theater Renovation (Olympia)	
.....	\$250,000
Harper Estuary Restoration and Bridge Construction	
(Port Orchard)	\$100,000
Historic Neptune Theatre HVAC Upgrade (Seattle)	\$100,000
Historic Newcastle Cemetery (Newcastle)	\$75,000
Historic Paramount Theatre HVAC Upgrade (Seattle)	
.....	\$198,000
Howard Bowen Memorial Events Complex (Sumas)	\$319,000
HVAC Upgrade with New System and Heat Pumps (Shelton)	
.....	\$250,000
Illahee Preserve 'Homestead, Ph 1' Acquisition	
(Bremerton)	\$196,000
Imagine Children's Museum (Everett)	\$250,000
Interfaith Family Shelter (Everett)	\$800,000
Island County Jail Intake Body Sensor (Coupeville)	\$200,000
Jim Kaemingk Sr. Trail Missing Link (Lynden)	\$300,000
Kitsap Humane Society (Silverdale)	\$258,000
Kiwanis Park Playground Accessibility Upgrades	
(Bremerton)	\$165,000

Klickitat County Animal Shelter (Goldendale).....	\$670,000	Seismic Upgrade and Roof Replacement (Vancouver)	
La Conner Regional Library (La Conner).....	\$640,000	.....	\$309,000
Lake Boren Park Fishing Dock and Viewing Platform		Senior Resources Svc HUB Feasibility Study (Freeland)	
(Newcastle).....	\$62,000	.....	\$273,000
Lake Wilderness Lodge Emergency Generator (Maple Valley)		Serving the Community Through Capital Improvements	
.....	\$412,000	(Walla Walla).....	\$336,000
Lewis County Regional Tennis and Wrestling Facility		Skokomish Water Line Extension (Skokomish).....	\$50,000
(Chehalis).....	\$875,000	Smokey Point Park (Arlington).....	\$278,000
Library Commons Project (Mount Vernon).....	\$4,000,000	<u>Sno Valley Senior Housing (Carnation)</u>	<u>\$309,000</u>
Logistics Facility (Vancouver).....	\$160,000	Snohomish Teen Center Addition (Snohomish).....	\$515,000
Longview Senior Center Roof and Energy Upgrades		South Area Commercial Sewer Infrastructure Ext. (Airway	
(Longview).....	\$273,000	Heights).....	\$300,000
Luther Burbank Pk Waterfront Activity Center		South Sound Innovation and Education Center	
(Mercer Island).....	\$85,000	(Federal Way).....	\$300,000
Marina View Building Renovation (Olympia).....	\$103,000	South Whidbey Aquatic Wellness Center (Langley)	\$400,000
Marymount/Spana-Park Senior Center Roof (Spanaway)		Starbuck Rodeo Arena Remodel (Dayton).....	\$98,000
.....	\$103,000	Steilacoom Electrical Charging Station Project	
Mason Co Housing Authority Roof & Electrical (Shelton)		(Steilacoom).....	\$50,000
.....	\$201,000	Sultan-Monroe Commercial Kitchen (Monroe).....	\$134,000
McKinney Center Minor Works (Seattle).....	\$560,000	The Tacoma Recovery Cafe Site Acquisition (Tacoma)	
Mill Creek Library Project (Mill Creek).....	\$200,000	.....	\$500,000
Mill Creek Parks Master Plan (Mill Creek).....	\$206,000	Titlow Park Bridge Replacement (Tacoma).....	\$350,000
Mount Spokane Lodge Renovations (Mead).....	\$397,000	Toppenish Hospital (Toppenish).....	\$2,000,000
Mukai's Fruit Barreling Plant (Vashon, WA).....	\$50,000	Town Center to Burke-Gilman Trail Connector (Lake	
Naches Rearing Pond (Naches).....	\$50,000	Forest Park).....	\$103,000
New Beginnings Homes (Puyallup).....	\$201,000	Town of Naches Mobile Stage (Naches).....	\$250,000
Newman Lake Milfoil Wash Station (Newman Lake)		Transitions (Spokane).....	\$103,000
.....	\$100,000	Tubman Health Clinic (Seattle).....	\$4,500,000
Non Destructive Weld Testing (Sunnyside).....	\$30,000	Tukwila (Teen Center and Senior Intergenerational)	
Nooksack River Integrated Floodplain Mitigation		<u>Community Center (Tukwila)</u>	\$258,000
(Whatcom County).....	\$2,000,000	Urban League of Metropolitan Seattle Building (Seattle)	
North Creek Trail (Bothell).....	\$500,000	.....	\$500,000
North Trailhead Restroom & Covered Structure		Vandercook Park Restroom (Longview).....	\$309,000
(Castle Rock).....	\$155,000	Veteran Housing at Stratford Apartments (Longview)	
Northwest Kidney Centers - Port Angeles Clinic (Port		.....	\$206,000
Angeles).....	\$235,000	VOA Veteran Transitional Housing Energy Efficiency	
ODMF Multicultural Village (Kent).....	\$450,000	(Spokane).....	\$195,000
Old Fort Lake Subarea (DuPont).....	\$400,000	Wa Na Wari Capital Improvements (Seattle).....	\$258,000
Pacific Co. Fair Three M Project (Raymond).....	\$412,000	WA Soldiers Home Cemetery Road Pavement Project	
Pattison Property Redevelopment (Federal Way).....	\$1,250,000	(Orting).....	\$180,000
Pedestrian Boardwalk May Creek Trail (Renton)...	\$258,000	Weld Collaborative Reintegration Resource (Seattle)	\$775,000
Peshastin Cross Over Siphon Pipe (Peshastin).....	\$309,000	Wenatchee City Pool Repairs (Wenatchee).....	\$550,000
Pilchuck Glass School Ventilation (Stanwood).....	\$103,000	Wenatchee Valley YMCA (Wenatchee).....	\$515,000
Pipe Lake Water Quality Improvement Project (Covington)		West Plains Childcare Center (Airway Heights)....	\$191,000
.....	\$319,000	Westport Marina Gear Yard (Westport).....	\$412,000
Planning Land Acquisition for Veteran Rites (Tacoma)		WGC - Accessibility and Education Support (Waitsburg)	
.....	\$46,000	.....	\$42,000
Port Gamble Forest Restoration (Port Gamble).....	\$300,000	Whelan Community Building (Pullman).....	\$153,000
Port Marine Transportation Infrastructure (Friday Harbor)		White Center Food Bank Grow2Give Relocation (Seattle)	
.....	\$258,000	.....	\$200,000
Port of Mattawa Event Center (Mattawa).....	\$125,000	Wilkeson Water Treatment System (Wilkeson).....	\$300,000
Public Electric Vehicle Infrastructure (Lacey).....	\$103,000	Willows Road Pedestrian Safety Connection (Kirkland)	
Pump Station Modernization: Design and Permitting (Mount		.....	\$206,000
Vernon).....	\$100,000	Woodland Community Library Building Project (Woodland)	
Rejuvenation Community Day Center & Shower/Laundry		.....	\$515,000
(Bremerton).....	\$250,000	Yakima Canyon Interpretive Center (Ellensburg)..	\$150,000
Ridgefield Splashpad (Ridgefield).....	\$258,000	Yakima Greenway Master Plan (Yakima).....	\$67,000
Rimrock Grange Renovation (Washtucna).....	\$105,000	Yakima YMCA Park Development (Yakima).....	\$232,000
Rister Stadium Elevator Lift (Kelso).....	\$33,000	Youth Achievement Center (Seattle).....	\$500,000
Roslyn Downtown Association Gazebo (Roslyn)...	\$171,000	YVT Bucket Truck (Yakima).....	\$70,000
Rotary Morrow Community Park (Poulsbo).....	\$50,000	Total.....	\$53,318,000
Salmon Reintroduction in the Upper Columbia (Spokane)		Appropriation:	
.....	\$375,000	<u>Capital Community Assistance Account—State</u>	<u>\$309,000</u>
Seattle Aquarium Ocean Pavilion (Seattle).....	\$500,000	State Building Construction Account—State....	\$53,318,000
Secure Parking for Shelton Police (Shelton).....	\$206,000	<u>Subtotal Appropriation</u>	<u>\$53,627,000</u>

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Prior Biennia (Expenditures)	\$0
Future Biennia (Projected Costs)	\$0
TOTAL	(\$53,318,000)
.....	\$53,627,000

Sec. 7008. 2022 c 296 s 1036 (uncodified) is amended to read as follows:

FOR THE DEPARTMENT OF COMMERCE

Enhanced Shelter Capacity Grants (92000939)

The reappropriation in this section is subject to the following conditions and limitations: The reappropriation is subject to the provisions of section 1022, chapter 356, Laws of 2020, except that no funding may be directed to the Auburn Resource Center or the St. Vincent de Paul Cold Weather Shelter.

Reappropriation:

State Building Construction Account—State..	(\$4,818,000)
.....	\$4,612,000
Prior Biennia (Expenditures)	\$0
Future Biennia (Projected Costs)	\$0
TOTAL	(\$4,818,000)
.....	\$4,612,000

Sec. 7009. 2022 c 296 s 1024 (uncodified) is amended to read as follows:

FOR THE DEPARTMENT OF COMMERCE

2022 Rapid Capital Housing Acquisition (40000260)

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

(1)(a) ~~(\$207,628,000)~~ \$169,628,000 of the capital community assistance account—state appropriation, \$22,935,000 of the state building construction account—state appropriation, and \$15,065,000 of the coronavirus state fiscal recovery fund—federal appropriation in this section ~~(is)~~ are provided solely for the department to issue competitive financial assistance to eligible organizations under RCW 43.185A.040 to acquire real property for a rapid conversion into enhanced emergency shelters, permanent supportive housing, transitional housing, permanent housing, youth housing, or shelter for extremely low-income people, as well as individuals, families, unaccompanied youth, and young people experiencing sheltered and unsheltered homelessness. The department shall prioritize housing projects that will rapidly move people experiencing unsheltered homelessness into housing, including, but not limited to, individuals living in unsanctioned encampments, the public rights-of-way, or other public spaces. Amounts provided in this section may also be used for renovation and building update costs associated with establishment of the acquired facilities. The department may only approve funding for projects resulting in increased shelter or housing capacity. Amounts provided in this section may not be used for operating or maintenance costs associated with providing housing, supportive services, or debt service.

(b) \$20,000,000 of the capital community assistance account—state appropriation in this section is provided solely for housing projects in rural areas as defined by the department under RCW 43.185.050 and underserved communities with the goal of maximizing the investment and increasing the number of supportive housing units in rural, underserved communities.

(c) \$2,000,000 of the capital community assistance account—state appropriation in this section is provided solely for the Woodley Place by Bayside Housing and Services project in Port Hadlock.

(d) \$172,000 of the capital community assistance account—state appropriation in this section is provided solely for Building Transitional Tiny Homes for the Homeless project in Seattle.

(e) \$200,000 of the capital community assistance account—state appropriation in this section is provided solely for the

department to contract and work with a professional real estate broker to identify opportunities for rapid acquisition or conversion of properties.

(f) \$10,000,000 of the capital community assistance account—state appropriation in this section is provided solely for unexpected cost increases experienced by projects funded by prior rapid capital appropriations. The department must create a process by which providers that received prior rapid capital awards may request additional funding for unexpected costs of affordable housing projects that are under or ready for construction

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

(h) Amounts appropriated under this section may also be used for permanent financing for real estate acquired using other short-term acquisition sources. To expand availability of permanent housing, financing of acquisition of multifamily housing is a priority.

(i) While emphasizing the rapid deployment of the amounts appropriated under this section to alleviate the immediate crisis of homelessness throughout the state, the department shall use criteria for the issuance of funds that were developed to administer prior rapid capital appropriations, and which must include:

(i) The date upon which the units can be placed in service and occupied by the intended population, or the date any necessary structural modifications would begin and the anticipated date of completion of the project;

(ii) A detailed estimate of the costs associated with the acquisition and any updates or improvements necessary to make the property habitable for its intended use;

(iii) A detailed estimate of the costs associated with placing the beds or units in service; and

(iv) A financial plan demonstrating the ability to maintain and operate the property and support its intended tenants.

(j) If the recipient is found to be out of compliance with provisions of the contract, the recipient shall repay to the state general fund the principal amount of the award plus interest calculated at the rate of interest on state of Washington general obligation bonds issued on the date most close in time to the date of authorization of the award.

(k) The department must provide a progress report on its website by December 30, 2023. The report must include:

(i) The total number of applications and amount of funding requested; and

(ii) A list and description of the projects approved for funding including state funding, total project cost, services anticipated to be provided, housing units, and anticipated completion date.

(l) The funding provided under this section is not subject to the 90-day application periods in RCW 43.185.070 or 43.185A.050.

(m) The department shall prioritize proposals that reach the greatest public benefit, as defined by the department. For purposes of this subsection (1)(m), "greatest public benefit" must include, but is not limited to:

(i) The rapid transition of people living unsheltered or chronically homeless, into housing;

(ii) The greatest number of accommodations or increased shelter capacity that will benefit extremely low-income people, as well as individuals, families, and youth experiencing homelessness;

(iii) Whether the project has local funding commitments and rental assistance;

(iv) The scarcity of the affordable housing or shelter capacity applied for compared to the number of available affordable housing units or shelter capacity in the same geographic location; and

(v) The program's established funding priorities under RCW 43.185.070(5).

(n) The department must strive to allocate all of the amounts appropriated in this section within the 2021-2023 fiscal biennium in the manner prescribed in this section. However, if upon review of applications the department determines there are not adequate suitable projects in (a) of this subsection, the department may allocate funds to (f) of this subsection or to projects serving other low-income and special needs populations, provided those projects are located in an area with an identified need for the type of housing proposed.

(2) \$60,000,000 of the apple health and homes account—state appropriation in this section is provided solely for the rapid permanent supportive housing program created under chapter . . ., Laws of 2022 (Engrossed Substitute House Bill No. 1866) and the creation of a housing dashboard providing permanent supportive housing need and current capacity data. Of the amounts in this subsection, \$1,500,000 is provided solely for the St. Agnes Haven project in Spokane. If Engrossed Substitute House Bill No. 1866 is not enacted by June 30, 2022, the amount provided in this subsection shall lapse.

Appropriation:

Capital	Community	Assistance	Account—State	
				.....((\$240,000,000))
				.....<u>\$202,000,000</u>
Apple Health and Homes Account—State.....				\$60,000,000
<u>Coronavirus State Fiscal Recovery Fund—Federal</u>				
				.....<u>\$15,065,000</u>
<u>State Building Construction Account—State.....</u>				<u>\$22,935,000</u>
Subtotal Appropriation				\$300,000,000
Prior Biennia (Expenditures)				\$0
Future Biennia (Projected Costs)				\$0
TOTAL				\$300,000,000

Sec. 7010. 2022 c 296 s 1039 (uncodified) is amended to read as follows:

FOR THE DEPARTMENT OF COMMERCE

2021-23 Behavioral Health Community Capacity Grants (40000219)

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

(1) The appropriations in this section are provided solely for the department to issue grants to community hospitals or other community providers to expand and establish new capacity for behavioral health services in communities. The department must consult an advisory group consisting of representatives from the department of social and health services, the health care authority, one representative from a managed care organization, one representative from an accountable care organization, and one representative from the association of county human services. Amounts provided in this section may be used for construction and equipment costs associated with establishment of the facilities. The department may approve funding for the acquisition of a facility if the project will result in increased behavioral health capacity. Amounts provided in this section may not be used for operating costs associated with the treatment of patients using these services.

(2) The department must establish criteria for the issuance of the grants, which must include:

(a) Evidence that the application was developed in

collaboration with one or more regional behavioral health entities that administer the purchasing of services;

(b) Evidence that the applicant has assessed and would meet gaps in geographical behavioral health services needs in their region;

(c) Evidence that the applicant is able to meet applicable licensing and certification requirements in the facility that will be used to provide services;

(d) A commitment by applicants to serve persons who are publicly funded and persons detained under the involuntary treatment act under chapter 71.05 RCW;

(e) A commitment by the applicant to maintain and operate the beds or facility for a time period commensurate to the state investment, but for at least a 15-year period;

(f) The date upon which structural modifications or construction would begin and the anticipated date of completion of the project;

(g) A detailed estimate of the costs associated with opening the beds;

(h) A financial plan demonstrating the ability to maintain and operate the facility; and

(i) The applicant's commitment to work with local courts and prosecutors to ensure that prosecutors and courts in the area served by the hospital or facility will be available to conduct involuntary commitment hearings and proceedings under chapter 71.05 RCW.

(3) In awarding funding for projects in subsection (5) of this section, the department, in consultation with the advisory group established in subsection (1) of this section, must strive for geographic distribution and allocate funding based on population and service needs of an area. The department must consider current services available, anticipated services available based on projects underway, and the service delivery needs of an area.

(4) The department must prioritize projects that increase capacity in unserved and underserved areas of the state.

(5) \$71,400,000 of the state building construction account—state appropriation in this section is provided solely for a competitive process for each category listed and is subject to the criteria in subsections (1), (2), (3), and (4) of this section:

(a) \$11,600,000 of the state building construction account—state appropriation in this section is provided solely for at least six enhanced service facilities for long-term placement of patients discharged or diverted from the state psychiatric hospitals and that are not subject to federal funding restrictions that apply to institutions of mental diseases;

(b) \$10,000,000 of the state building construction account—state appropriation in this section is provided solely for enhanced adult residential care facilities for long-term placements of dementia discharged or diverted from the state psychiatric hospitals and are not subject to federal funding restrictions that apply to institutions of mental diseases;

(c) \$2,000,000 of the state building construction account—state appropriation in this section is provided solely for at least one facility with secure withdrawal management and stabilization treatment beds that are not subject to federal funding restrictions that apply to institutions of mental diseases;

(d) \$2,000,000 of the state building construction account—state appropriation in this section is provided solely for at least one crisis triage and stabilization facility that is not subject to federal funding restrictions that apply to institutions of mental diseases;

(e) \$12,000,000 of the state building construction account—state appropriation in this section is provided solely for two 16-bed crisis triage and stabilization facilities in the King county region consistent with the settlement agreement in *A.B. by and*

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through *Trueblood, et al., v. DSHS, et al.*, No. 15–35462, and that are not subject to federal funding restrictions that apply to institutions of mental disease;

(f) \$2,000,000 of the state building construction account—state appropriation in this section is provided solely for at least two mental health peer respite centers that are not subject to federal funding restrictions that apply to institutions of mental diseases. No more than one mental health peer respite center should be funded in each of the nine regions;

(g) \$18,000,000 of the state building construction account—state appropriation in this section is provided solely for the department to provide grants to community hospitals, freestanding evaluation and treatment providers, or freestanding psychiatric hospitals to develop capacity for beds to serve individuals on 90-day or 180-day civil commitments as an alternative to treatment in the state hospitals. In awarding this funding, the department must coordinate with the department of social and health services, the health care authority, and the department of health and must only select facilities that meet the following conditions:

(i) The funding must be used to increase capacity related to serving individuals who will be transitioned from or diverted from the state hospitals;

(ii) The facility is not subject to federal funding restrictions that apply to institutions of mental diseases;

(iii) The provider has submitted a proposal for operating the facility to the health care authority;

(iv) The provider has demonstrated to the department of health and the health care authority that it is able to meet the applicable licensing and certification requirements for the facility that will be used to provide services; and

(v) The health care authority has confirmed that it intends to contract with the facility for operating costs within funds provided in the operating budget for these purposes;

(h) \$2,400,000 of the state building construction account—state appropriation in this section is provided solely for competitive community behavioral health grants to address regional needs;

(i) \$9,400,000 of the state building construction account—state appropriation in this section is provided solely for at least three intensive behavioral health treatment facilities for long-term placement of behavioral health patients with complex needs and that are not subject to federal funding restrictions that apply to institutions of mental diseases; and

(j) \$2,000,000 of the state building construction account—state appropriation in this section is provided solely for grants to community providers to increase behavioral health services and capacity for children and minor youth including, but not limited to, services for substance use disorder treatment, sexual assault and traumatic stress, anxiety, or depression, and interventions for children exhibiting aggressive or depressive behaviors in facilities that are not subject to federal funding restrictions. Consideration must be given to programs that incorporate outreach and treatment for youth dealing with mental health or social isolation issues.

(6)(a) \$15,648,000 of the state building construction account—state appropriation and \$8,748,000 of the capital community assistance account—state appropriation in this section are provided solely for the following list of projects and is subject to the criteria in subsection (1) of this section:

Astria Toppenish Hospital (Toppenish)	\$1,648,000
Compass Health Broadway (Everett).....	\$14,000,000
Evergreen Recovery Residential Treatment (Everett)	\$1,000,000
EvergreenHealth Monroe (Monroe).....	\$4,275,000

NE Spokane Community Behavioral Health Center (Spokane)	\$700,000
Red Road Clean and Sober Housing (Renton)	\$773,000
Seattle Clinic at Evergreen Treatment (Seattle) ..	\$2,000,000

(b) \$8,116,000 of the state building construction account—state appropriation and \$17,575,000 of the capital community assistance account—state appropriation in this section are provided solely for the following list of projects and is subject to the criteria in subsection (1) of this section, except that the following projects are not required to establish new capacity:

Cascade Hall (Seattle)	\$6,000,000
Comprehensive Health Care - ((Goldendale Facility (Goldendale))) Camp Hope (Yakima).....	\$1,030,000
Jamestown S'Klallam (Sequim).....	\$3,250,000
Lummi Nation Healing Wellness Center (Bellingham)	\$1,250,000
Maplewood Enhanced Services Facility (Bellingham)	\$1,500,000
SIHB Thunderbird Treatment Center (Seattle)....	\$3,000,000
Family Solutions (Vancouver)	\$2,050,000
Renovation Youth Evaluation & Treatment Facility (Bremerton).....	\$316,000
Sound Enhanced Services Facility (Auburn).....	\$3,000,000
Three Rivers Behavioral Health Recovery Center (Kennewick).....	\$4,295,000

(7) The department must notify all applicants that they may be required to have a construction review performed by the department of health.

(8) To accommodate the emergent need for behavioral health services, the department and the department of health, in collaboration with the health care authority and the department of social and health services, must establish a concurrent and expedited process to assist grant applicants in meeting any applicable regulatory requirements necessary to operate inpatient psychiatric beds, freestanding evaluation and treatment facilities, enhanced services facilities, triage facilities, crisis stabilization facilities, or secure detoxification/secure withdrawal management and stabilization facilities.

(9) The department must strive to allocate all of the amounts appropriated within subsection (5) of this section in the manner prescribed. However, if upon review of applications, the department determines, in consultation with the advisory group established in subsection (1) of this section, that there are not adequate suitable projects in a category of projects under subsection (5) of this section, the department may allocate funds to other behavioral health capacity project categories within subsection (5) of this section, prioritizing projects under subsections (5)(a), (g), and (i) of this section. Underserved areas of the state may also be considered.

(10) The department must provide a progress report by November 1, 2022. The report must include:

(a) The total number of applications and amount of funding requested;

(b) A list and description of the projects approved for funding including state funding, total project cost, services anticipated to be provided, bed capacity, and anticipated completion date; and

(c) A status report of projects that received funding in prior funding rounds, including details about the project completion and the date the facility began providing services.

Appropriation:

State Building Construction Account—State	\$95,164,000
Capital Community Assistance Account—State	\$26,323,000
Subtotal Appropriation	\$121,487,000
Prior Biennia (Expenditures).....	\$0
Future Biennia (Projected Costs).....	\$120,000,000

TOTAL.....\$241,487,000
Sec. 7011. 2021 c 332 s 1065 (uncodified) is amended to read as follows:

FOR THE DEPARTMENT OF COMMERCE
2021-23 Energy Retrofits for Public Buildings Grant Program (40000149)

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

(1) \$4,000,000 of the appropriation in this section is provided solely for grants to local governments, public higher education institutions, school districts, federally recognized tribal governments, and state agencies for operational cost savings improvements to facilities and related projects that result in energy and operational cost savings.

(a)(i) \$3,000,000 of the appropriation in this section is provided solely for grants awarded in competitive rounds.

(ii) At least 20 percent of each competitive grant round is designated for award to eligible projects in small cities or towns with a population of 5,000 or fewer residents.

(iii) In each competitive round, a higher energy savings to investment ratio must result in a higher project ranking. Priority consideration must be given to applicants that have not received grant awards for this purpose in prior biennia.

(iv) The department must determine a minimum match ratio to maximize the leverage of nonstate funds.

(b) \$450,000 of the appropriation in this section is provided solely for a grant to Western Washington University for the heating system conversion feasibility study.

(c) \$550,000 of the appropriation in this section is provided solely for a grant to Whidbey Island Public Hospital District for energy upgrades at WhidbeyHealth Medical Center in Coupeville.

(2)(a) \$1,000,000 of the appropriation in this section is provided solely for grants to be awarded in competitive rounds to local governments, public higher education institutions, school districts, federally recognized tribal governments, and state agencies for projects that involve the purchase and installation of solar energy systems, including solar modules and inverters, with a preference for products manufactured in Washington.

(b) At least 20 percent of each competitive grant round is designated for award to eligible projects in small cities or towns with a population of 5,000 or fewer residents.

(c) In each competitive round, a higher energy savings to investment ratio must result in a higher project ranking. Priority consideration must be given to applicants that have not received grant awards for this purpose in prior biennia.

(d) The department must determine a minimum match ratio to maximize the leverage of nonstate funds.

(3) \$4,500,000 of the appropriation in this section is provided solely for the energy efficiency and environmental performance improvements to minor works, stand-alone, and emergency projects at facilities owned by agencies named by the state efficiency and environmental performance office executive order 20-01 that repair or replace existing building systems and reduce greenhouse gas emissions from state operations, including, but not limited to, HVAC, lighting, insulation, windows, and other mechanical systems. Eligibility for this funding is dependent on an analysis using the office of financial management's life-cycle cost tool that compares project design alternatives for initial and long-term cost-effectiveness. Assuming a reasonable return on investment, the department shall provide grants in the amount required to improve the project's energy efficiency compared to the original project request. Prior to awarding funds, the department shall submit to the office of financial management a list of all proposed awards for review and approval.

(4) The department shall develop metrics that indicate the performance of energy efficiency efforts.

(5) \$457,000 of the appropriation provided in this section is provided solely for photovoltaic panels for the capitol campus child care center.

(6) If a grant is provided in subsection (1) or (3) of this section to purchase heating devices or systems, the agency must, whenever possible and most cost effective, select devices and systems that do not use fossil fuels.

(7) Grants to state agencies provided under subsections (1), (2), and (3) of this section are exempt from the match requirements of this section.

Appropriation:	
State Building Construction Account—State	\$9,957,000
Prior Biennia (Expenditures).....	\$0
Future Biennia (Projected Costs).....	\$0
TOTAL.....	\$9,957,000

Sec. 7012. 2022 c 296 s 1022 (uncodified) is amended to read as follows:

FOR THE DEPARTMENT OF COMMERCE

2022 Local & Community Projects (40000230)

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

(1) The department may not expend the appropriation in this section unless and until the nonstate share of project costs have been either expended or firmly committed, or both, in an amount sufficient to complete the project or a distinct phase of the project that is useable to the public for the purpose intended by the legislature. This requirement does not apply to projects where a share of the appropriation is for design costs only or to the Chelan municipal airport extension project in subsection (8)(a) of this section.

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

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

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

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

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

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

(8)(a) The appropriation is provided solely for the following

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list of projects:

<u>300 Rainier Ave Building</u>	<u>\$206,000</u>	Curran House Museum (University Place).....	\$85,000
Adams County Property/Evidence Processing Facility (Othello)	\$900,000	Dawson Place Facilities (Everett).....	\$258,000
Amara 29 Acre Opportunity in Pierce County (Tacoma)	\$246,000	Day/Night House Exhibit Rebuild - Design Phase (Seattle).....	\$300,000
American Lake Park ADA Improvement Project (Lakewood)	\$258,000	Daybreak Star Indian Cultural Center (Seattle) ...	\$2,600,000
American Legion Building Renovation (Goldendale)	\$262,000	Delridge Wetland Park (Seattle).....	\$244,000
American Legion Veterans Housing & Resource Ctr (Raymond).....	\$88,000	Des Moines North Marina Bulkhead Replacement Ph II (Des Moines).....	\$2,000,000
Arlington Innovation Center (Arlington).....	\$372,000	Doris Morrison Learning Center (Greenacres)	\$1,030,000
Ashley House (Spokane)	\$552,000	Downtown Puyallup Redevelopment Infrastructure (Puyallup)	\$257,000
Auburn Resource Center (Auburn).....	\$1,500,000	Downtown Revitalization (Blaine).....	\$500,000
Aurora Commons Acquisition (Seattle).....	\$2,500,000	Duffy's Pond Pathway Completion (Kennewick).....	\$38,000
Ballinger Park - Hall Creek Restoration (Mountlake Terrace).....	\$824,000	Early Learning Facility Project for Licensed Childcare (Hoquiam).....	\$721,000
Battle Ground HealthCare Free Clinic Relocation (Battle Ground).....	\$1,000,000	East County Family Resource Center Renovation (Washougal)	\$721,000
Bellevue High School Automotive Dynamometer Install (Bellevue).....	\$277,000	Edmonds Marsh (Restoration) <u>Water Quality Improvement</u> (Edmonds).....	(\$258,000)
Bigelow House Museum Preservation (Olympia) ...	\$52,000	.....	<u>\$458,000</u>
BIPOC Artist Installation at Kraken Training Center (Seattle).....	\$155,000	Edmonds Waterfront Center (Edmonds)	\$250,000
Brewery Park Visitor Center (Tumwater).....	\$1,200,000	Ejido Farm Project (Everson).....	\$200,000
Bridges To Home (Shoreline).....	\$2,000,000	Ellensburg Masonic Temple (Ellensburg)	\$258,000
Camp Kilworth - YMCA Day Camp/Environmental Educ (Federal Way).....	\$1,030,000	Ellensburg Rodeo Grandstands (Ellensburg).....	\$1,500,000
Campus Towers Roofing Project (Longview)	\$301,000	Ephrata Rec Center Upgrade (Ephrata)	\$621,000
Capitol Theatre Curtains/Soft Goods Replacement (Yakima)	\$250,000	Esther's Home (Pasco).....	\$1,000,000
Central Klickitat County Parks Improvements (Goldendale)	\$25,000	Ethiopian Community Affordable Housing (Seattle)	\$3,000,000
Chehalis Centralia Steam Locomotive Repair/Restore (Chehalis)	\$123,000	Extruded Curb Improvements (Kirkland).....	\$515,000
Chelan Municipal Airport Extension (Chelan)	\$5,700,000	Family Engagement Center (Seattle).....	\$1,030,000
Children's Village Neurodevelopmental Center Expansion (Yakima).....	\$750,000	Felts Field Gateway Project (Spokane)	\$400,000
City of Wenatchee Community Center (Wenatchee)	\$2,500,000	Ferry County Airport Runway Lighting System (Republic)	\$450,000
Civic Park Mika's Playground (Edmonds).....	\$258,000	Flag Plaza Redevelopment (Kennewick).....	\$46,000
Clallam Joint Emergency Services (Port Angeles)	\$1,700,000	FOE Meeting and Dance Hall (Puyallup).....	\$77,000
Class A Biosolids Dryer (Yelm).....	\$850,000	Fourth Plain Community Commons (Vancouver)	\$1,236,000
Clemans View Park (Naches)	\$442,000	Franklin Pierce Farm Agricultural Resource Center (Tacoma)	\$3,900,000
Coastal Community Action Program Service Ctr (Aberdeen)	\$500,000	Frontier Park - Goat Barn Roof (Graham).....	\$89,000
Communications Tower (Ocean Shores)	\$77,000	Frontier Park-Horse Arena Cover (Graham)	\$1,811,000
Community Action Resource and Training Center (Omak)	\$400,000	Garfield Pool Upgrade (Garfield).....	\$500,000
Community Multi-Use Center (Carnation)	\$1,030,000	Gas Station Park Improvements (Tacoma).....	\$515,000
Cornforth Campbell Demolition & Infrastructure (Puyallup)	\$330,000	Gold Mountain Communications Zone - Upgraded Telecomm (Bremerton)	\$835,000
Coulee City Medical (Clinic) <u>Center & Library</u> (Coulee City).....	(\$846,000) <u>\$1,606,000</u>	Granger Historical Society Museum (Granger)	\$300,000
Coulon North Water Walk Repair and Enhancement (Renton).....	\$1,339,000	Green Lake Community Boathouse (Seattle)	\$100,000
Coupeville Boys & Girls Club (Coupeville).....	\$1,236,000	Grounds Improvement Proposal (Ritzville).....	\$150,000
Cow Skull Creek and Rushingwater Creek Acclimation Ponds (Orting).....	\$690,000	Health Care Kiosk Deployment (Federal Way).....	\$75,000
Craft Beverage Lab & Instrumentation (Tumwater)	\$773,000	Historic Downtown Chelan Infrastructure Predesign (Chelan)	\$150,000
Cross Park Trail and Picnic Shelter (Tacoma)	\$206,000	Immigrant and Refugee Community Hub (Tukwila)	\$960,000
CSML Food Bank Facility (Moses Lake).....	\$1,900,000	Island County Criminal Justice Renovation (Coupeville)	\$600,000
Cultural Anchor Village (Tukwila).....	\$1,500,000	IT3 Discovery Center (Ridgefield).....	\$1,350,000
		Japanese Gulch Daylighting (Mukilteo).....	\$206,000
		Jim Kaemingk Sr. Trail (Lynden).....	\$200,000
		Joya Child & Family Development Center (Spokane)	\$1,200,000
		JV Memorial Pool Roof (Oak Harbor).....	\$250,000
		Kitsap Lake Park Renovation & Accessibility (Bremerton)	\$258,000
		Kittitas Valley Healthcare Laboratory Services Reno (Ellensburg).....	\$397,000
		La Center City Hall Improvements (La Center) ..	\$1,236,000
		Lake Lawrence Fire Station (Yelm)	\$515,000

Lake Sacajawea Renovation Project (Longview) ...	\$900,000	Port Susan Trail (Stanwood)	\$742,000
Lake Stevens Civic Center Phase 3 (Lake Stevens)	\$2,100,000	Port Townsend Affordable Housing Development (Port Townsend).....	\$1,400,000
Lakefront Property Acquisition (Lake Forest Park)	\$432,000	Proclaim Liberty Affordable Housing (Spokane)	\$2,000,000
LASA Client Services Center (Lakewood).....	\$515,000	Project Chairlift: Lifting Up Washington State (Mead)	\$750,000
Leavenworth Ski Hill ADA Restroom (Leavenworth)	\$52,000	Pts of Ilwaco/Chinook Nav Infrastructure (Ilwaco & Chinook)	\$634,000
Lewis County Public Safety Radio Infrastructure (Chehalis)	\$129,000	Public Pavilion for Shoreline Park (Shoreline).....	\$361,000
Lewis County Youth Services Renovation and Addition (Chehalis)	\$824,000	Puyallup Recreation Center (Puyallup)	\$1,030,000
LGBTQ-Affirming Senior Center (Seattle)	\$1,030,000	Puyallup Valley Cultural Heritage Center (Puyallup)	\$335,000
Links to Opportunity (Tacoma)	\$2,000,000	Rainier View Covered Court (Sumner)	\$245,000
Little League Field Improvement (Federal Way)....	\$200,000	Ramstead Regional Park (Everson).....	\$1,500,000
(Longview Hospice Care Center Renovation (Longview)	\$765,000))	Redmond Senior and Community Center (Redmond)	\$1,250,000
Lopez Island Swim Center (Lopez Island).....	\$245,000	Redondo Fishing Pier (Des Moines)	\$900,000
Lynnwood Neighborhood Center (Lynnwood).....	\$500,000	Replacement Hospice House (Richland).....	\$900,000
Maddie's Place (Spokane).....	\$644,000	Resource Center Planning (Pasco)	\$250,000
Madrona Day Treatment School (Bremerton)	\$321,000	Ridgefield I-5 Pedestrian Screen (Ridgefield).....	\$335,000
Magnuson Park Hangar 2 (Seattle)	\$1,130,000	Ridgefield YMCA (Ridgefield).....	\$258,000
Main Street Phase 2 (Mountlake Terrace)	\$1,200,000	Ridgetop DNR Trust Land Purchase (Silverdale)	\$2,050,000
Mariner Community Campus (Everett)	\$1,670,000	Ritzville Downtown Improvements (Ritzville)	\$105,000
Martin Luther King Center Improvements (Pasco)	\$1,000,000	Sargent Oyster House Restoration (Allyn).....	\$344,000
Mary's Place Shelter Renovation (Burien).....	\$352,000	School Based Health Care Clinic (Tacoma).....	\$750,000
Marysville Trail Connector (Marysville).....	\$515,000	SE 168th St. Bike Lanes/Safe Crossings (Renton)	\$500,000
Mason County Veterans Memorial Hall Refurbishment (Shelton)	\$62,000	Seattle Aquarium Expansion (Seattle).....	\$2,000,000
McKinney Center Renovations (Seattle)	\$1,000,000	Seattle Kraken Multisport Courts (Seattle).....	\$103,000
Meadowglen Community Park (Spokane)	\$77,000	Selah-Moxee Irrigation District (Moxee)	\$300,000
Medical Examiner's Facility Upgrades (Spokane) ..	\$600,000	Seminary Hill Natural and Heritage Trail Project (Centralia)	\$52,000
Miller Park (Yakima).....	\$642,000	Sheffield Trail (Fife)	\$1,030,000
MLK Community Center Roof Replacement (Spokane)	\$1,380,000	Shipley Senior Center (Sequim).....	\$463,000
Moses Lake Business Incubator (Moses Lake)....	\$1,313,000	Shoreline Parks Restrooms (Shoreline).....	\$412,000
Mountain Rescue Center (North Bend).....	\$222,000	SIHB Thunderbird Treatment Center (Seattle).....	\$309,000
Nelson Dam Removal Project (Naches)	\$1,325,000	Silver Crest Park (Mill Creek).....	\$90,000
New Ground Kirkland (Kirkland).....	\$258,000	Skabob House Cultural Center Art Studio (Skokomish)	\$500,000
Next Chapter Morgan Shelter (Tacoma).....	\$16,000	Skagit County Morgue (Mount Vernon)	\$139,000
NJROTC/NDCC Program Peninsula School District (Gig Harbor)	\$170,000	Sky Valley Teen Center (Sultan).....	\$773,000
North Bend Depot Rehab (North Bend).....	\$151,000	Sno-Isle Regional Inter-County Libraries (Lake Stevens)	\$1,100,000
North Clear Zone Land Acquisition (Lakewood)	\$1,400,000	Snohomish County Food and Farming Center (Everett)	\$2,550,000
North Creek Trail (Bothell)	\$618,000	Snoqualmie Valley Youth Activity Center (North Bend)	\$361,000
North Seattle Boys & Girls Club Safety Upgrades (Seattle)	\$361,000	Soap Lake City Hall Reactivation (Soap Lake).....	\$157,000
Northwest Kidney Centers Clinic (Port Angeles)...	\$900,000	SoCo Park (Covington)	\$1,300,000
Ocean Beach Medical Group - Ilwaco Clinic (Ilwaco)	\$309,000	South Bend School Multi-Use Field Upgrades (South Bend)	\$361,000
Panther Lake Community Park (Kent).....	\$2,000,000	South Kitsap Community Events Center (Port Orchard)	\$1,236,000
Patterson Park Preservation & Upgrade (Republic)	\$300,000	South Kitsap HS Phys Ed Support (Port Orchard) ...	\$15,000
Pedestrian Overcrossing Replacement (Kalama)	\$2,250,000	Southwest Washington Grain Project (Chehalis)	\$1,750,000
Perfect Passage (Tonasket)	\$1,698,000	Spokane Public Radio (Spokane)	\$1,000,000
Perry Technical Institute Auditorium Renovation (Yakima)	\$1,550,000	Spokane Valley Boys & Girls Club (Spokane Valley)	\$1,030,000
Peter Kirk Community Center Roof and Retrofitted Emerge (Kirkland)	\$773,000	((Spokane Valley Fairgrounds Exhibition Center (Spokane Valley).....	\$750,000))
Phase 1 Master Plan - COVID Mitigation (Lake Stevens)	\$103,000	Sprinker Recreation Center Outdoor Improvements (Tacoma)	\$400,000
Phase 1 of Trails Plan Improvements (Issaquah)	\$251,000	Squire's Landing Park Waterfront & Open Space Access Pr (Kenmore)	\$927,000
Planning & Upgrades Edmonds Boys & Girls Club (Edmonds)	\$200,000	Steilacoom Tribal Cultural Center (Steilacoom)	\$814,000
Point Hudson Breakwater (Port Townsend)	\$1,000,000	Stonehenge Memorial Public Restroom Project (Maryhill)	\$129,000
Police Station Renovations - City of Duvall (Duvall)	\$107,000		
Port of Olympia Marine Center (Olympia).....	\$250,000		
Port of Vancouver Waterfront T1 Building Demo/Deconst (Vancouver).....	\$1,000,000		

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Sultan Basin Park Design (Sultan).....	\$26,000
Sumas Sidewalks and Trails (Sumas).....	\$75,000
Teaching & Commercial Kitchen (Kent).....	\$515,000
The Campaign for Wesley Des Moines (Des Moines)	
.....	\$500,000
The Eli's Park Project (Seattle).....	\$900,000
The Ethiopian Village (Seattle).....	\$515,000
The Hilltop (Tacoma).....	\$1,545,000
The Landing (Redmond).....	\$258,000
The Millworks (Bellingham).....	\$1,000,000
The Podium (Spokane).....	\$774,000
The Way Station (Bellingham).....	\$4,050,000
Therapeutic Play Spaces (Spokane).....	\$108,000
Tiny House Villages and Cottages (Seattle).....	\$2,000,000
Together Center (Redmond).....	\$1,030,000
Toppenish Junior Livestock Facility Planning (Toppenish)	
.....	\$21,000
Trails End Community Meeting Space (Tumwater)	\$155,000
Treatment Plant Remodel (Duvall).....	\$742,000
Turf Field Lighting (Yakima).....	\$500,000
Turning Pointe Youth Advocacy Addition (Shelton)	\$82,000
Twisp Civic Center (Twisp).....	\$1,500,000
United Way of King County Building Restoration (Seattle)	
.....	\$566,000
University Heights Center Renovation (Seattle).....	\$595,000
Upper Kittitas County Medic One - Station 99 (Cle Elum)	
.....	\$784,000
Vaughn Library Hall Restoration (Vaughn).....	\$103,000
Wards Lake Park Improvement Project (Lakewood)	\$258,000
Water Efficiency Improvements (Royal City).....	\$193,000
Wenas Creek Screening, Passage Engineering Design (Selah)	
.....	\$150,000
West Biddle Lake Dam Restoration (Vancouver)	\$1,881,000
Whatcom County Integrated Public Safety Radio System (Bellingham).....	\$400,000
Woodland Scott Hill Park & Sports Complex (Woodland)	
.....	\$600,000
Yakima County Fire Communications Radio Repeaters (Yakima).....	\$103,000
Yakima Valley Fair (Grandview).....	\$235,000
Yelm Senior Center Repairs (Yelm).....	\$36,000
Youth Resource Center (Federal Way).....	\$82,000

(b) The funding for the Magnuson Park Historic Hanger 2 (Seattle) project is contingent on the contribution of at least \$6,000,000 for the Magnuson Park Center For Excellence. If the Magnuson Park Center For Excellence has not certified to the department of commerce that the project has secured at least \$6,000,000 in total funding for the capital phase of the project by July 31, 2022, the funds in this subsection (8)(b) shall lapse. The lapse date of July 31, 2022, must be extended to the same extent that the city of Seattle grants an extension, if any, beyond that date for the same project, provided that no further extension may be granted past July 31, 2023. The Magnuson Park Center For Excellence must ensure that the long-term lease with Seattle Parks and Recreation stipulates meaningful public benefits that prioritize low-income, black, indigenous, and people of color youth and families of the Magnuson park and neighborhood and Northeast Seattle. The lease must include provisions to proactively recruit and provide no-cost access to the residents as well as the creation of a scholarship fund dedicated to the residents for the center's events and programming. Additional public benefits to improve accessibility for Magnuson Park residents must be considered in the lease negotiations.

Appropriation:

State Building Construction Account—State(~~(\$169,916,000)~~)

.....	<u>\$169,567,000</u>
Prior Biennia (Expenditures).....	\$0
Future Biennia (Projected Costs).....	\$0
TOTAL.....	(\$169,916,000)
.....	<u>\$169,567,000</u>

Sec. 7013. 2022 c 296 s 1046 (uncodified) is amended to read as follows:

FOR THE DEPARTMENT OF COMMERCE

Work, Education, Health Monitoring Projects (91001686)

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

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

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

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

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

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

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

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

(8) (~~(\$926,000 of the state building construction account—state)~~) The appropriation in this section is provided solely for the following list of projects:

((Camp Waskowitz Restrooms (North Bend))) <u>Sylvester Middle School</u>	
<u>Restrooms (Burien)</u>	\$250,000
Mary's Place Burien Shelter ((COVID Updates)) (Seattle)	
.....	\$550,000
Nordic Heritage Museum HVAC Renovation (Seattle)	
.....	\$26,000
((Sherwood COVID Mitigation (Lake Stevens))	\$100,000)
Appropriation:	
State Building Construction Account—State	(\$926,000)
.....	<u>\$826,000</u>
Prior Biennia (Expenditures).....	\$0

Future Biennia (Projected Costs)	\$0
TOTAL	(\$926,000)
	<u>\$826,000</u>

Sec. 7014. 2021 c 332 s 1094 (uncodified) is amended to read as follows:

FOR THE DEPARTMENT OF COMMERCE

Early Learning (~~COVID-19~~) Renovation Grants (91001681)

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

(1) \$8,500,000 of the (~~coronavirus capital projects account—federal~~) state building construction account—state appropriation is provided solely for the Washington early learning loan fund to provide grants to early learning facilities for (~~emergency~~) renovation (~~and~~) remodeling (~~changes in response to the public health emergency with respect to the coronavirus disease~~), and expansion.

(2) The grants may not be used for operating expenditures, but must be used for capital needs to:

- (a) Support increased social distancing requirements;
- (b) Support increased health and safety measures;
- (c) Provide increased outdoor space; or
- (d) Increase or preserve early learning slots within a facility or community.

(3) Grant recipients must meet the requirements in RCW 43.31.575.

(4) Up to four percent of the funding in this appropriation may be used by the contractor to provide technical assistance to early learning providers interested in applying for the early learning facility grant or loan program.

Appropriation:

(Coronavirus Capital Projects Account Federal	.....	\$8,500,000)
<u>State Building Construction Account—State</u>	<u>\$8,500,000</u>	
Prior Biennia (Expenditures)	\$0	
Future Biennia (Projected Costs)	\$0	
TOTAL	\$8,500,000	

Sec. 7015. 2022 c 296 s 1019 (uncodified) is amended to read as follows:

FOR THE DEPARTMENT OF COMMERCE

2021-23 Weatherization Plus Health (40000150)

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

(1) \$5,000,000 of the state building construction account—state appropriation in this section is provided solely for grants for the Washington State University energy extension community energy efficiency program (CEEP) to support homeowners, tenants, and small business owners in making sound energy efficiency investments by providing consumer education and marketing, workforce support through training and lead generation, and direct consumer incentives for upgrades to existing homes and small commercial buildings. This is the maximum amount the department may expend for this purpose.

(2) The department, in collaboration with the Washington State University, shall make recommendations to the appropriate committees of the legislature on strategies to expand and align the weatherization program and the rural rehabilitation loan program. The department shall report the recommendations to the appropriate committees of the legislature and the governor by November 1, 2022. The recommendations must include strategies to:

(a) Recruit community energy efficiency program sponsors that are community-based organizations located in geographic areas of the state that have not received funding for low-income weatherization programs, targeting hard to reach market segments;

(b) Leverage funding from community energy efficiency program sponsors in an amount greater than or equal to the amount provided by the state through the weatherization program;

(c) Ensure that community energy efficiency program utility sponsors work with non-profit community-based organizations to deliver community energy efficiency program services; and

(d) Identify community energy efficiency program sponsors that support the conversion of space and water heating from fossil fuels to electricity, as part of a set of energy efficiency investments.

(3) If funding from this appropriation is used to purchase heating devices or systems, the agency shall, whenever possible and most cost effective, select devices and systems that do not use fossil fuels.

(4) (~~(\$69,766,000)~~) \$47,115,000 of the general fund—federal appropriation in this section is provided solely as expenditure authority for grant funding received by the department for the weatherization assistance program in section 40551 of P.L. 117-58 (infrastructure investment and jobs act), not to exceed the actual amount of grant funding awarded. Expenditure of the amount in this subsection is contingent on the receipt of this grant funding. (~~If the department does not receive the grant funding by June 30, 2023, the expenditure authority in this section shall lapse.~~)

Appropriation:

State Building Construction Account—State	\$10,000,000
General Fund—Federal	(\$69,766,000)
	<u>\$47,115,000</u>
Capital Community Assistance Account—State	\$10,000,000
Subtotal Appropriation	(\$89,766,000)
	<u>\$67,115,000</u>
Prior Biennia (Expenditures)	\$0
Future Biennia (Projected Costs)	\$50,000,000
TOTAL	(\$139,766,000)
	<u>\$117,115,000</u>

Sec. 7016. 2022 c 296 s 1041 (uncodified) is amended to read as follows:

FOR THE DEPARTMENT OF COMMERCE

2021-23 Broadband Office (92000953)

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

(1)(a) The appropriations in this section are provided solely to the statewide broadband office for qualifying broadband infrastructure projects.

(b) Unless otherwise stated, eligible applicants for grants awarded under subsections (2) and (3) of this section are:

- (i) Local governments, including ports and public utility districts;
- (ii) Federally recognized tribes;
- (iii) Nonprofit organizations;
- (iv) Nonprofit cooperative organizations; and
- (v) Multiparty entities comprised of a combination of public entity members or private entity members. A multiparty entity cannot be solely comprised of private entities.

(c) The department must prioritize eligible applications where the lead applicant is a public entity.

(d) Projects receiving grants under this section must:

(i) Demonstrate that the project site is under the applicant's control for a minimum of 25 years, either through ownership or a long-term lease; and

(ii) Commit to using the infrastructure funded by the grant for the purposes of providing broadband connectivity for a minimum of 25 years. (e) Unless otherwise stated, priority must be given to projects:

(i) Located in unserved areas of the state, which for the

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purposes of this section means areas of Washington in which households and businesses lack access to broadband service of speeds at a minimum of 100 megabits per second download and at a minimum 20 megabits per second upload;

(ii) Located in geographic areas of greatest priority for the deployment of broadband infrastructure to achieve the state's broadband goals, as provided in RCW 43.330.536, identified with department and board mapping tools; or

(iii) That construct last mile infrastructure, as defined in RCW 43.330.530. (f) Unless otherwise stated, appropriations may not be used for projects where a broadband provider currently provides, or has begun construction to provide, broadband service, as defined in RCW 43.330.530, to end users in the proposed project area.

(g) The appropriations must be used for projects that use a technology-neutral approach in order to expand access at the lowest cost to the most unserved or underserved residents.

(h)(i) The statewide broadband office must act as fiscal agent for the grants authorized in subsections (2) and (3) of this section.

(ii) No more than 1.5 percent of the funds appropriated for the program may be expended by the statewide broadband office for administration purposes.

(i) The statewide broadband office must impose grant or contract conditions to help ensure that any project funded under this section will result in an enduring public benefit, where feasible, for at least 25 years.

(2)(a) ~~(\$50,000,000)~~ \$27,591,000 of the state building construction account—state appropriation is provided solely to the statewide broadband office to award as grants to eligible applicants as match funds to leverage federal broadband infrastructure program funding.

(b)(i) For the purposes of this subsection (2), "state broadband infrastructure funders" are the state broadband office, the public works board, and the community economic revitalization board.

(ii) The statewide broadband office must develop a project evaluation process to assist in coordination among state broadband infrastructure funders to maximize opportunities to leverage federal funding and ensure efficient state investment. The project evaluation process must help determine whether a project is a strong candidate for a known federal funding opportunity and if a project can be packaged as part of a regional or other coordinated federal grant proposal. The state broadband infrastructure funders are encouraged to enter into a memorandum of understanding outlining how coordination will take place so that the process can help with a coordinated funding strategy across these entities.

(3)(a) \$150,996,000 of the coronavirus state fiscal recovery fund—federal appropriation, \$124,749,000 of the coronavirus capital projects account—federal appropriation, and \$258,000 of the state building construction account—state appropriation are provided solely for grants to eligible applicants for qualifying broadband infrastructure projects.

(b)(i) Projects that receive grant funding under this subsection (3) must be eligible for funds under section 9901 of the American rescue plan act.

(ii) To ensure compliance with conditions of the federal coronavirus state fiscal recovery fund and coronavirus capital projects account, all expenditures of amounts appropriated in this subsection (3) must be obligated by December 31, 2024.

(c)(i) \$5,000,000 of the appropriation in this subsection is provided for broadband equity and affordability grants.

(ii) Grants must be provided to eligible applicants located in areas:

(A) With existing broadband service with speeds at a minimum of 100 megabits per second download and at a minimum 20

megabits per second upload; and

(B) Where the state broadband office, in consultation with the department of equity, determine that access to existing broadband service is not affordable or equitable.

(iii) Eligible applicants for grants awarded under this subsection (3)(c) are:

(A) Local governments, including ports and public utility districts;

(B) Federally recognized tribes;

(C) Public school districts;

(D) Nonprofit organizations; and

(E) Multiparty entities comprised of public entity members to fund broadband deployment.

(d) \$258,000 of the state building construction account—state appropriation in this subsection is provided solely for the Precision Agriculture and Broadband pilot project.

(e) \$225,000 of the coronavirus capital projects account—federal appropriation in this subsection is provided solely for the Point Roberts rural broadband project.

(4) By January 30, 2022, and January 30, 2023, the statewide broadband office must develop and submit a report regarding the grants established in subsections (2) and (3) of this section to the office of financial management and appropriate fiscal committees of the legislature. The report must include:

(a) The total number of applications and amount of funding requested;

(b) A list and description of projects approved for grant funding in the preceding fiscal year;

(c) The total amount of grant funding that was disbursed during the preceding fiscal year;

(d) The total amount of funds obligated and timing of when the funds were obligated in the preceding fiscal year; and

(e) For projects funded in the prior biennium, the outcomes achieved by the approved projects.

(5) For eligible applicants providing service outside of their jurisdictional boundary, no more than three percent of the award amount may be expended for administration purposes.

Appropriation:

State Building Construction Account—State	(\$50,258,000)
.....	<u>\$27,849,000</u>
Coronavirus State Fiscal Recovery (Account) Fund—Federal	
.....	\$150,996,000
Coronavirus Capital Projects Account—Federal	\$124,749,000
Subtotal Appropriation	(\$326,003,000)
.....	<u>\$303,594,000</u>
Prior Biennia (Expenditures)	\$0
Future Biennia (Projected Costs)	\$0
TOTAL	(\$326,003,000)
.....	<u>\$303,594,000</u>

Sec. 7017. 2022 c 296 s 1042 (uncodified) is amended to read as follows:

FOR THE DEPARTMENT OF COMMERCE

2022 Broadband Office (92001178)

The appropriation in this section is subject to the following conditions and limitations: The appropriation in this section is provided solely as expenditure authority for grant funding received by the department for the broadband equity, access, and deployment state grants program in section 60102 of P.L. 117-58 (infrastructure investment and jobs act), not to exceed the actual amount of grant funding awarded. Expenditure of the amount in this subsection is contingent on the receipt of this grant funding. ~~((If the department does not receive the grant funding by June 30, 2023, the expenditure authority in this subsection shall lapse.))~~

Appropriation:

General Fund—Federal	\$50,000,000
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Prior Biennia (Expenditures)	\$0
Future Biennia (Projected Costs)	\$0
TOTAL	\$50,000,000

Sec. 7018. 2022 c 296 s 1017 (uncodified) is amended to read as follows:

FOR THE DEPARTMENT OF COMMERCE

2021-23 Library Capital Improvement Program (LCIP) Grants (40000147)

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

(1) The appropriation in this section is provided solely for a local library capital improvement grant program for the following list of projects:

City of Colville	\$264,000
Sno-Isle Regional Inter-County Libraries (Langley).....	\$700,000
Stevens County Rural Library District (Loon Lake).....	\$649,000
Stevens County Rural Library District (Chewelah) ..	\$90,000
North Olympic Library System.....	\$2,000,000
Spokane County Library District (Spokane Valley).....	\$2,000,000
Jefferson County Rural Library District (Port Hadlock)	\$285,000
Stevens County Rural Library District (Northport) ..	\$50,000
North Central Regional Library (Wenatchee).....	\$798,000
City of Seattle	\$1,889,000
Pend Oreille County Library District (Metaline Falls).....	\$40,000
Upper Skagit Library District (Concrete)	\$209,000
City of Cashmere	\$14,000
(Town of Coulee City	\$760,000))
Sno-Isle Regional Inter-County Libraries (Darrington)	\$250,000
Fort Vancouver Regional Library Foundation (Woodland)	\$2,000,000
City of Mount Vernon	\$2,000,000
Camas Library Improvements (Camas)	\$515,000
Ephrata Public Library (Ephrata).....	\$91,000
Lake Stevens Early Learning Library (Lake Stevens)	\$2,000,000

(2) The department must establish a competitive process to solicit proposals for and prioritize projects whose primary objective is to assist libraries operated by governmental units, as defined in RCW 27.12.010, in acquiring, constructing, repairing, or rehabilitating facilities.

(3) The department must establish a committee to develop the grant program criteria and review proposals. The committee must be composed of five members as provided in this subsection. The committee must include: (a) A representative from the department of commerce; (b) a representative from the department of archaeology and historic preservation; (c) the state librarian; (d) a representative from a library district; and (e) a representative from a municipal library.

(4) The department must conduct a statewide solicitation of project applications. The department must evaluate and rank applications in consultation with the committee established in subsection (3) of this section, using objective criteria. The ranking of projects must prioritize library district facilities listed on a local, state, or federal register of historic places and those located in distressed or rural counties. The evaluation and ranking process must also include an examination of existing assets that applicants propose to apply to projects. Grant assistance under this section may not exceed 50 percent of the total cost of the project. The nonstate portion of the total project cost may include cash, the value of real property when acquired solely for the purpose of the project, and in-kind contributions.

(5) The department must submit a prioritized list of recommended projects to the governor and the legislature by

October 1, 2022, for inclusion in the department of commerce's 2023-2025 biennial capital budget request. The list must include a description of each project, the amount of recommended state funding, and documentation of nonstate funds to be used for the project. Individual grants may not exceed \$2,000,000. The total amount of recommended state funding for the projects on a biennial project list may not exceed \$10,000,000.

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

(7) The department must assist grant recipients under this section to apply for applicable competitive federal grant funding and, upon receipt of any such funding, an equal amount of the state building construction account—state appropriation must be placed in unallotted status.

Appropriation:

State Building Construction Account—State.....	(\$16,604,000)
.....	<u>\$15,844,000</u>
Prior Biennia (Expenditures).....	\$0
Future Biennia (Projected Costs).....	\$30,000,000
TOTAL.....	(\$46,604,000)
.....	<u>\$45,844,000</u>

Sec. 7019. 2021 c 332 s 1098 (uncodified) is amended to read as follows:

FOR THE OFFICE OF FINANCIAL MANAGEMENT

Emergency Repairs (30000041)

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

(1) Emergency repair funding is provided solely to address unexpected building or grounds failures that will impact public health and safety and the day-to-day operations of the facility. To be eligible for funds from the emergency repair pool, a request letter for emergency funding signed by the affected agency director must be submitted to the office of financial management and the appropriate legislative fiscal committees. The request must include a statement describing the health and safety hazard and impacts to facility operations, the possible cause, the proposed scope of emergency repair work and related cost estimate, and identification of other funding that may be applied to the project.

(2) For emergencies occurring during a legislative session, an agency must notify the legislative fiscal committees before requesting emergency funds from the office of financial management.

(3) The office of financial management must notify the legislative evaluation and accountability program committee and the legislative fiscal committees as emergency projects are approved for funding and include what funded level was approved.

(4) The office of financial management must report quarterly, beginning October 1, 2021, on the funding approved by agency and by emergency to the fiscal committees of the legislature.

Appropriation:

State Building Construction Account—State.....	(\$4,000,000)
.....	<u>\$2,660,000</u>
Prior Biennia (Expenditures).....	\$0
Future Biennia (Projected Costs).....	\$16,000,000
TOTAL.....	(\$20,000,000)

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.....\$18,660,000

Sec. 7020. 2022 c 296 s 1056 (uncodified) is amended to read as follows:

FOR THE OFFICE OF FINANCIAL MANAGEMENT

Inflation and Contingency Fund (92001124)

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

(1) The appropriation in this section is provided solely for inflationary cost increases of materials for state agency projects funded in an omnibus capital appropriations act that are currently active in the construction phase. Projects in the design phase are not eligible and must submit a budget decision package for the 2023 legislative session. ~~((The))~~ Except as provided under subsection (6) of this section, the office of financial management shall allocate funds based on project necessity.

(2) To be eligible for funds from this inflation and contingency fund, a request letter signed by the affected agency director must be submitted to the office of financial management and the appropriate legislative fiscal committees. The request must include:

- (a) A statement describing the unexpected costs;
- (b) The ways the agency has already mitigated project costs; and
- (c) The identification of other funding that may be applied to the project.

(3) For requests during a legislative session, an agency must notify the legislative fiscal committees before requesting these funds from the office of financial management.

(4) The office of financial management must notify the legislative evaluation and accountability program committee and the fiscal committees of the legislature as inflation and contingency funds are approved, including the approved funding level by fund type, and a copy of all the materials submitted in subsection (2) of this section.

(5) The office of financial management must report quarterly, beginning October 1, 2022, on the funding approved by agency, by project number, and type of funds authorized, to the fiscal committees of the legislature.

(6) \$2,000,000 of the appropriation in this section is provided solely for Bellevue College to pay for cost increases to the Center for Transdisciplinary Learning and Innovation capital project. The requirements of subsection (2) do not apply to the project listed under this subsection.

Appropriation:

Capital Community Assistance Account—State	((\$8,000,000))
.....	\$4,842,000
Prior Biennia (Expenditures)	\$0
Future Biennia (Projected Costs)	\$0
TOTAL	((\$8,000,000))
.....	\$4,842,000

NEW SECTION. Sec. 7021. A new section is added to 2022 c 296 (uncodified) to read as follows: **FOR THE DEPARTMENT OF ENTERPRISE SERVICES**

Executive Guard Post One (40000448)

Appropriation:

State Building Construction Account—State.....	\$740,000
Prior Biennia (Expenditures)	\$0
Future Biennia (Projected Costs)	\$0
TOTAL	\$740,000

Sec. 7022. 2022 c 296 s 1059 (uncodified) is amended to read as follows:

FOR THE DEPARTMENT OF ENTERPRISE SERVICES

Legislative Campus Modernization (92000020)
The appropriations in this section are subject to the following

conditions and limitations:

(1) The reappropriations are subject to the provisions of section 6024 of this act.

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

(3) \$11,585,000 of the Thurston county capital facilities account—state appropriation is provided solely for the global legislative campus modernization subproject, which includes, but is not limited to, modular building leases or purchases and associated costs, site development work on campus to include Columbia street, stakeholder outreach, and historic mitigation for the project.

(4) \$69,037,000 of the amount provided in this section is provided solely for Irv Newhouse building replacement design and construction subproject on opportunity site six.

- (a) The department must:
 - (i) Have a design contractor selected by September 1, 2021;
 - (ii) Start design validation by October 1, 2021; and
 - (iii) Start design by December 1, 2021.

(b) The design and construction must result in:

- (i) A high performance building that meets net-zero-ready energy standards, with an energy use intensity of no greater than 35;

(ii) Sufficient program space required to support senate offices and support functions;

(iii) A building façade similar to the American neoclassical style with a base, shaft, and capitol expression focus with some relief expressed in modern construction methods to include adding more detailing and depth to the exterior so that it will fit with existing legislative buildings on west capitol campus, like the John Cherberg building;

(iv) Member offices of similar size as member offices in the John A. Cherberg building;

(v) Demolition of the buildings located on opportunity site six;

(vi) Consultation with the leadership of the senate, or their designee(s), at least every month, effective July 1, 2021; and

(vii) Ensure the subproject meets legislative intent to complete design by April 30, 2023, and start construction by September 1, 2023.

(5) \$8,538,000 of the amount provided in this section is provided solely for the Pritchard building and the John L. O'Brien renovation design subproject. The design contractor must be selected by September 1, 2022, and the design must result in:

(a) A high performance building that meets net-zero-ready energy standards, with an energy use intensity of no greater than 35;

(b) Sufficient program space required to support house of representatives offices and support functions; and

(c) Additional office space in the Pritchard building necessary to offset house of representatives members and staff office space that will be eliminated in the renovation of the third and fourth floors of the John L. O'Brien building.

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

(7) The state capitol committee, in consultation with capitol campus design advisory committee, may review architectural design proposals for continuity with the 2006 master plan for the capitol of the state of Washington and 2009 west capitol campus historic landscape preservation and vegetation management plan. As part of planning efforts, the state capitol committee may conduct a review of current design criteria and standards.

(8) The Irv Newhouse building replacement and Pritchard building designs should include an analysis of comprehensive

impacts to the campus and the surrounding neighborhood, an evaluation of future workforce projections and an analysis of traffic impacts, parking needs, visual buffers, and campus aesthetics. The designs should include a public engagement process including the capitol campus design advisory committee and state capitol committee.

(9) \$180,000 of the appropriation in this section is provided solely for the department to conduct a preservation study of the Pritchard building as a continuation of the predesign in section 6024 of this act. The study must include an analysis of seismic, geotechnical, building codes, constructability, and costs associated with renovation and expansion of the Pritchard building to accommodate tenant space needs. The department shall contract with a third-party historic preservation specialist to ensure the study is in compliance with the secretary of the interior's standards and any other applicable standards for historic rehabilitation. The study must include a public engagement process including the capitol campus design advisory committee and state capitol committee. The study is subject to review and approval by the state capitol committee by March 31, 2022, to inform the design of a renovation, expansion, or replacement of the Pritchard building.

(10) The department may sell by auction the Ayers and Carlyon houses, known as the press houses, separate and apart from the underlying land, subject to the following conditions:

(a) The purchaser, at its sole cost and expense, must remove the houses by December 31, 2021;

(b) The state is not responsible for any costs or expenses associated with the sale, removal, or relocation of the buildings from opportunity site six; and

(c) Any sale proceeds must be deposited into the Thurston county capital facilities account.

(11) Implementation of subsections (7) through (10) of this section is not intended to delay the design and construction of any of the subprojects included in the legislative campus modernization project.

(12) If the department receives information that projected costs for any of the subprojects in subsections (3), (4), or (5) of this section will exceed the amount provided in the respective subsections and the future biennia projected costs, the department must timely notify and provide that information in writing to the project executive team committee. ((The)) Prior to proceeding with design or construction, the department must ((provide)):

(a) Provide at least ((two)) three options to reduce subproject costs to stay within the amount provided for that subproject and ((to stay)) on the project schedule((-Before)):

(b) Consult with the project executive team on the options offered, prior to proceeding with a reduced cost option((-the department must consult with the project executive team committee. The project executive team must reach majority consensus to either move forward with a lower cost option or to request additional capital budget funding)); and

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

Reappropriation:	
State Building Construction Account—State.....	\$9,900,000
Appropriation:	
State Building Construction Account—State.....	\$67,855,000
Thurston County Capital Facilities Account—State	
.....	\$11,585,000
Subtotal Appropriation	\$79,440,000

Prior Biennia (Expenditures).....	\$596,000
Future Biennia (Projected Costs).....	\$130,034,000
TOTAL.....	\$219,970,000

Sec. 7023. 2022 c 296 s 2004 (uncodified) is amended to read as follows:

FOR THE DEPARTMENT OF SOCIAL AND HEALTH SERVICES

Fircrest School-Nursing Facilities: Replacement (30002755)

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

(1) It is the intent of the legislature to further the recommendations of the December 2019 report from the William D. Ruckleshaus center to redesign the intermediate care facility of the Fircrest Residential Habilitation Center to function as short-term crisis stabilization and intervention. It is also the intent of the legislature to concentrate the footprint of the Fircrest Residential Habilitation Center on the northern portion of the property. ~~((As a result, \$7,750,000 of the appropriation in this section is provided solely for design of a 120 bed nursing facility.~~

~~(2) \$2,243,000 of the appropriation is provided solely to relocate the adult training program to a different location on the Fircrest Rehabilitation Center campus. The department must consider the proposal to redesign the facility as a short term crisis stabilization and intervention when devising options for relocation of the adult training program and submit a report of these options to the legislature no later than December 1, 2022.~~

~~(3)) (2) The department must seek input from individuals with intellectual and developmental disabilities, including the residents at Fircrest and their families or guardians, in design of a nursing facility.~~

Reappropriation:	
State Building Construction Account—State	\$58,000
Appropriation:	
State Building Construction Account—State	\$9,993,000
Prior Biennia (Expenditures).....	\$184,000
Future Biennia (Projected Costs).....	\$0
TOTAL.....	\$10,235,000

Sec. 7024. 2021 c 332 s 2032 (uncodified) is amended to read as follows:

FOR THE DEPARTMENT OF SOCIAL AND HEALTH SERVICES

Western State Hospital: Wards Renovations for Forensic Services (40000026)

Reappropriation:	
State Building Construction Account—State .(((\$1,770,000))	
.....	\$1,602,000
Prior Biennia (Expenditures).....	\$8,790,000
Future Biennia (Projected Costs).....	\$0
TOTAL.....	(((\$10,560,000))
.....	\$10,392,000

Sec. 7025. 2021 c 332 s 2039 (uncodified) is amended to read as follows:

FOR THE DEPARTMENT OF SOCIAL AND HEALTH SERVICES

Special Commitment Center: Strategic Master Plan (40000394)

Appropriation:	
Charitable, Educational, Penal, and Reformatory Institutions	
Account—State	(((\$250,000))
.....	\$239,000
Prior Biennia (Expenditures).....	\$0
Future Biennia (Projected Costs).....	\$0
TOTAL.....	(((\$250,000))
.....	\$239,000

NEW SECTION. Sec. 7026. A new section is added to

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2022 c 296 (uncodified) to read as follows: **FOR THE DEPARTMENT OF SOCIAL AND HEALTH SERVICES**

ESH FSU Chiller Replacement (40001136)

Appropriation:

State Building Construction Account—State.....	\$600,000
Prior Biennia (Expenditures)	\$0
Future Biennia (Projected Costs)	\$0
TOTAL	\$600,000

NEW SECTION. Sec. 7027. A new section is added to 2022 c 296 (uncodified) to read as follows: **FOR THE DEPARTMENT OF SOCIAL AND HEALTH SERVICES**

Child Study & Treatment Center – Youth Housing (91000084)

Appropriation:

State Building Construction Account—State.....	\$350,000
Prior Biennia (Expenditures)	\$0
Future Biennia (Projected Costs)	\$0
TOTAL	\$350,000

Sec. 7028. 2021 c 332 s 2059 (uncodified) is amended to read as follows:

FOR THE DEPARTMENT OF SOCIAL AND HEALTH SERVICES

Community Nursing Care Homes (92000042)

(1) It is the intent of the legislature to further the recommendations of the December 2019 report from the William D. Ruckleshaus center to redesign intermediate care facilities of the residential habilitation centers to function as short-term crisis stabilization and intervention by constructing smaller, nursing care homes in community settings to care for individuals with intellectual and developmental disabilities.

(2) (~~(\$300,000 of the)~~) The appropriation in this section is provided solely to complete a predesign of community nursing care homes to provide nursing facility level of care to individuals with intellectual and developmental disabilities. The predesign must include options for four or five individual facilities with a minimum of four beds in each and for an individual facility with a minimum of 30 beds.

(3) The department shall provide recommendations for where these community nursing care homes should be located geographically in the state and an analysis of the costs associated with operating these homes. The department shall submit a report of this information to the governor and the appropriate committees of the legislature no later than December 1, 2021.

Appropriation:

State Building Construction Account—State.....((\$300,000))	<u>\$206,000</u>
Prior Biennia (Expenditures)	\$0
Future Biennia (Projected Costs)	\$0
TOTAL	((\$300,000))
.....	<u>\$206,000</u>

NEW SECTION. Sec. 7029. A new section is added to 2022 c 296 (uncodified) to read as follows: **FOR THE DEPARTMENT OF SOCIAL AND HEALTH SERVICES**

Maple Lane - Rapid BH Bed Capacity (92000046)

Appropriation:

State Building Construction Account—State.....	\$800,000
Prior Biennia (Expenditures)	\$0
Future Biennia (Projected Costs)	\$0
TOTAL	\$800,000

Sec. 7030. 2021 c 332 s 2067 (uncodified) is amended to read as follows:

FOR THE DEPARTMENT OF HEALTH

Othello Water Supply and Storage (40000008)

Reappropriation:

State Building Construction Account—State.....((\$965,000))	<u>\$781,000</u>
--	------------------

Prior Biennia (Expenditures).....	\$585,000
Future Biennia (Projected Costs).....	\$0
TOTAL.....	((\$1,550,000))
.....	<u>\$1,366,000</u>

Sec. 7031. 2022 c 296 s 2037 (uncodified) is amended to read as follows:

FOR THE DEPARTMENT OF CORRECTIONS

WCC: Interim Mental Health Building (40000260)

Appropriation:

State Building Construction Account—State	\$1,275,000
Capital Community Assistance Account—State	<u>\$672,000</u>
<u>Subtotal Appropriation</u>	<u>\$1,947,000</u>
Prior Biennia (Expenditures).....	\$0
Future Biennia (Projected Costs).....	\$0
TOTAL.....	((\$1,275,000))
.....	<u>\$1,947,000</u>

Sec. 7032. 2021 c 332 s 3002 (uncodified) is amended to read as follows:

FOR THE DEPARTMENT OF ECOLOGY

Low-Level Nuclear Waste Disposal Trench Closure (19972012)

The reappropriation in this section is subject to the following conditions and limitations: The reappropriation is subject to the provisions of section 3002, chapter 3, Laws of 2015 3rd sp. sess.

Reappropriation:

Site Closure Account—State.....	((\$8,472,000))
.....	<u>\$1,972,000</u>
Prior Biennia (Expenditures).....	\$4,930,000
Future Biennia (Projected Costs).....	\$0
TOTAL.....	((\$13,402,000))
.....	<u>\$6,902,000</u>

Sec. 7033. 2021 c 332 s 3010 (uncodified) is amended to read as follows:

FOR THE DEPARTMENT OF ECOLOGY

Remedial Action Grant Program (30000216)

Reappropriation:

Model Toxics Control Capital Account—State((\$17,040,000))	<u>\$16,835,000</u>
.....	<u>\$16,835,000</u>
Prior Biennia (Expenditures).....	\$45,824,000
Future Biennia (Projected Costs).....	\$0
TOTAL.....	((\$62,864,000))
.....	<u>\$62,659,000</u>

Sec. 7034. 2021 c 332 s 3019 (uncodified) is amended to read as follows:

FOR THE DEPARTMENT OF ECOLOGY

Remedial Action Grants (30000374)

Reappropriation:

Model Toxics Control Capital Account—State((\$9,357,000))	<u>\$9,052,000</u>
.....	<u>\$9,052,000</u>
Prior Biennia (Expenditures).....	\$53,180,000
Future Biennia (Projected Costs).....	\$0
TOTAL.....	((\$62,537,000))
.....	<u>\$62,232,000</u>

Sec. 7035. 2021 c 332 s 3021 (uncodified) is amended to read as follows:

FOR THE DEPARTMENT OF ECOLOGY

Eastern Washington Clean Sites Initiative (30000432)

Reappropriation:

Model Toxics Control Capital Account—State((\$7,444,000))	<u>\$5,352,000</u>
.....	<u>\$5,352,000</u>
Prior Biennia (Expenditures).....	\$2,456,000
Future Biennia (Projected Costs).....	\$0
TOTAL.....	((\$9,900,000))
.....	<u>\$7,808,000</u>

Sec. 7036. 2021 c 332 s 3022 (uncodified) is amended to read

as follows:

FOR THE DEPARTMENT OF ECOLOGY

Remedial Action Grants (30000458)

The reappropriations in this section are subject to the following conditions and limitations: The reappropriations are subject to the provisions of section 3011, chapter 35, Laws of 2016 sp. sess.

Reappropriation:

Model Toxics Control Capital Account—State	(\$8,711,000)
.....	<u>\$1,171,000</u>
State Building Construction Account—State	(\$14,081,000)
.....	<u>\$12,879,000</u>
Subtotal Reappropriation	(\$22,792,000)
.....	<u>\$14,050,000</u>
Prior Biennia (Expenditures)	\$29,955,000
Future Biennia (Projected Costs)	\$0
TOTAL	(\$52,747,000)
.....	<u>\$44,005,000</u>

Sec. 7037. 2021 c 332 s 3024 (uncodified) is amended to read as follows:

FOR THE DEPARTMENT OF ECOLOGY

Stormwater Financial Assistance Program (30000535)

The reappropriation in this section is subject to the following conditions and limitations: The reappropriation is subject to the provisions of section 3012, chapter 35, Laws of 2016 sp. sess.

Reappropriation:

Model Toxics Control Stormwater Account—State	(\$22,444,000)
.....	<u>\$3,944,000</u>
Prior Biennia (Expenditures)	\$8,757,000
Future Biennia (Projected Costs)	\$0
TOTAL	(\$31,201,000)
.....	<u>\$12,701,000</u>

Sec. 7038. 2021 c 332 s 3026 (uncodified) is amended to read as follows:

FOR THE DEPARTMENT OF ECOLOGY

Floodplains by Design (30000537)

Reappropriation:

State Building Construction Account—State	(\$10,094,000)
.....	<u>\$10,061,000</u>
Prior Biennia (Expenditures)	\$25,466,000
Future Biennia (Projected Costs)	\$0
TOTAL	(\$35,560,000)
.....	<u>\$35,527,000</u>

Sec. 7039. 2021 c 332 s 3027 (uncodified) is amended to read as follows:

FOR THE DEPARTMENT OF ECOLOGY

ASARCO Cleanup (30000538)

Reappropriation:

Cleanup Settlement Account—State	(\$1,982,000)
.....	<u>\$1,797,000</u>
Prior Biennia (Expenditures)	\$10,164,000
Future Biennia (Projected Costs)	\$0
TOTAL	(\$12,146,000)
.....	<u>\$11,961,000</u>

Sec. 7040. 2021 c 332 s 3028 (uncodified) is amended to read as follows:

FOR THE DEPARTMENT OF ECOLOGY

Cleanup Toxics Sites - Puget Sound (30000542)

The reappropriation in this section is subject to the following conditions and limitations: The reappropriation is subject to the provisions of section 3013, chapter 35, Laws of 2016 sp. sess.

Reappropriation:

Model Toxics Control Capital Account—State	(\$6,379,000)
.....	<u>\$5,470,000</u>
Prior Biennia (Expenditures)	\$8,002,000

Future Biennia (Projected Costs)	\$0
TOTAL	(\$14,381,000)
.....	<u>\$13,472,000</u>

Sec. 7041. 2021 c 332 s 3031 (uncodified) is amended to read as follows:

FOR THE DEPARTMENT OF ECOLOGY

Yakima River Basin Water Supply (30000590)

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

~~((4))~~ The reappropriations are subject to the provisions of section 3070, chapter 3, Laws of 2015 3rd sp. sess. ~~(except as provided in subsection (2) of this section.~~

~~(2)(a) \$3,250,000 of the appropriation in this section is provided solely for the acquisition of real property in lower Kittitas county known as the Eaton Ranch property by the state through the department of enterprise services on behalf of the department. This appropriation is provided to fund the closing, project, and transaction costs related to the acquisition of the property. The departments must expedite the review and execution of the transaction by June 30, 2022. It is the intent of the legislature that the state hold the property until a transfer to the United States bureau of reclamation for the purposes of construction of a water supply reservoir in accordance with the Yakima Basin integrated plan, or until such purpose is declared by the bureau no longer feasible.~~

~~(b) The legislature recognizes and declares that the acquisition of a portion of the Eaton Ranch for the construction of a water supply reservoir in accordance with the goals and objectives of the Yakima Basin integrated plan is a unique circumstance and the Eaton Ranch property offers special and essential features that are expected to yield broad public benefit to the state. It is the intent of the legislature that the department provide the necessary funding through subsequent funding requests to maintain and principally operate the land for grazing of livestock with the local conservation district, or an equivalent organization, until a transfer of the property to the United States bureau of reclamation).~~

Reappropriation:

State Taxable Building Construction Account—State	(\$3,564,000)
.....	<u>\$314,000</u>
Prior Biennia (Expenditures)	\$26,436,000
Future Biennia (Projected Costs)	\$0
TOTAL	(\$30,000,000)
.....	<u>\$26,750,000</u>

Sec. 7042. 2021 c 332 s 3037 (uncodified) is amended to read as follows:

FOR THE DEPARTMENT OF ECOLOGY

2017-19 Centennial Clean Water Program (30000705)

The reappropriation in this section is subject to the following conditions and limitations: The reappropriation is subject to the provisions of section 3009, chapter 2, Laws of 2018.

Reappropriation:

State Building Construction Account—State	(\$17,403,000)
.....	<u>\$16,003,000</u>
Prior Biennia (Expenditures)	\$17,597,000
Future Biennia (Projected Costs)	\$0
TOTAL	(\$35,000,000)
.....	<u>\$33,600,000</u>

Sec. 7043. 2021 c 332 s 3038 (uncodified) is amended to read as follows:

FOR THE DEPARTMENT OF ECOLOGY

Floodplains by Design 2017-19 (30000706)

Reappropriation:

State Building Construction Account—State	(\$24,036,000)
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.....	<u>\$24,013,000</u>
Prior Biennia (Expenditures)	\$11,428,000
Future Biennia (Projected Costs)	\$0
TOTAL	<u>(\$35,464,000)</u>
.....	<u>\$35,441,000</u>

Sec. 7044. 2021 c 332 s 3039 (uncodified) is amended to read as follows:

FOR THE DEPARTMENT OF ECOLOGY

2017-19 Remedial Action Grants (30000707)

Reappropriation:

Model Toxics Control Capital Account—State..	<u>(\$3,261,000)</u>
.....	<u>\$2,927,000</u>
Prior Biennia (Expenditures)	\$2,616,000
Future Biennia (Projected Costs)	\$0
TOTAL	<u>(\$5,877,000)</u>
.....	<u>\$5,543,000</u>

Sec. 7045. 2021 c 332 s 3048 (uncodified) is amended to read as follows:

FOR THE DEPARTMENT OF ECOLOGY

2015-17 Restored Clean Up Toxic Sites - Puget Sound (30000763)

Reappropriation:

State Building Construction Account—State..	<u>(\$2,155,000)</u>
.....	<u>\$1,611,000</u>
Prior Biennia (Expenditures)	\$3,085,000
Future Biennia (Projected Costs)	\$0
TOTAL	<u>(\$5,240,000)</u>
.....	<u>\$4,696,000</u>

Sec. 7046. 2021 c 332 s 3069 (uncodified) is amended to read as follows:

FOR THE DEPARTMENT OF ECOLOGY

Healthy Housing Remediation Program (40000149)

The reappropriation in this section is subject to the following conditions and limitations: The reappropriation is subject to the provisions of section 3085, chapter 413, Laws of 2019.

Reappropriation:

Model Toxics Control Capital Account—State..	<u>(\$5,000,000)</u>
.....	<u>\$4,830,000</u>
Prior Biennia (Expenditures)	\$0
Future Biennia (Projected Costs)	\$0
TOTAL	<u>(\$5,000,000)</u>
.....	<u>\$4,830,000</u>

Sec. 7047. 2021 c 332 s 3072 (uncodified) is amended to read as follows:

FOR THE DEPARTMENT OF ECOLOGY

2019-21 Yakima River Basin Water Supply (40000179)

~~((The reappropriation in this section is subject to the following conditions and limitations:~~

~~(1) \$3,250,000 of the appropriation in this section is provided solely for the acquisition of real property in lower Kittitas county known as the Eaton Ranch property by the state through the department of enterprise services on behalf of the department. This appropriation is provided to fund the closing, project, and transaction costs related to the acquisition of the property. The departments must expedite the review and execution of the transaction by June 30, 2022. It is the intent of the legislature that the state hold the property until a transfer to the United States bureau of reclamation for the purposes of construction of a water supply reservoir in accordance with the Yakima Basin integrated plan, or until such purpose is declared by the bureau no longer feasible.~~

~~(2) The legislature recognizes and declares that the acquisition of a portion of the Eaton Ranch for the construction of a water supply reservoir in accordance with the goals and objectives of the Yakima Basin integrated plan is a unique circumstance and~~

~~the Eaton Ranch property offers special and essential features that are expected to yield broad public benefit to the state. It is the intent of the legislature that the department provide the necessary funding through subsequent funding requests to maintain and principally operate the land for grazing of livestock with the local conservation district, or an equivalent organization, until a transfer of the property to the United States bureau of reclamation-))~~

Reappropriation:

State Building Construction Account—State..	<u>(\$26,212,000)</u>
.....	<u>\$23,126,000</u>
Prior Biennia (Expenditures)	\$13,788,000
Future Biennia (Projected Costs)	\$0
TOTAL	<u>(\$40,000,000)</u>
.....	<u>\$36,914,000</u>

Sec. 7048. 2021 c 332 s 3078 (uncodified) is amended to read as follows:

FOR THE DEPARTMENT OF ECOLOGY

2019-21 Remedial Action Grants (40000211)

Reappropriation:

Model Toxics Control Capital Account—State..	<u>(\$46,763,000)</u>
.....	<u>\$45,681,000</u>
Prior Biennia (Expenditures)	\$3,201,000
Future Biennia (Projected Costs)	\$0
TOTAL	<u>(\$49,964,000)</u>
.....	<u>\$48,882,000</u>

Sec. 7049. 2022 c 296 s 3003 (uncodified) is amended to read as follows:

FOR THE DEPARTMENT OF ECOLOGY

2021-23 Water Pollution Control Revolving Program (40000337)

The appropriations in this section are subject to the following conditions and limitations: \$33,000,000 of the water pollution control revolving—federal appropriation in this section is provided solely as expenditure authority for grant funding received by the department for the clean water state revolving fund program in section 50210 of P.L. 117-58 (infrastructure investment and jobs act), not to exceed the actual amount of grant funding awarded. Expenditure of the amount in this section is contingent on the receipt of this grant funding. ~~((If the department does not receive the grant funding by June 30, 2023, the expenditure authority in this section shall lapse.))~~

Appropriation:

Water Pollution Control Revolving Fund—State	\$225,000,000
Water Pollution Control Revolving Fund—Federal	<u>(\$108,000,000)</u>
.....	<u>\$33,000,000</u>
Subtotal Appropriation	<u>(\$333,000,000)</u>
.....	<u>\$258,000,000</u>
Prior Biennia (Expenditures)	\$0
Future Biennia (Projected Costs)	\$1,200,000,000
TOTAL	<u>(\$1,533,000,000)</u>
.....	<u>\$1,458,000,000</u>

Sec. 7050. 2021 c 332 s 3094 (uncodified) is amended to read as follows:

FOR THE DEPARTMENT OF ECOLOGY

2021-23 Healthy Housing Remediation Program (40000378)

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

(1)(a) ~~(\$10,161,000)~~ \$9,822,000 of the appropriation in this section is provided solely for the department to establish and administer a program to:

(i) Provide grants or other public funding to persons intending to remediate contaminated real property for development of affordable housing, as defined in RCW 43.185A.010. The grants

or public funding may only be used for:

(A) Integrated planning to fund studies and other activities necessary to facilitate the acquisition, remediation, and adaptive reuse of known or suspected contaminated real property for affordable housing development, including:

(I) The activities specified under RCW 70A.305.190(5)(d); and
 (II) Entry into development agreements pursuant to RCW 36.70B.170, 36.70B.180, and 36.70B.190 to accelerate the development of the contaminated real property into affordable housing; and

(B) Remediation of contaminated real property for affordable housing development; or

(i) Remediate contaminated real property where a person intends to develop affordable housing, as defined in RCW 43.185A.010.

(b) When evaluating projects under this section, the department must consult with the department of commerce and consider at a minimum:

(i) The ability of the project to expedite the cleanup and reuse of the contaminated real property for affordable housing development;

(ii) The extent to which the project leverages other public or private funding for the cleanup and reuse of the contaminated real property for affordable housing development;

(iii) The suitability of the real property for affordable housing based on the threat posed by the contamination to human health;

(iv) Whether the work to be funded is ready to proceed and be completed; and

(v) The distribution of funding throughout the state and among public and private entities.

(c) Any remediation of contaminated real property funded under this section must be performed:

(i) Under an agreed order or consent decree issued under chapter 70A.305 RCW or by the department; and

(ii) In accordance with the rules established under chapter 70A.305 RCW.

(d) Real property remediated under this section must be restricted to affordable housing use for a period of no less than 30 years.

(i) To ensure that real property remediated under this section is used for affordable housing, the department may file a lien against the real property pursuant to RCW 70A.305.060, require the person to record an interest in the real property in accordance with RCW 64.04.130, or use other means deemed by the department to be no less protective of the affordable housing use and interests of the department.

(ii) Any person who refuses, without sufficient cause, to comply with this subsection is subject to enforcement pursuant to any agreement or chapter 70A.305 RCW for the repayment, with interest, of funds provided or expended by the department under this section.

(2) \$750,000 of the appropriation in this section is provided solely to mitigate soil contamination of toxic substances to enable the development of affordable housing, at the former University of Washington Mount Baker site, located at 2901 27th Ave South in Seattle and consisting of approximately four acres of land.

Appropriation:

Model Toxics Control Capital Account—State	(\$10,911,000)
.....	<u>\$10,572,000</u>
Prior Biennia (Expenditures)	\$0
Future Biennia (Projected Costs)	\$40,000,000
TOTAL	(\$50,911,000)
.....	<u>\$50,572,000</u>

Sec. 7051. 2021 c 332 s 3097 (uncodified) is amended to read as follows:

FOR THE DEPARTMENT OF ECOLOGY

2021-23 Coastal Wetlands Federal Funds (40000388)

Appropriation:

General Fund—Federal	(\$8,000,000)
.....	<u>\$14,000,000</u>
Prior Biennia (Expenditures)	\$0
Future Biennia (Projected Costs)	\$32,000,000
TOTAL	(\$40,000,000)
.....	<u>\$46,000,000</u>

Sec. 7052. 2022 c 296 s 3010 (uncodified) is amended to read as follows:

FOR THE DEPARTMENT OF ECOLOGY

2021-23 Water Banking (91000373)

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

(1)(a) The appropriations in this section are provided solely for the department to administer a pilot grant program for water banking strategies to meet local water needs.

(b) \$2,000,000 is provided solely for qualified applicants located within the Methow River Basin.

(2)(a) Grant awards may only be used for:

(i) Development of water banks in rural counties as defined in RCW 82.14.370(5);

(ii) Acquisition of water rights appropriate for use in a water bank including all costs necessary to evaluate the water right for eligibility for its intended use; and

(iii) Activities necessary to facilitate the creation of a water bank.

(b) For applicants located outside of the Methow River Basin, grant awards may only be used for the development of water banks in rural counties that have the headwaters of a major watershed within their borders and only for water banking strategies within the county of origin. For purposes of this section, "major watershed" has the same meaning as shoreline of statewide significance in RCW 90.58.030(2)(f)(v) (A) and (B).

(3) Grant awards may not exceed \$2,000,000 per applicant.

(4) For the purposes of a grant pursuant to this section, a water bank must meet water needs, which include, but are not limited to, agricultural use and instream flow for fish and wildlife. The water bank must preserve water rights for use in the county of origin and for permanent instream flows for fish and wildlife through the primary and secondary reaches of the water right.

(5) To be eligible to receive a grant under this section, an applicant must:

(a) Be a public entity or a participant in a public-private partnership with a public entity;

(b) Exhibit sufficient expertise and capacity to develop and maintain a water bank consistent with the purposes of this appropriation;

(c) Secure a valid interest to purchase a water right;

(d) Show that the water rights appear to be adequate for the intended use; and

(e) Agree to have one-third of any water right purchased with the funds appropriated under this section to have its purpose of use changed permanently to instream flow benefiting fish and wildlife.

~~(6) ((If the amounts provided in subsection (1)(b) of this section are not obligated by June 30, 2023, the water banking pilot program established in this section is null and void, and funding is not reappropriated.)) In determining whether a grant request is eligible for funding under this section, the department may not disqualify proposals that purchase water rights from an existing water bank.~~

Appropriation:

State Building Construction Account—State	\$5,000,000
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State Drought Preparedness (~~and Response~~) Account—State
\$9,000,000
 Subtotal Appropriation\$14,000,000
 Prior Biennia (Expenditures)\$0
 Future Biennia (Projected Costs)\$0
 TOTAL\$14,000,000

NEW SECTION. Sec. 7053. A new section is added to 2022 c 296 (uncodified) to read as follows: **FOR THE RECREATION AND CONSERVATION OFFICE**

2021-23 Salmon Recovery Investment from Operating (40000069)

The appropriation in this section is subject to the following conditions and limitations: The appropriation is provided solely for the salmon recovery board to provide grants for projects valued at greater than \$5,000,000 each that will benefit salmon recovery.

Appropriation:
 Salmon Recovery Account—State.....\$50,000,000
 Prior Biennia (Expenditures)\$0
 Future Biennia (Projected Costs)\$0
 TOTAL\$50,000,000

NEW SECTION. Sec. 7054. A new section is added to 2022 c 296 (uncodified) to read as follows: **FOR THE RECREATION AND CONSERVATION OFFICE**

2021-23 Grants for Watershed Projects from Operating (40000070)

The appropriation in this section is subject to the following conditions and limitations: The appropriation is provided solely for the salmon recovery board to provide grants for watershed projects typically valued at less than \$5,000,000 each that will benefit salmon recovery.

Appropriation:
 Salmon Recovery Account—State.....\$25,000,000
 Prior Biennia (Expenditures)\$0
 Future Biennia (Projected Costs)\$0
 TOTAL\$25,000,000

NEW SECTION. Sec. 7055. A new section is added to 2022 c 296 (uncodified) to read as follows: **FOR THE RECREATION AND CONSERVATION OFFICE**

2021-23 Duckabush Estuary Restoration Project from Operating (40000071)

The appropriation in this section is subject to the following conditions and limitations: The appropriation is provided solely for the office to provide a grant for the Duckabush estuary restoration project.

Appropriation:
 Salmon Recovery Account—State.....\$25,000,000
 Prior Biennia (Expenditures)\$0
 Future Biennia (Projected Costs)\$0
 TOTAL\$25,000,000

NEW SECTION. Sec. 7056. A new section is added to 2022 c 296 (uncodified) to read as follows: **FOR THE STATE CONSERVATION COMMISSION**

Riparian Restoration with Landowners (91000020)

The appropriation in this section is subject to the following conditions and limitations: The appropriation is provided solely for the commission to provide grants for riparian restoration projects with landowners.

Appropriation:
 Salmon Recovery Account—State.....\$10,000,000
 Prior Biennia (Expenditures)\$0
 Future Biennia (Projected Costs)\$0
 TOTAL\$10,000,000

NEW SECTION. Sec. 7057. A new section is added to 2022 c 296 (uncodified) to read as follows: **FOR THE STATE**

CONSERVATION COMMISSION

2021-23 Conservation Reserve Enhancement from Operating (40000038)

The appropriation in this section is subject to the following conditions and limitations: The appropriation is provided solely for the purposes of the conservation reserve enhancement program, including additional project management and cost-share funding.

Appropriation:
 Salmon Recovery Account—State\$5,000,000
 Prior Biennia (Expenditures)\$0
 Future Biennia (Projected Costs)\$0
 TOTAL\$5,000,000

NEW SECTION. Sec. 7058. A new section is added to 2022 c 296 (uncodified) to read as follows: **FOR THE DEPARTMENT OF FISH AND WILDLIFE**

Upper Columbia River Salmon Reintroduction from Operating (40000266)

The appropriation in this section is subject to the following conditions and limitations: The appropriation is provided solely for the department to provide grants and coordinate with the tribes of the upper Columbia River to reintroduce Chinook salmon.

Appropriation:
 Salmon Recovery Account—State\$3,000,000
 Prior Biennia (Expenditures)\$0
 Future Biennia (Projected Costs)\$0
 TOTAL\$3,000,000

Sec. 7059. 2021 c 332 s 3295 (uncodified) is amended to read as follows:

FOR THE DEPARTMENT OF NATURAL RESOURCES

Port Angeles Storm Water Repair (40000015)

Appropriation:
 Model Toxics Control Stormwater Account—State
~~(\$1,020,000)~~\$1,220,000
 Prior Biennia (Expenditures)\$0
 Future Biennia (Projected Costs)\$0
 TOTAL~~(\$1,020,000)~~\$1,220,000

NEW SECTION. Sec. 7060. A new section is added to 2022 c 296 (uncodified) to read as follows: **FOR THE DEPARTMENT OF NATURAL RESOURCES**

Forestry Riparian Easement Program from Operating (40000376)

Appropriation:
 Salmon Recovery Account—State\$5,000,000
 Prior Biennia (Expenditures)\$0
 Future Biennia (Projected Costs)\$0
 TOTAL\$5,000,000

Sec. 7061. 2022 c 296 s 5004 (uncodified) is amended to read as follows:

FOR THE SUPERINTENDENT OF PUBLIC INSTRUCTION

2021-23 School Construction Assistance Program (40000034)

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

(1) (~~(\$537,824,000)~~) \$432,005,000 of the appropriation in this section is provided solely for school construction assistance grants for qualifying public school construction projects.

(2) (~~(\$2,836,000)~~) \$3,403,000 of the appropriation in this section is provided solely for study and survey grants and for completing inventory and building condition assessments for public school districts every six years.

(3) \$20,000 of the appropriations in this section is provided solely for the Sunnyside School District for the transfer of the

Yakima Valley Technical Skills Center Sunnyside Satellite Campus and its related property and equipment.

Appropriation:

State Building Construction Account—State	(\$505,306,000)
.....	<u>\$400,054,000</u>
Common School Construction Account—State	\$29,374,000
Common School Construction Account—Federal	\$6,000,000
Subtotal Appropriation	(\$540,680,000)
.....	<u>\$435,428,000</u>
Prior Biennia (Expenditures)	\$0
Future Biennia (Projected Costs)	\$3,899,490,000
TOTAL	(\$4,440,170,000)
.....	<u>\$4,334,918,000</u>

Sec. 7062. 2022 c 296 s 5028 (uncodified) is amended to read as follows:

FOR WESTERN WASHINGTON UNIVERSITY

Electrical Engineering/Computer Science Building (30000872)

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

(1) The reappropriation is subject to the provisions of section 5089, chapter 413, Laws of 2019.

(2) The University may pursue the living building challenge petal certification for this project instead of the LEED silver certification required by RCW 39.35D.030.

Reappropriation:

State Building Construction Account—State..... \$500,000

Appropriation:

Capital Community Assistance Account—State	.. \$1,863,000
State Building Construction Account—State	..... \$51,000,000
Western Washington University Capital Projects Account—State	..... \$1,500,000
Subtotal Appropriation	(\$52,500,000)
.....	<u>\$54,363,000</u>
Prior Biennia (Expenditures)	\$1,500,000
Future Biennia (Projected Costs)	\$0
TOTAL	(\$54,500,000)
.....	<u>\$56,363,000</u>

Sec. 7063. 2022 c 296 s 7002 (uncodified) is amended to read as follows:

ACQUISITION OF PROPERTIES AND FACILITIES THROUGH FINANCIAL CONTRACTS.

(1) The following agencies may enter into financial contracts, paid from any funds of an agency, appropriated or nonappropriated, for the purposes indicated and in not more than the principal amounts indicated, plus financing expenses and required reserves pursuant to chapter 39.94 RCW. When securing properties under this section, agencies shall use the most economical financial contract option available, including long-term leases, lease-purchase agreements, lease-development with option to purchase agreements or financial contracts using certificates of participation. Expenditures made by an agency for one of the indicated purposes before the issue date of the authorized financial contract and any certificates of participation therein are intended to be reimbursed from proceeds of the financial contract and any certificates of participation therein to the extent provided in the agency's financing plan approved by the state finance committee.

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

(3) Secretary of state: Enter into a financing contract for up to \$119,000,000 plus financing expenses (~~and~~), required reserves, and capitalized interest pursuant to chapter 39.94 RCW to construct a new library-archives building.

(4) Washington state patrol: Enter into a financing contract for up to \$7,706,000 plus financing expenses and required reserves pursuant to chapter 39.94 RCW to construct a burn building for live fire training.

(5) Department of social and health services: Enter into a financing contract for up to (~~\$115,700,000~~) \$175,888,000 plus costs and financing expenses (~~and~~), required reserves, and capitalized interest pursuant to chapter 39.94 RCW to construct a nursing facility on the fircrest residential habilitation center campus. The department may contract to lease develop or lease purchase the facility. Before entering into a contract, the department must consult with the office of financial management and the office of the state treasurer. Should the department of social and health services choose to use a financing contract that does not provide for the issuance of certificates of participation, the financing contract shall be subject to approval by the state finance committee as required by RCW 39.94.010. In approving a financing contract not providing for the use of certificates of participation, the state finance committee should be reasonably certain that the contract is excluded from the computation of indebtedness, particularly that the contract is not backed by the full faith and credit of the state and the legislature is expressly not obligated to appropriate funds to make payments. For purposes of this subsection, "financing contract" includes but is not limited to a certificate of participation and tax exempt financing similar to that authorized in RCW 47.79.140.

(6) Community and technical colleges:

(a) Enter into a financing contract on behalf of Grays Harbor College for up to \$3,200,000 plus financing expenses and required reserves pursuant to chapter 39.94 RCW to construct a student services and instructional building.

(b) Enter into a financing contract on behalf of Shoreline Community College for up to \$3,128,000 plus financing expenses and required reserves pursuant to chapter 39.94 RCW to construct an allied health, science, and manufacturing replacement building.

(c) Enter into a financing contract on behalf of South Puget Sound Community College for up to \$5,000,000 plus financing expenses and required reserves pursuant to chapter 39.94 RCW to renovate a health education building.

(d) Enter into a financing contract on behalf of Bates Technical College for up to \$1,350,000 plus financing expenses and required reserves pursuant to chapter 39.94 RCW to purchase land and facilities.

(7) The department of ecology: Enter into a financing contract for up to \$3,797,000 plus financing expenses and required reserves pursuant to chapter 39.94 RCW for the Lacey headquarters parking garage preservation project.

Sec. 7064. 2022 c 296 s 2030 (uncodified) is amended to read as follows:

FOR THE DEPARTMENT OF VETERANS AFFAIRS

DVA ARPA Federal Funds & State Match (91000013)

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

(1) The department is granted federal expenditure authority in anticipation of the receipt of federal competitive grant funding for which it is eligible to apply under section 8004 of the American rescue plan act of 2021, P.L. 117-2.

(2) Funding appropriated in this section must be used for projects in the following priority order:

(a) The WVH HVAC Retrofit project (40000006); and

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(b) Minor works projects that meet the requirements set forth in section 8004 of the American rescue plan act of 2021, P.L. 117-2.

(3) The state building construction account—state appropriation in this section is provided solely for state match funds to leverage the federal funding described in subsection (1) of this section. Any amount that exceeds the level of state match funds required to maximize the federal funding opportunity must be placed in unallotted status.

Appropriation:

General Fund—Federal.....	\$24,515,000
State Building Construction Account—State.....	\$10,884,000
Subtotal Appropriation	\$35,399,000
Prior Biennia (Expenditures)	\$0
Future Biennia (Projected Costs)	\$0
TOTAL	\$35,399,000

NEW SECTION. Sec. 7065. The following acts or parts of acts are each repealed:

- (1) 2022 c 296 s 1012 (uncodified);
- (2) 2022 c 296 s 1013 (uncodified); and
- (3) 2021 c 332 s 3111 (uncodified).

PART 8

MISCELLANEOUS PROVISIONS

NEW SECTION. Sec. 8001. RCW 43.88.031 requires the disclosure of the estimated debt service costs associated with new capital bond appropriations. The estimated debt service costs for the appropriations contained in this act are \$59,934,000 for the 2023-2025 biennium, \$371,683,000 for the 2025-2027 biennium, and \$519,454,000 for the 2027-2029 biennium.

NEW SECTION. Sec. 8002. ACQUISITION OF PROPERTIES AND FACILITIES THROUGH FINANCIAL CONTRACTS. (1) The following agencies may enter into financial contracts, paid from any funds of an agency, appropriated or nonappropriated, for the purposes indicated and in not more than the principal amounts indicated, plus financing expenses and required reserves pursuant to chapter 39.94 RCW. When securing properties under this section, agencies shall use the most economical financial contract option available, including long-term leases, lease-purchase agreements, lease-development with option to purchase agreements or financial contracts using certificates of participation. Expenditures made by an agency for one of the indicated purposes before the issue date of the authorized financial contract and any certificates of participation therein are intended to be reimbursed from proceeds of the financial contract and any certificates of participation therein to the extent provided in the agency's financing plan approved by the state finance committee.

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

(3) Secretary of state: Enter into a financing contract for up to \$119,000,000 plus financing expenses, required reserves, and capitalized interest pursuant to chapter 39.94 RCW to construct a new library-archives building.

(4) Department of social and health services: Enter into a financing contract for up to \$175,888,000 plus costs and financing expenses, required reserves, and capitalized interest pursuant to chapter 39.94 RCW to construct a nursing facility on the Fircrest residential habilitation center campus. The department may contract to lease develop or lease purchase the facility. Before entering into a contract, the department must

consult with the office of financial management and the office of the state treasurer. Should the department of social and health services choose to use a financing contract that does not provide for the issuance of certificates of participation, the financing contract shall be subject to approval by the state finance committee as required by RCW 39.94.010. In approving a financing contract not providing for the use of certificates of participation, the state finance committee should be reasonably certain that the contract is excluded from the computation of indebtedness, particularly that the contract is not backed by the full faith and credit of the state and the legislature is expressly not obligated to appropriate funds to make payments. For purposes of this subsection, "financing contract" includes but is not limited to a certificate of participation and tax exempt financing similar to that authorized in RCW 47.79.140.

NEW SECTION. Sec. 8003. (1) To ensure that major construction projects are carried out in accordance with legislative and executive intent, agencies must complete a predesign for state construction projects with a total anticipated cost in excess of \$10,000,000. For purposes of this section, "total anticipated cost" means the sum of the anticipated cost of the predesign, design, and construction phases of the project.

(2) Appropriations for design may not be expended or encumbered until the office of financial management has reviewed and approved the agency's predesign.

(3) The predesign must explore at least three project alternatives. These alternatives must be both distinctly different and viable solutions to the issue being addressed. The chosen alternative should be the most reasonable and cost-effective solution. The predesign document must include, but not be limited to, program, site, and cost analysis, and an analysis of the life-cycle costs of the alternatives explored, in accordance with the predesign manual adopted by the office of financial management.

(4) For projects exceeding the \$10,000,000 predesign threshold established in this section, the office of financial management may make an exception to some or all of the predesign requirements in this section. The office of financial management shall report any exception to the fiscal committees of the legislature:

- (a) A description of the major capital project for which the predesign waiver is made;
- (b) An explanation of the reason for the waiver; and
- (c) A rough order of magnitude cost estimate for the project's design and construction.

(5) In deliberations related to submitting an exception under this section, the office of financial management shall consider the following factors:

- (a) Whether there is any determination to be made regarding the site of the project;
- (b) Whether there is any determination to be made regarding whether the project will involve renovation, new construction, or both;
- (c) Whether, within six years of submitting the request for funding, the agency has completed, or initiated the construction of, a substantially similar project;
- (d) Whether there is any anticipated change to the project's program or the services to be delivered at the facility;
- (e) Whether the requesting agency indicates that the project may not require some or all of the predesign requirements in this section due to a lack of complexity; and
- (f) Whether any other factors related to project complexity or risk, as determined by the office of financial management, could reduce the need for, or scope of, a predesign.

(6) If under this section, some or all predesign requirements are

waived, the office of financial management may instead propose a professional project cost estimate instead of a request for predesign funding.

NEW SECTION. Sec. 8004. (1) The legislature finds that use of life-cycle cost analysis will aid public entities, architects, engineers, and contractors in making design and construction decisions that positively impact both the initial construction cost and the ongoing operating and maintenance cost of a project. To ensure that the total cost of a project is accounted for and the most reasonable and cost-efficient design is used, agencies shall develop life-cycle costs for any construction project over \$10,000,000. The life-cycle costs must represent the present value sum of capital costs, installation costs, operating costs, and maintenance costs over the life expectancy of the project. The legislature further finds the most effective approach to the life-cycle cost analysis is to integrate it into the early part of the design process.

(2) Agencies must develop a minimum of three project alternatives for use in the life-cycle cost analysis. These alternatives must be both distinctly different and viable solutions to the issue being addressed. Agencies must choose the most reasonable and cost-effective solution, as supported by the life-cycle cost analysis. A brief description of each project alternative and why it was chosen must be included in the life-cycle cost analysis section of the predesign.

(3) The office of financial management shall: (a) Make available a life-cycle cost model to be used for analysis; (b) in consultation with the department of enterprise services, provide assistance in using the life-cycle cost model; and (c) update the life-cycle cost model annually including assumptions for inflation rates, discount rates, and energy rates.

(4) Agencies shall consider architectural and engineering firms' and general contractors' experience using life-cycle costs, operating costs, and energy efficiency measures when selecting an architectural and engineering firm, or when selecting contractors using alternative contracting methods.

NEW SECTION. Sec. 8005. Agencies administering construction projects with a total anticipated cost in excess of \$10,000,000 must submit progress reports to the office of financial management and to the fiscal committees of the house of representatives and senate. "Total anticipated cost" means the sum of the anticipated cost of the predesign, design, and construction phases of the project. Reports must be submitted on July 1st and December 31st of each year in a format determined by the office of financial management. After the project is completed, agencies must also submit a closeout report that identifies the total project cost and any unspent appropriations.

NEW SECTION. Sec. 8006. (1) Allotments for appropriations in this act shall be provided in accordance with the capital project review requirements adopted by the office of financial management and in compliance with RCW 43.88.110. Projects that will be employing alternative public works construction procedures under chapter 39.10 RCW are subject to the allotment procedures defined in this section and RCW 43.88.110.

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

NEW SECTION. Sec. 8007. (1) The office of financial management may authorize a transfer of appropriation authority provided for a capital project that is in excess of the amount required for the completion of such project to another capital project for which the appropriation is insufficient. No such transfer may be used to expand the capacity of any facility beyond that intended in making the appropriation. Such transfers may be effected only between capital appropriations to a specific

department, commission, agency, or institution of higher education and only between capital projects that are funded from the same fund or account. No transfers may occur between projects to local government agencies except where the grants are provided within a single omnibus appropriation and where such transfers are specifically authorized by the implementing statutes that govern the grants.

(2) The office of financial management may find that an amount is in excess of the amount required for the completion of a project only if: (a) The project as defined in the notes to the budget document is substantially complete and there are funds remaining; or (b) bids have been let on a project and it appears to a substantial certainty that the project as defined in the notes to the budget document can be completed within the biennium for less than the amount appropriated in this act.

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

(4) A report of any transfer effected under this section, except emergency projects or any transfer under \$250,000, shall be filed with the fiscal committees of the legislature by the office of financial management at least 30 days before the date the transfer is effected. The office of financial management shall report all emergency or smaller transfers within 30 days from the date of transfer.

NEW SECTION. Sec. 8008. (1) It is expected that projects be ready to proceed in a timely manner depending on the type or phase of the project or program that is the subject of the appropriation in this act. Except for major projects that customarily may take more than two biennia to complete from predesign to the end of construction, or large infrastructure grant or loan programs supporting projects that often take more than two biennia to complete, the legislature generally does not intend to reappropriate funds more than once, particularly for smaller grant programs, local/community projects, and minor works.

(2) Agencies shall expedite the expenditure of reappropriations and appropriations in this act in order to: (a) Rehabilitate infrastructure resources; (b) accelerate environmental rehabilitation and restoration projects for the improvement of the state's natural environment; (c) reduce additional costs associated with acquisition and construction inflationary pressures; and (d) provide additional employment opportunities associated with capital expenditures.

(3) To the extent feasible, agencies are directed to accelerate expenditure rates at their current level of permanent employees and shall use contracted design and construction services wherever necessary to meet the goals of this section.

NEW SECTION. Sec. 8009. Any building project that receives over \$10,000,000 in funding from the capital budget must be built to sustainable standards. "Sustainable building" means a building that integrates and optimizes all major high-performance building attributes, including energy efficiency, durability, life-cycle performance, and occupant productivity, and minimizes greenhouse gas emissions. The following design and construction attributes must be integrated into the building project:

(1) Employ integrated design principles: Use a collaborative, integrated planning and design process that initiates and maintains an integrated project team in all stages of a project's planning and delivery. Establish performance goals for siting, energy, water, materials, and indoor environmental quality along with other comprehensive design goals and ensures incorporation of these goals throughout the design and life-cycle of the building.

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Consider all stages of the building's life-cycle, including deconstruction.

(2) Commissioning: Employ commissioning practices tailored to the size and complexity of the building and its system components in order to verify performance of building components and systems and help ensure that design requirements are met. This should include an experienced commissioning provider, inclusion of commissioning requirements in construction documents, a commissioning plan, verification of the installation and performance of systems to be commissioned, and a commissioning report.

(3) Optimize energy performance: Establish a whole building performance target that takes into account the intended use, occupancy, operations, plug loads, other energy demands, and design to earn the ENERGY STAR targets for new construction and major renovation where applicable. For new construction target low energy use index. For major renovations, target reducing energy use by 50 percent below prerenovations baseline.

(4) On-site renewable energy: Implement renewable energy generation projects on agency property for agency use, when life-cycle cost effective.

(5) High-efficiency electric equipment: Use only high-efficiency electric equipment for water and space heating needs not met through on-site renewable energy, when life-cycle cost effective.

(6) Measurement and verification: For buildings over 50,000 square feet, install building level electricity meters in new major construction and renovation projects to track and continuously optimize performance. Include equivalent meters for natural gas and steam, where natural gas and steam are used. Where appropriate, install dashboards inside buildings to display and incentivize occupants on energy use.

(7) Benchmarking: Compare performance data from the first year of operation with the energy design target. Verify that the building performance meets or exceeds the design target. For other building and space types, use an equivalent benchmarking tool.

NEW SECTION. Sec. 8010. State agencies, including institutions of higher education, shall allot and report full-time equivalent staff for capital projects in a manner comparable to staff reporting for operating expenditures.

NEW SECTION. Sec. 8011. Executive Order No. 21-02, archaeological and cultural resources, was issued effective April 7, 2021. Agencies shall comply with the requirements set forth in this executive order and must consult with the department of archaeology and historic preservation and affected tribes on the potential effects of projects on cultural resources and historic properties proposed in state-funded construction or acquisition projects, including grant or pass-through funding that culminates in construction or land acquisitions. Consultation with the department of archaeology and historic preservation and affected tribes must be initiated early in the project planning process, prior to construction or taking title.

NEW SECTION. Sec. 8012. FOR THE ARTS COMMISSION—ART WORK ALLOWANCE. (1) One-half of one percent of moneys appropriated in this act for original construction of school plant facilities is provided solely for the purposes of RCW 28A.335.210.

(2) One-half of one percent of moneys appropriated in this act for original construction or any major renovation or remodel work exceeding \$200,000 by colleges or universities is provided solely for the purposes of RCW 28B.10.027.

(3) One-half of one percent of moneys appropriated in this act for original construction of any public building by a state agency identified in RCW 43.17.200 is provided solely for the purposes

of RCW 43.17.200.

(4) At least 75 percent of the moneys spent by the Washington state arts commission during the 2023-2025 fiscal biennium for the purposes of RCW 28A.335.210, 28B.10.027, and 43.17.200 must be expended solely for direct acquisition of works of art; 20 percent may be expended for program administration; and 5 percent may be expended to conserve or maintain existing pieces in the state art collection.

(5) Except for art allocations made under K-3 class size reduction grants under section 6530 of this act, art allocations not expended within the ensuing two fiscal biennia shall lapse.

NEW SECTION. Sec. 8013. To carry out the provisions of this act, the governor may assign responsibility for predesign, design, construction, and other related activities to any appropriate agency.

NEW SECTION. Sec. 8014. If any federal moneys appropriated by this act for capital projects are not received by the state, the department or agency to which the moneys were appropriated may replace the federal moneys with funds available from private or local sources. No replacement may occur under this section without the prior approval of the director of financial management in consultation with the senate ways and means committee and the house of representatives capital budget committee.

NEW SECTION. Sec. 8015. (1) Unless otherwise stated, for all appropriations under this act that require a match of nonstate money or in-kind contributions, the following requirement, consistent with RCW 43.88.150, shall apply: Expenditures of state money shall be timed so that the state share of project expenditures never exceeds the intended state share of total project costs.

(2) Provision of the full amount of required matching funds is not required to permit the expenditure of capital budget appropriations for phased projects if a proportional amount of the required matching funds is provided for each distinct, identifiable phase of the project.

NEW SECTION. Sec. 8016. NONTAXABLE AND TAXABLE BOND PROCEEDS. Portions of the appropriation authority granted by this act from the state building construction account, or any other account receiving bond proceeds, may be transferred to the state taxable building construction account as deemed necessary by the state treasurer, on behalf of the state finance committee, to comply with the federal internal revenue service rules and regulations pertaining to the use of nontaxable bond proceeds. Portions of the general obligation bond proceeds authorized by Substitute House Bill No. 1148 (state general obligation bonds and related accounts) for deposit into the state taxable building construction account that are in excess of amounts required to comply with the federal internal revenue service rules and regulations shall be deposited into the state building construction account. The state treasurer shall submit written notification to the director of financial management and the legislative evaluation and accountability program committee if it is determined that a shift of appropriation authority between the state building construction account, or any other account receiving bond proceeds, and the state taxable building construction account is necessary, or that a shift of appropriation authority from the state taxable building construction account to the state building construction account may be made.

NEW SECTION. Sec. 8017. (1) Minor works project lists are single line appropriations that include multiple projects of a similar nature and that are valued between \$25,000 and \$1,500,000 each, with the exception of higher education minor works projects that may be valued up to \$2,000,000. Funds appropriated in this act for minor works may not be initially

allotted until agencies submit project lists to the office of financial management for review and approval.

(2) Revisions to the project lists, including the addition of projects and the transfer of funds between projects, are allowed but must be submitted to the office of financial management, the house of representatives capital budget committee, and the senate ways and means committee for review and comment, and must include an explanation of variances from prior approved lists. Any project list revisions must be approved by the office of financial management before funds may be expended from the minor works appropriation.

(3)(a) All minor works projects should be completed within two years of the appropriation with the funding provided.

(b) Agencies are prohibited from including projects on their minor works lists that are a phase of a larger project, and that if combined over a continuous period of time, would exceed \$1,500,000, or \$2,000,000 for higher education minor works projects.

(c) Minor works appropriations may not be used for the following: Studies, except for technical or engineering reviews or designs that lead directly to and support a project on the same minor works list; planning; design outside the scope of work on a minor works list; movable, temporary, and traditionally funded operating equipment not in compliance with the equipment criteria established by the office of financial management; software not dedicated to control of a specialized system; moving expenses; land or facility acquisition; rolling stock; computers; or to supplement funding for projects with funding shortfalls unless expressly authorized. The office of financial management may make an exception to the limitations described in this subsection (3)(c) for exigent circumstances after notifying the legislative fiscal committees and waiting 10 days for comments by the legislature regarding the proposed exception.

(d) Minor works preservation projects may include program improvements of no more than 25 percent of the individual minor works preservation project cost.

(e) Improvements for accessibility in compliance with the Americans with disabilities act may be included in any of the minor works categories.

NEW SECTION. Sec. 8018. To the extent that any appropriation authorizes expenditures of state funds from the state building construction account, or from any other capital project account in the state treasury, for a capital project or program that is specified to be funded with proceeds from the sale of bonds, the legislature declares that any such expenditures for that project or program made prior to the issue date of the applicable bonds are intended to be reimbursed from proceeds of those bonds in a maximum amount equal to the amount of such appropriation.

NEW SECTION. Sec. 8019. FOR THE STATE TREASURER—TRANSFERS

(1) Public Works Assistance Account: For transfer to the water pollution control revolving account—state, up to \$17,500,000 for fiscal year 2024 and up to \$17,500,000 for fiscal year 2025\$35,000,000

(2) Public Works Assistance Account: For transfer to the drinking water assistance account—state, up to \$1,750,000 for fiscal year 2024 and up to \$1,750,000 for fiscal year 2025\$3,500,000

NEW SECTION. Sec. 8020. In order to accelerate the reduction of embodied carbon and improve the environmental performance of construction materials, agencies shall, whenever possible, review and consider embodied carbon reported in environmental product declarations when evaluating proposed structural materials for construction projects.

NEW SECTION. Sec. 8021. The department of natural

resources, in coordination with the department of social and health services, shall enter into long-term, revenue-generating opportunities for underutilized portions of the Fircrest residential habilitation center bounded by 15th Ave NE and NE 150th Street to benefit the charitable, educational, penal, and reformatory institutions account. Long-term, revenue generating opportunities may include, but are not limited to, land leases, land sales, and land swaps. The department of social and health services and the department of natural resources must amend their lease under chapter 7, Laws of 1986 if necessary to conform with this section.

Sec. 8022. RCW 28A.320.330 and 2021 c 332 s 7045 are each amended to read as follows:

School districts shall establish the following funds in addition to those provided elsewhere by law:

(1)(a) A general fund for the school district to account for all financial operations of the school district except those required to be accounted for in another fund.

(b) By the 2018-19 school year, a local revenue subfund of its general fund to account for the financial operations of a school district that are paid from local revenues. The local revenues that must be deposited in the local revenue subfund are enrichment levies and transportation vehicle levies collected under RCW 84.52.053, local effort assistance funding received under chapter 28A.500 RCW, and other school district local revenues including, but not limited to, grants, donations, and state and federal payments in lieu of taxes, but do not include other federal revenues, or local revenues that operate as an offset to the district's basic education allocation under RCW 28A.150.250. School districts must track expenditures from this subfund separately to account for the expenditure of each of these streams of revenue by source, and must provide the supplemental expenditure schedule under (c) of this subsection, and any other supplemental expenditure schedules required by the superintendent of public instruction or state auditor, for purposes of RCW 43.09.2856.

(c) Beginning in the 2019-20 school year, the superintendent of public instruction must require school districts to provide a supplemental expenditure schedule by revenue source that identifies the amount expended by object for each of the following supplementary enrichment activities beyond the state funded amount:

(i) Minimum instructional offerings under RCW 28A.150.220 or 28A.150.260 not otherwise included on other lines;

(ii) Staffing ratios or program components under RCW 28A.150.260, including providing additional staff for class size reduction beyond class sizes allocated in the prototypical school model and additional staff beyond the staffing ratios allocated in the prototypical school formula;

(iii) Program components under RCW 28A.150.200, 28A.150.220, or 28A.150.260, not otherwise included on other lines;

(iv) Program components to support students in the program of special education;

(v) Program components of professional learning, as defined by RCW 28A.415.430, beyond that allocated under RCW 28A.150.415;

(vi) Extracurricular activities;

(vii) Extended school days or an extended school year;

(viii) Additional course offerings beyond the minimum instructional program established in the state's statutory program of basic education;

(ix) Activities associated with early learning programs;

(x) Activities associated with providing the student transportation program;

(xi) Any additional salary costs attributable to the provision or

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administration of the enrichment activities allowed under RCW 28A.150.276;

(xii) Additional activities or enhancements that the office of the superintendent of public instruction determines to be a documented and demonstrated enrichment of the state's statutory program of basic education under RCW 28A.150.276; and

(xiii) All other costs not otherwise identified in other line items.

(d) For any salary and related benefit costs identified in (c)(xi), (xii), and (xiii) of this subsection, the school district shall maintain a record describing how these expenditures are documented and demonstrated enrichment of the state's statutory program of basic education. School districts shall maintain these records until the state auditor has completed the audit under RCW 43.09.2856.

(2) A capital projects fund shall be established for major capital purposes. All statutory references to a "building fund" shall mean the capital projects fund so established. Money to be deposited into the capital projects fund shall include, but not be limited to, bond proceeds, proceeds from excess levies authorized by RCW 84.52.053, state apportionment proceeds as authorized by RCW 28A.150.270, earnings from capital projects fund investments as authorized by RCW 28A.320.310 and 28A.320.320, and state forest revenues transferred pursuant to subsection (3) of this section.

Money derived from the sale of bonds, including interest earnings thereof, may only be used for those purposes described in RCW 28A.530.010, except that accrued interest paid for bonds shall be deposited in the debt service fund.

Money to be deposited into the capital projects fund shall include but not be limited to rental and lease proceeds as authorized by RCW 28A.335.060, and proceeds from the sale of real property as authorized by RCW 28A.335.130.

Money legally deposited into the capital projects fund from other sources may be used for the purposes described in RCW 28A.530.010, and for the purposes of:

(a) Major renovation and replacement of facilities and systems where periodical repairs are no longer economical or extend the useful life of the facility or system beyond its original planned useful life. Such renovation and replacement shall include, but shall not be limited to, major repairs, exterior painting of facilities, replacement and refurbishment of roofing, exterior walls, windows, heating and ventilating systems, floor covering in classrooms and public or common areas, and electrical and plumbing systems.

(b) Renovation and rehabilitation of playfields, athletic fields, and other district real property.

(c) The conduct of preliminary energy audits and energy audits of school district buildings. For the purpose of this section:

(i) "Preliminary energy audits" means a determination of the energy consumption characteristics of a building, including the size, type, rate of energy consumption, and major energy using systems of the building.

(ii) "Energy audit" means a survey of a building or complex which identifies the type, size, energy use level, and major energy using systems; which determines appropriate energy conservation maintenance or operating procedures and assesses any need for the acquisition and installation of energy conservation measures, including solar energy and renewable resource measures.

(iii) "Energy capital improvement" means the installation, or modification of the installation, of energy conservation measures in a building which measures are primarily intended to reduce energy consumption or allow the use of an alternative energy source.

(d) Those energy capital improvements which are identified as being cost-effective in the audits authorized by this section.

(e) Purchase or installation of additional major items of equipment and furniture: PROVIDED, That vehicles shall not be purchased with capital projects fund money.

(f)(i) Costs associated with implementing technology systems, facilities, and projects, including acquiring hardware, licensing software, and online applications and training related to the installation of the foregoing. However, the software or applications must be an integral part of the district's technology systems, facilities, or projects.

(ii) Costs associated with the application and modernization of technology systems for operations and instruction including, but not limited to, the ongoing fees for online applications, subscriptions, or software licenses, including upgrades and incidental services, and ongoing training related to the installation and integration of these products and services. However, to the extent the funds are used for the purpose under this subsection (2)(f)(ii), the school district shall transfer to the district's general fund the portion of the capital projects fund used for this purpose. The office of the superintendent of public instruction shall develop accounting guidelines for these transfers in accordance with internal revenue service regulations.

(g) Major equipment repair, painting of facilities, and other major preventative maintenance purposes. However, to the extent the funds are used for the purpose under this subsection (2)(g), the school district shall transfer to the district's general fund the portion of the capital projects fund used for this purpose. The office of the superintendent of public instruction shall develop accounting guidelines for these transfers in accordance with internal revenue service regulations. Based on the district's most recent two-year history of general fund maintenance expenditures, funds used for this purpose may not replace routine annual preventative maintenance expenditures made from the district's general fund.

(h) During the 2021-2023 fiscal biennium, renovation and replacement of facilities and systems, purchase or installation of items of equipment and furniture, including maintenance vehicles and machinery, and other preventative maintenance or infrastructure improvement purposes.

(i) During the 2023-2025 fiscal biennium, for moneys in the capital projects fund not attributable to capital levies, moving of equipment and furniture between buildings and warehouses for storage, moving of the content of teachers' classrooms between buildings, and furniture purchases, when these costs are due to the following activities: Construction, remodeling, replacement, temporary placement, consolidation, or directed transfer.

(3) A debt service fund to provide for tax proceeds, other revenues, and disbursements as authorized in chapter 39.44 RCW. State forestland revenues that are deposited in a school district's debt service fund pursuant to RCW 79.64.110 and to the extent not necessary for payment of debt service on school district bonds may be transferred by the school district into the district's capital projects fund.

(4) An associated student body fund as authorized by RCW 28A.325.030.

(5) Advance refunding bond funds and refunded bond funds to provide for the proceeds and disbursements as authorized in chapter 39.53 RCW.

Sec. 8023. RCW 28B.20.725 and 2021 c 332 s 7027 are each amended to read as follows:

The board is hereby empowered:

(1) To reserve the right to issue bonds later on a parity with any bonds being issued;

(2) To authorize the investing of moneys in the bond retirement fund and any reserve account therein;

(3) To authorize the transfer of money from the University of

Washington building account to the bond retirement fund when necessary to prevent a default in the payments required to be made out of such fund;

(4) To create a reserve account or accounts in the bond retirement fund to secure the payment of the principal of and interest on any bonds;

(5) To authorize the transfer to the University of Washington building account of any money on deposit in the bond retirement fund in excess of debt service for a period of three years from the date of such transfer on all outstanding bonds payable out of such fund. ~~((However, during the 2019-2021 fiscal biennium, the legislature may transfer to the University of Washington building account moneys that are in excess of the debt service due within the 2019-2021 fiscal biennium from the date of such transfer on all outstanding bonds payable out of the bond retirement fund.))~~ However, during the 2021-2023 fiscal biennium, the legislature may transfer to the University of Washington building account moneys that are in excess of the debt service due within the 2021-2023 fiscal biennium from the date of such transfer on all outstanding bonds payable out of the bond retirement fund. However, during the 2023-2025 fiscal biennium, the legislature may transfer to the University of Washington building account moneys that are in excess of the debt service due within the 2023-2025 fiscal biennium from the date of such transfer on all outstanding bonds payable out of the bond retirement fund.

Sec. 8024. RCW 28B.15.210 and 2021 c 332 s 7025 are each amended to read as follows:

Within ~~((thirty-five))~~ 35 days from the date of collection thereof, all building fees at the University of Washington, including building fees to be charged students registering in the schools of medicine and dentistry, shall be paid into the state treasury and credited as follows:

One-half or such larger portion as may be necessary to prevent a default in the payments required to be made out of the bond retirement fund to the "University of Washington bond retirement fund" and the remainder thereof to the "University of Washington building account." The sum so credited to the University of Washington building account shall be used exclusively for the purpose of erecting, altering, maintaining, equipping, or furnishing buildings, and for certificates of participation under chapter 39.94 RCW, except for any sums transferred as authorized in RCW 28B.20.725(3). The sum so credited to the University of Washington bond retirement fund shall be used for the payment of principal of and interest on bonds outstanding as provided by chapter 28B.20 RCW except for any sums transferred as authorized in RCW 28B.20.725(5). ~~((During the 2019-2021 biennium, sums credited to the University of Washington building account may also be used for routine facility maintenance, utility costs, and facility condition assessments.))~~ During the 2021-2023 biennium, sums credited to the University of Washington building account may also be used for routine facility maintenance, utility costs, and facility condition assessments. During the 2023-2025 biennium, sums credited to the University of Washington building account may also be used for routine facility maintenance, utility costs, and facility condition assessments.

Sec. 8025. RCW 28B.15.310 and 2021 c 332 s 7026 are each amended to read as follows:

Within ~~((thirty-five))~~ 35 days from the date of collection thereof, all building fees shall be paid and credited as follows: To the Washington State University bond retirement fund, one-half or such larger portion as may be necessary to prevent a default in the payments required to be made out of such bond retirement fund; and the remainder thereof to the Washington State University building account.

The sum so credited to the Washington State University building account shall be expended by the board of regents for buildings, equipment, or maintenance on the campus of Washington State University as may be deemed most advisable and for the best interests of the university, and for certificates of participation under chapter 39.94 RCW, except for any sums transferred as authorized by law. ~~((During the 2019-2021 biennium, sums credited to the Washington State University building account may also be used for routine facility maintenance, utility costs, and facility condition assessments.))~~ During the 2021-2023 biennium, sums credited to the Washington State University building account may also be used for routine facility maintenance, utility costs, and facility condition assessments. During the 2023-2025 biennium, sums credited to the Washington State University building account may also be used for routine facility maintenance, utility costs, and facility condition assessments. Expenditures so made shall be accounted for in accordance with existing law and shall not be expended until appropriated by the legislature.

The sum so credited to the Washington State University bond retirement fund shall be used to pay and secure the payment of the principal of and interest on building bonds issued by the university, except for any sums which may be transferred out of such fund as authorized by law.

Sec. 8026. RCW 28B.30.750 and 2021 c 332 s 7028 are each amended to read as follows:

The board is hereby empowered:

(1) To reserve the right to issue bonds later on a parity with any bonds being issued;

(2) To authorize the investing of moneys in the bond retirement fund and any reserve account therein;

(3) To authorize the transfer of money from the Washington State University building account to the bond retirement fund when necessary to prevent a default in the payments required to be made out of such fund;

(4) To create a reserve account or accounts in the bond retirement fund to secure the payment of the principal of and interest on any bonds;

(5) To authorize the transfer to the Washington State University building account of any money on deposit in the bond retirement fund in excess of debt service for a period of three years from the date of such transfer on all outstanding bonds payable out of such fund. ~~((However, during the 2019-2021 fiscal biennium, the legislature may transfer to the Washington State University building account moneys that are in excess of the debt service due within the 2019-2021 fiscal biennium from the date of such transfer on all outstanding bonds payable out of the bond retirement fund.))~~ However, during the 2021-2023 fiscal biennium, the legislature may transfer to the Washington State University building account moneys that are in excess of the debt service due within the 2021-2023 fiscal biennium from the date of such transfer on all outstanding bonds payable out of the bond retirement fund. However, during the 2023-2025 fiscal biennium, the legislature may transfer to the Washington State University building account moneys that are in excess of the debt service due within the 2023-2025 fiscal biennium from the date of such transfer on all outstanding bonds payable out of the bond retirement fund.

Sec. 8027. RCW 28B.35.370 and 2021 c 332 s 7029 are each amended to read as follows:

Within ~~((thirty-five))~~ 35 days from the date of collection thereof all building fees of each regional university and The Evergreen State College shall be paid into the state treasury and these together with such normal school fund revenues as provided in RCW 28B.35.751 as are received by the state treasury shall be

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credited as follows:

(1) On or before June 30th of each year the board of trustees of each regional university and The Evergreen State College, if issuing bonds payable out of its building fees and above described normal school fund revenues, shall certify to the state treasurer the amounts required in the ensuing ~~((twelve))~~ 12 months to pay and secure the payment of the principal of and interest on such bonds. The amounts so certified by each regional university and The Evergreen State College shall be a prior lien and charge against all building fees and above described normal school fund revenues of such institution. The state treasurer shall thereupon deposit the amounts so certified in the Eastern Washington University capital projects account, the Central Washington University capital projects account, the Western Washington University capital projects account, or The Evergreen State College capital projects account respectively, which accounts are hereby created in the state treasury. The amounts deposited in the respective capital projects accounts shall be used to pay and secure the payment of the principal of and interest on the building bonds issued by such regional universities and The Evergreen State College as authorized by law. If in any ~~((twelve))~~ 12-month period it shall appear that the amount certified by any such board of trustees is insufficient to pay and secure the payment of the principal of and interest on the outstanding building and above described normal school fund revenue bonds of its institution, the state treasurer shall notify the board of trustees and such board shall adjust its certificate so that all requirements of moneys to pay and secure the payment of the principal of and interest on all such bonds then outstanding shall be fully met at all times.

(2) All normal school fund revenue pursuant to RCW 28B.35.751 shall be deposited in the Eastern Washington University capital projects account, the Central Washington University capital projects account, the Western Washington University capital projects account, or The Evergreen State College capital projects account respectively, which accounts are hereby created in the state treasury. The sums deposited in the respective capital projects accounts shall be appropriated and expended to pay and secure the payment of the principal of and interest on bonds payable out of the building fees and normal school revenue and for the construction, reconstruction, erection, equipping, maintenance, demolition and major alteration of buildings and other capital assets, and the acquisition of sites, rights-of-way, easements, improvements or appurtenances in relation thereto except for any sums transferred therefrom as authorized by law. ~~((During the 2019-2021 biennium, sums in the respective capital accounts may also be used for routine facility maintenance, utility costs, and facility condition assessments.))~~ During the 2021-2023 biennium, sums in the respective capital accounts may also be used for routine facility maintenance, utility costs, and facility condition assessments. During the 2023-2025 biennium, sums in the respective capital accounts may also be used for routine facility maintenance, utility costs, and facility condition assessments.

(3) Funds available in the respective capital projects accounts may also be used for certificates of participation under chapter 39.94 RCW.

Sec. 8028. RCW 28B.50.360 and 2021 c 332 s 7030 are each amended to read as follows:

Within ~~((thirty-five))~~ 35 days from the date of start of each quarter all collected building fees of each such community and technical college shall be paid into the state treasury, and shall be credited as follows:

(1) On or before June 30th of each year the college board, if issuing bonds payable out of building fees, shall certify to the state treasurer the amounts required in the ensuing ~~((twelve))~~ 12-

month period to pay and secure the payment of the principal of and interest on such bonds. The state treasurer shall thereupon deposit the amounts so certified in the community and technical college capital projects account. Such amounts of the funds deposited in the community and technical college capital projects account as are necessary to pay and secure the payment of the principal of and interest on the building bonds issued by the college board as authorized by this chapter shall be devoted to that purpose. If in any ~~((twelve))~~ 12-month period it shall appear that the amount certified by the college board is insufficient to pay and secure the payment of the principal of and interest on the outstanding building bonds, the state treasurer shall notify the college board and such board shall adjust its certificate so that all requirements of moneys to pay and secure the payment of the principal and interest on all such bonds then outstanding shall be fully met at all times.

(2) The community and technical college capital projects account is hereby created in the state treasury. The sums deposited in the capital projects account shall be appropriated and expended to pay and secure the payment of the principal of and interest on bonds payable out of the building fees and for the construction, reconstruction, erection, equipping, maintenance, demolition and major alteration of buildings and other capital assets owned by the state board for community and technical colleges in the name of the state of Washington, and the acquisition of sites, rights-of-way, easements, improvements or appurtenances in relation thereto, engineering and architectural services provided by the department of enterprise services, and for the payment of principal of and interest on any bonds issued for such purposes. ~~((During the 2019-2021 biennium, sums in the capital projects account may also be used for routine facility maintenance and utility costs.))~~ During the 2021-2023 biennium, sums in the capital projects account may also be used for routine facility maintenance and utility costs. During the 2023-2025 biennium, sums in the capital projects account may also be used for routine facility maintenance and utility costs.

(3) Funds available in the community and technical college capital projects account may also be used for certificates of participation under chapter 39.94 RCW.

Sec. 8029. RCW 39.35D.030 and 2021 c 332 s 7049 are each amended to read as follows:

(1) All major facility projects of public agencies receiving any funding in a state capital budget, or projects financed through a financing contract as defined in RCW 39.94.020, must be designed, constructed, and certified to at least the LEED silver standard. This subsection applies to major facility projects that have not entered the design phase prior to July 24, 2005, and to the extent appropriate LEED silver standards exist for that type of building or facility.

(2) All major facility projects of any entity other than a public agency or public school district receiving any funding in a state capital budget must be designed, constructed, and certified to at least the LEED silver standard. This subsection applies to major facility projects that have not entered the grant application process prior to July 24, 2005, and to the extent appropriate LEED silver standards exist for that type of building or facility.

(3)(a) Public agencies, under this section, shall monitor and document ongoing operating savings resulting from major facility projects designed, constructed, and certified as required under this section.

(b) Public agencies, under this section, shall report annually to the department on major facility projects and operating savings.

(4) The department shall consolidate the reports required in subsection (3) of this section into one report and report to the governor and legislature by September 1st of each even-

numbered year beginning in 2006 and ending in 2016. In its report, the department shall also report on the implementation of this chapter, including reasons why the LEED standard was not used as required by RCW 39.35D.020(5)(b). The department shall make recommendations regarding the ongoing implementation of this chapter, including a discussion of incentives and disincentives related to implementing this chapter.

(5) For the purposes of determining compliance with the requirement for a project to be designed, constructed, and certified to at least the LEED silver standard, the department must credit one additional point for a project that uses wood products with a credible third-party sustainable forest certification or from forests regulated under chapter 76.09 RCW, the Washington forest practices act. For projects that qualify for this additional point, and for which an additional point would have resulted in formal certification under the LEED silver standard, the project must be deemed to meet the standard under this section.

(6) During the 2021-2023 and 2023-2025 fiscal (~~biennium~~) biennia, an alternative high-performance building certification, as determined by the legislature, may be used instead of the LEED silver building design, construction, and certification standard required by this section.

Sec. 8030. RCW 43.07.410 and 2019 c 448 s 9 are each amended to read as follows:

The Washington state library-archives building account is created in the custody of the state treasurer. All moneys received under RCW 36.18.010(12), 36.22.175(3), and 43.07.370(3) must be deposited in the account. (~~Expenditures~~) Except for during the 2023-2025 fiscal biennium, expenditures from the account may be made only for the purposes of payment of the financing contract entered into by the secretary of state for the Washington state library-archives building. During the 2023-2025 fiscal biennium, the secretary of state may spend up to \$8,000,000 from the account for costs associated with the design and construction of the state library-archives building and for costs necessary to prepare the building for occupancy. Only the secretary of state or the secretary of state's designee may authorize expenditures from the account. An appropriation is not required for expenditures, but the account is subject to allotment procedures under chapter 43.88 RCW.

Sec. 8031. RCW 43.31.577 and 2021 c 130 s 1 are each amended to read as follows:

(1) Activities eligible for funding through the early learning facilities grant and loan program for eligible organizations include:

(a) Facility predesign grants or loans of no more than \$20,000 to allow eligible organizations to secure professional services or consult with organizations certified by the community development financial institutions fund to plan for and assess the feasibility of early learning facilities projects or receive other technical assistance to design and develop projects for construction funding;

(b) Grants or loans of no more than \$200,000 for minor renovations or repairs of existing early learning facilities or for predevelopment activities to advance a proposal from planning to major construction or renovation;

(c) Major construction and renovation grants or loans and grants or loans for facility purchases of no more than \$1,000,000 to create or expand early learning facilities, except that during the 2023-2025 fiscal biennium these grants or loans may not exceed \$2,500,000; and

(d) Administration costs associated with conducting application processes, managing contracts, and providing technical assistance.

(2) Activities eligible for funding through the early learning

facilities grant and loan program for school districts include major construction, purchase, and renovation grants or loans of no more than \$1,000,000 to create or expand early learning facilities that received priority and ranking as described in RCW 43.31.581.

(3) Amounts in this section must be increased annually by the United States implicit price deflator for state and local government construction provided by the office of financial management.

Sec. 8032. RCW 43.82.010 and 2018 c 217 s 7 are each amended to read as follows:

(1) The director of enterprise services, on behalf of the agency involved and after consultation with the office of financial management, shall purchase, lease, lease purchase, rent, or otherwise acquire all real estate, improved or unimproved, as may be required by elected state officials, institutions, departments, commissions, boards, and other state agencies, or federal agencies where joint state and federal activities are undertaken and may grant easements and transfer, exchange, sell, lease, or sublease all or part of any surplus real estate for those state agencies which do not otherwise have the specific authority to dispose of real estate. Any such transfer, exchange, or sale must comply with RCW 43.17.400, and may be made in accordance with RCW 39.33.015. This section does not transfer financial liability for the acquired property to the department of enterprise services.

(2) Except for real estate occupied by federal agencies, the director shall determine the location, size, and design of any real estate or improvements thereon acquired or held pursuant to subsection (1) of this section. Facilities acquired or held pursuant to this chapter, and any improvements thereon, shall conform to standards adopted by the director and approved by the office of financial management governing facility efficiency unless a specific exemption from such standards is provided by the director of enterprise services. The director of enterprise services shall report to the office of financial management and the appropriate committees of the legislature annually on any exemptions granted pursuant to this subsection.

(3) Except for leases permitted under subsection (4) of this section, the director of enterprise services may fix the terms and conditions of each lease entered into under this chapter, except that no lease shall extend greater than twenty years in duration. The director of enterprise services may enter into a long-term lease greater than ten years in duration upon a determination by the director of the office of financial management that the long-term lease provides a more favorable rate than would otherwise be available, it appears to a substantial certainty that the facility is necessary for use by the state for the full length of the lease term, and the facility meets the standards adopted pursuant to subsection (2) of this section. The director of enterprise services may enter into a long-term lease greater than ten years in duration if an analysis shows that the life-cycle cost of leasing the facility is less than the life-cycle cost of purchasing or constructing a facility in lieu of leasing the facility.

(4)(a) The director of enterprise services may fix the terms of leases for property under the department of enterprise services' control at the former Northern State Hospital site for up to sixty years.

(b) During the 2023-2025 fiscal biennium, the state board for community and technical colleges on behalf of north Seattle community college may enter into a long-term lease, not to exceed 99 years, of a portion of the north Seattle community college for purposes of affordable housing under RCW 39.33.015.

(5) Except as permitted under chapter 39.94 RCW, no lease for or on behalf of any state agency may be used or referred to as collateral or security for the payment of securities offered for sale

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through a public offering. Except as permitted under chapter 39.94 RCW, no lease for or on behalf of any state agency may be used or referred to as collateral or security for the payment of securities offered for sale through a private placement without the prior written approval of the state treasurer. However, this limitation shall not prevent a lessor from assigning or encumbering its interest in a lease as security for the repayment of a promissory note provided that the transaction would otherwise be an exempt transaction under RCW 21.20.320. The state treasurer shall adopt rules that establish the criteria under which any such approval may be granted. In establishing such criteria the state treasurer shall give primary consideration to the protection of the state's credit rating and the integrity of the state's debt management program. If it appears to the state treasurer that any lease has been used or referred to in violation of this subsection or rules adopted under this subsection, then he or she may recommend that the governor cause such lease to be terminated. The department of enterprise services shall promptly notify the state treasurer whenever it may appear to the department that any lease has been used or referred to in violation of this subsection or rules adopted under this subsection.

(6) It is the policy of the state to encourage the colocation and consolidation of state services into single or adjacent facilities, whenever appropriate, to improve public service delivery, minimize duplication of facilities, increase efficiency of operations, and promote sound growth management planning.

(7) The director of enterprise services shall provide coordinated long-range planning services to identify and evaluate opportunities for colocating and consolidating state facilities. Upon the renewal of any lease, the inception of a new lease, or the purchase of a facility, the director of enterprise services shall determine whether an opportunity exists for colocating the agency or agencies in a single facility with other agencies located in the same geographic area. If a colocation opportunity exists, the director of enterprise services shall consult with the affected state agencies and the office of financial management to evaluate the impact colocation would have on the cost and delivery of agency programs, including whether program delivery would be enhanced due to the centralization of services. The director of enterprise services, in consultation with the office of financial management, shall develop procedures for implementing colocation and consolidation of state facilities.

(8) The director of enterprise services is authorized to purchase, lease, rent, or otherwise acquire improved or unimproved real estate as owner or lessee and to lease or sublet all or a part of such real estate to state or federal agencies. The director of enterprise services shall charge each using agency its proportionate rental which shall include an amount sufficient to pay all costs, including, but not limited to, those for utilities, janitorial and accounting services, and sufficient to provide for contingencies; which shall not exceed five percent of the average annual rental, to meet unforeseen expenses incident to management of the real estate.

(9) If the director of enterprise services determines that it is necessary or advisable to undertake any work, construction, alteration, repair, or improvement on any real estate acquired pursuant to subsection (1) or (8) of this section, the director shall cause plans and specifications thereof and an estimate of the cost of such work to be made and filed in his or her office and the state agency benefiting thereby is hereby authorized to pay for such work out of any available funds: PROVIDED, That the cost of executing such work shall not exceed the sum of twenty-five thousand dollars. Work, construction, alteration, repair, or improvement in excess of twenty-five thousand dollars, other than that done by the owner of the property if other than the state,

shall be performed in accordance with the public works law of this state.

(10) In order to obtain maximum utilization of space, the director of enterprise services shall make space utilization studies, and shall establish standards for use of space by state agencies. Such studies shall include the identification of opportunities for colocation and consolidation of state agency office and support facilities.

(11) The director of enterprise services may construct new buildings on, or improve existing facilities, and furnish and equip, all real estate under his or her management. Prior to the construction of new buildings or major improvements to existing facilities or acquisition of facilities using a lease purchase contract, the director of enterprise services shall conduct an evaluation of the facility design and budget using life-cycle cost analysis, value-engineering, and other techniques to maximize the long-term effectiveness and efficiency of the facility or improvement.

(12) All conveyances and contracts to purchase, lease, rent, transfer, exchange, or sell real estate and to grant and accept easements shall be approved as to form by the attorney general, signed by the director of enterprise services or the director's designee, and recorded with the county auditor of the county in which the property is located.

(13) The director of enterprise services may delegate any or all of the functions specified in this section to any agency upon such terms and conditions as the director deems advisable. By January 1st of each year, beginning January 1, 2008, the department shall submit an annual report to the office of financial management and the appropriate committees of the legislature on all delegated leases.

(14) This section does not apply to the acquisition of real estate by:

(a) The state college and universities for research or experimental purposes;

(b) The state liquor and cannabis board for liquor stores and warehouses;

(c) The department of natural resources, the department of fish and wildlife, the department of transportation, and the state parks and recreation commission for purposes other than the leasing of offices, warehouses, and real estate for similar purposes; and

(d) The department of commerce for community college health career training programs, offices for the department of commerce or other appropriate state agencies, and other nonprofit community uses, including community meeting and training facilities, where the real estate is acquired during the 2013-2015 fiscal biennium.

(15) Notwithstanding any provision in this chapter to the contrary, the department of enterprise services may negotiate ground leases for public lands on which property is to be acquired under a financing contract pursuant to chapter 39.94 RCW under terms approved by the state finance committee.

(16) The department of enterprise services shall report annually to the office of financial management and the appropriate fiscal committees of the legislature on facility leases executed for all state agencies for the preceding year, lease terms, and annual lease costs. The report must include leases executed under RCW 43.82.045 and subsection (13) of this section.

Sec. 8033. RCW 43.83B.430 and 2022 c 297 s 957 and 2022 c 296 s 7008 are each reenacted and amended to read as follows:

The state drought preparedness and response account is created in the state treasury. All receipts from appropriated funds designated for the account and all cost recovery revenues collected under RCW 43.83B.410(5) must be deposited into the account. Expenditures from the account may be used for drought

preparedness and response activities under this chapter, including grants issued under RCW 43.83B.415. ~~((During the 2021-2023 fiscal biennium, moneys in the account may be used for water banking pilot projects.))~~ Moneys in the account may be spent only after appropriation. During the 2021-2023 ~~and 2023-2025~~ fiscal ~~((biennium))~~ biennia, the legislature may appropriate moneys from the account for activities related to water banking.

Sec. 8034. RCW 43.88D.010 and 2021 c 332 s 7034 are each amended to read as follows:

(1) By October 1st of each even-numbered year, the office of financial management shall complete an objective analysis and scoring of all capital budget projects proposed by the public four-year institutions of higher education and submit the results of the scoring process to the legislative fiscal committees and the four-year institutions. Each project must be reviewed and scored within one of the following categories, according to the project's principal purpose. Each project may be scored in only one category. The categories are:

(a) Access-related projects to accommodate enrollment growth at all campuses, at existing or new university centers, or through distance learning. Growth projects should provide significant additional student capacity. Proposed projects must demonstrate that they are based on solid enrollment demand projections, more cost-effectively provide enrollment access than alternatives such as university centers and distance learning, and make cost-effective use of existing and proposed new space;

(b) Projects that replace failing permanent buildings. Facilities that cannot be economically renovated are considered replacement projects. New space may be programmed for the same or a different use than the space being replaced and may include additions to improve access and enhance the relationship of program or support space;

(c) Projects that renovate facilities to restore building life and upgrade space to meet current program requirements. Renovation projects should represent a complete renovation of a total facility or an isolated wing of a facility. A reasonable renovation project should cost between sixty to eighty percent of current replacement value and restore the renovated area to at least twenty-five years of useful life. New space may be programmed for the same or a different use than the space being renovated and may include additions to improve access and enhance the relationship of program or support space;

(d) Major stand-alone campus infrastructure projects;

(e) Projects that promote economic growth and innovation through expanded research activity. The acquisition and installation of specialized equipment is authorized under this category; and

(f) Other project categories as determined by the office of financial management in consultation with the legislative fiscal committees.

(2) The office of financial management, in consultation with the legislative fiscal committees, shall establish a scoring system and process for each four-year project category that is based on the framework used in the community and technical college system of prioritization. Staff from the state board for community and technical colleges and the four-year institutions shall provide technical assistance on the development of a scoring system and process.

(3) The office of financial management shall consult with the legislative fiscal committees in the scoring of four-year institution project proposals, and may also solicit participation by independent experts.

(a) For each four-year project category, the scoring system must, at a minimum, include an evaluation of enrollment trends, reasonableness of cost, the ability of the project to enhance

specific strategic master plan goals, age and condition of the facility if applicable, and impact on space utilization.

(b) Each four-year project category may include projects at the redesign, design, or construction funding phase.

(c) To the extent possible, the objective analysis and scoring system of all capital budget projects shall occur within the context of any and all performance agreements between the office of financial management and the governing board of a public, four-year institution of higher education that aligns goals, priorities, desired outcomes, flexibility, institutional mission, accountability, and levels of resources.

(4) In evaluating and scoring four-year institution projects, the office of financial management shall take into consideration project schedules that result in realistic, balanced, and predictable expenditure patterns over the ensuing three biennia.

(5) The office of financial management shall distribute common definitions, the scoring system, and other information required for the project proposal and scoring process as part of its biennial budget instructions. The office of financial management, in consultation with the legislative fiscal committees, shall develop common definitions that four-year institutions must use in developing their project proposals and lists under this section.

(6) In developing any scoring system for capital projects proposed by the four-year institutions, the office of financial management:

(a) Shall be provided with all required information by the four-year institutions as deemed necessary by the office of financial management;

(b) May utilize independent services to verify, sample, or evaluate information provided to the office of financial management by the four-year institutions; and

(c) Shall have full access to all data maintained by the joint legislative audit and review committee concerning the condition of higher education facilities.

(7) By August 1st of each even-numbered year each public four-year higher education institution shall prepare and submit prioritized lists of the individual projects proposed by the institution for the ensuing six-year period in each category. The lists must be submitted to the office of financial management and the legislative fiscal committees. The four-year institutions may aggregate minor works project proposals by primary purpose for ranking purposes. Proposed minor works projects must be prioritized within the aggregated proposal, and supporting documentation, including project descriptions and cost estimates, must be provided to the office of financial management and the legislative fiscal committees.

(8) For ~~((the 2019-2021 fiscal biennium and))~~ the 2021-2023 fiscal biennium, pursuant to subsection (1) of this section, by November 1, 2022, the office of financial management must score higher education capital project criteria with a rating scale that assesses how well a particular project satisfies those criteria. The office of financial management may not use a rating scale that weighs the importance of those criteria.

(9) For ~~((the 2019-2021 fiscal biennium and))~~ the 2021-2023 fiscal biennium, pursuant to subsection (6)(a) of this section and in lieu of the requirements of subsection (7) of this section, by August 15, 2022, the institutions of higher education shall prepare and submit or resubmit to the office of financial management and the legislative fiscal committees:

(a) Individual project proposals developed pursuant to subsection (1) of this section;

(b) Individual project proposals scored in prior biennia pursuant to subsection (1) of this section; and

(c) A prioritized list of up to five project proposals submitted pursuant to (a) and (b) of this subsection.

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(10) The requirements of this section are suspended during the 2023-2025 fiscal biennium. However, instead of these requirements, the public four-year institutions of higher education must submit additional supporting information for major project funding requests for the 2025-2027 fiscal biennium that is equivalent to the information produced for the 2022 higher education scoring process under subsection (9) of this section. Examples of the information required under this subsection include, but are not limited to, measures of: (a) Space efficiency, (b) reasonableness of project cost, (c) facility condition, and (d) anticipated impacts of the requested major projects on projected degree totals. The public four-year institutions of higher education shall consult with the office of financial management and legislative fiscal staff regarding the implementation of this requirement and the content of the additional information.

Sec. 8035. RCW 43.88.030 and 2020 c 218 s 1 are each amended to read as follows:

(1) The director of financial management shall provide all agencies with a complete set of instructions for submitting biennial budget requests to the director at least three months before agency budget documents are due into the office of financial management. The budget document or documents shall consist of the governor's budget message which shall be explanatory of the budget and shall contain an outline of the proposed financial policies of the state for the ensuing fiscal period, as well as an outline of the proposed six-year financial policies where applicable, and shall describe in connection therewith the important features of the budget. The biennial budget document or documents shall also describe performance indicators that demonstrate measurable progress towards priority results. The message shall set forth the reasons for salient changes from the previous fiscal period in expenditure and revenue items and shall explain any major changes in financial policy. Attached to the budget message shall be such supporting schedules, exhibits and other explanatory material in respect to both current operations and capital improvements as the governor shall deem to be useful to the legislature. The budget document or documents shall set forth a proposal for expenditures in the ensuing fiscal period, or six-year period where applicable, based upon the estimated revenues and caseloads as approved by the economic and revenue forecast council and caseload forecast council or upon the estimated revenues and caseloads of the office of financial management for those funds, accounts, sources, and programs for which the forecast councils do not prepare an official forecast. Revenues shall be estimated for such fiscal period from the source and at the rates existing by law at the time of submission of the budget document, including the supplemental budgets submitted in the even-numbered years of a biennium. However, the estimated revenues and caseloads for use in the governor's budget document may be adjusted to reflect budgetary revenue transfers and revenue and caseload estimates dependent upon budgetary assumptions of enrollments, workloads, and caseloads. All adjustments to the approved estimated revenues and caseloads must be set forth in the budget document. The governor may additionally submit, as an appendix to each supplemental, biennial, or six-year agency budget or to the budget document or documents, a proposal for expenditures in the ensuing fiscal period from revenue sources derived from proposed changes in existing statutes.

The budget document or documents shall also contain:

- (a) Revenues classified by fund and source for the immediately past fiscal period, those received or anticipated for the current fiscal period, and those anticipated for the ensuing biennium;
- (b) The undesignated fund balance or deficit, by fund;
- (c) Such additional information dealing with expenditures,

revenues, workload, performance, and personnel as the legislature may direct by law or concurrent resolution;

(d) Such additional information dealing with revenues and expenditures as the governor shall deem pertinent and useful to the legislature;

(e) Tabulations showing expenditures classified by fund, function, and agency;

(f) The expenditures that include nonbudgeted, nonappropriated accounts outside the state treasury;

(g) Identification of all proposed direct expenditures to implement the Puget Sound water quality plan under chapter 90.71 RCW, shown by agency and in total; and

(h) Tabulations showing each postretirement adjustment by retirement system established after fiscal year 1991, to include, but not be limited to, estimated total payments made to the end of the previous biennial period, estimated payments for the present biennium, and estimated payments for the ensuing biennium.

(2) The budget document or documents shall include detailed estimates of all anticipated revenues applicable to proposed operating or capital expenditures and shall also include all proposed operating or capital expenditures. The total of beginning undesignated fund balance and estimated revenues less working capital and other reserves shall equal or exceed the total of proposed applicable expenditures. The budget document or documents shall further include:

(a) Interest, amortization and redemption charges on the state debt;

(b) Payments of all reliefs, judgments, and claims;

(c) Other statutory expenditures;

(d) Expenditures incident to the operation for each agency;

(e) Revenues derived from agency operations;

(f) Expenditures and revenues shall be given in comparative form showing those incurred or received for the immediately past fiscal period and those anticipated for the current biennium and next ensuing biennium;

(g) A showing and explanation of amounts of general fund and other funds obligations for debt service and any transfers of moneys that otherwise would have been available for appropriation;

(h) Common school expenditures on a fiscal-year basis;

(i) A showing, by agency, of the value and purpose of financing contracts for the lease/purchase or acquisition of personal or real property for the current and ensuing fiscal periods; and

(j) A showing and explanation of anticipated amounts of general fund and other funds required to amortize the unfunded actuarial accrued liability of the retirement system specified under chapter 41.45 RCW, and the contributions to meet such amortization, stated in total dollars and as a level percentage of total compensation.

(3) The governor's operating budget document or documents shall reflect the statewide priorities as required by RCW 43.88.090.

(4) The governor's operating budget document or documents shall identify activities that are not addressing the statewide priorities.

(5)(a) Beginning in the 2021-2023 fiscal biennium, the governor's operating budget document or documents submitted to the legislature must leave, in total, a positive ending fund balance in the general fund and related funds.

(b) Beginning in the 2021-2023 fiscal biennium, the projected maintenance level of the governor's operating budget document or documents submitted to the legislature must not exceed the available fiscal resources for the next ensuing fiscal biennium.

(c) For purposes of this subsection:

(i) "Available fiscal resources" means the beginning general

fund and related funds balances and any fiscal resources estimated for the general fund and related funds, adjusted for proposed revenue legislation, and with forecasted revenues adjusted to the greater of (A) the official general fund and related funds revenue forecast for the ensuing biennium, or (B) the official general fund and related funds forecast for the second fiscal year of the current fiscal biennium, increased by 4.5 percent for each fiscal year of the ensuing biennium.

(ii) "Projected maintenance level" means estimated appropriations necessary to maintain the continuing costs of program and service levels either funded in the governor's budget document or documents submitted to the legislature or mandated by other state or federal law, adjusted by the estimated cost of proposed executive branch legislation, and the amount of any general fund moneys projected to be transferred to the budget stabilization account pursuant to Article VII, section 12 of the state Constitution. Proposed executive branch legislation does not include proposals by institutions of higher education, other separately elected officials, or other boards, commissions, and offices not under the authority of the governor that are not funded or assumed in the governor's budget document or documents submitted to the legislature.

(iii) "Related funds" has the meaning defined in RCW 43.88.055.

(d) (b) of this subsection (5) does not apply:

(i) To any governor-proposed legislation submitted to the legislature that makes net reductions in general fund and related funds appropriations to prevent the governor from making across-the-board reductions in allotments for these particular funds as provided in RCW 43.88.110(~~(7)~~) (10); or

(ii) In a fiscal biennium for which the governor proposes appropriations from the budget stabilization account pursuant to Article VII, section 12(d)(ii) of the state Constitution.

(6) A separate capital budget document or schedule shall be submitted that will contain the following:

(a) A statement setting forth a long-range facilities plan for the state that identifies and includes the highest priority needs within affordable spending levels;

(b) A capital program consisting of proposed capital projects for the next biennium and the two biennia succeeding the next biennium consistent with the long-range facilities plan. Inasmuch as is practical, and recognizing emergent needs, the capital program shall reflect the priorities, projects, and spending levels proposed in previously submitted capital budget documents in order to provide a reliable long-range planning tool for the legislature and state agencies;

(c) A capital plan consisting of proposed capital spending for at least four biennia succeeding the next biennium;

(d) A strategic plan for reducing backlogs of maintenance and repair projects. The plan shall include a prioritized list of specific facility deficiencies and capital projects to address the deficiencies for each agency, cost estimates for each project, a schedule for completing projects over a reasonable period of time, and identification of normal maintenance activities to reduce future backlogs;

(e) A statement of the reason or purpose for a project;

(f) Verification that a project is consistent with the provisions set forth in chapter 36.70A RCW;

(g) A statement about the proposed site, size, and estimated life of the project, if applicable;

(h) Estimated total project cost;

(i) For major projects valued over five million dollars, estimated costs for the following project components: Acquisition, consultant services, construction, equipment, project management, and other costs included as part of the project.

Project component costs shall be displayed in a standard format defined by the office of financial management to allow comparisons between projects;

(j) Estimated total project cost for each phase of the project as defined by the office of financial management;

(k) Estimated ensuing biennium costs;

(l) Estimated costs beyond the ensuing biennium;

(m) Estimated construction start and completion dates;

(n) Source and type of funds proposed;

(o) Estimated ongoing operating budget costs or savings resulting from the project, including staffing and maintenance costs;

(p) For any capital appropriation requested for a state agency for the acquisition of land or the capital improvement of land in which the primary purpose of the acquisition or improvement is recreation or wildlife habitat conservation, the capital budget document, or an omnibus list of recreation and habitat acquisitions provided with the governor's budget document, shall identify the projected costs of operation and maintenance for at least the two biennia succeeding the next biennium. Omnibus lists of habitat and recreation land acquisitions shall include individual project cost estimates for operation and maintenance as well as a total for all state projects included in the list. The document shall identify the source of funds from which the operation and maintenance costs are proposed to be funded;

(q) For any capital budget request for funding in the 2023-2025 or 2025-2027 fiscal biennia by an institution of higher education to address a cost increase for any major project, a statement describing the unexpected project costs, ways the agency has mitigated or will mitigate the estimated project costs, and identification of other funding that may be applied to the project. For purposes of this subsection (6)(q):

(i) "Cost increases" means total project costs estimated above those listed in the prior agency budget request and for which the legislature relied in making a funding decision for design or construction, adjusted for C-100 inflation factors; and

(ii) "Institution of higher education" has the meaning provided in RCW 28B.10.016;

(r) Such other information bearing upon capital projects as the governor deems to be useful;

(~~(s)~~) (s) Standard terms, including a standard and uniform definition of normal maintenance, for all capital projects; and

(~~(t)~~) (t) Such other information as the legislature may direct by law or concurrent resolution.

For purposes of this subsection (6), the term "capital project" shall be defined subsequent to the analysis, findings, and recommendations of a joint committee comprised of representatives from the house capital appropriations committee, senate ways and means committee, legislative evaluation and accountability program committee, and office of financial management.

(7) No change affecting the comparability of agency or program information relating to expenditures, revenues, workload, performance and personnel shall be made in the format of any budget document or report presented to the legislature under this section or RCW 43.88.160(1) relative to the format of the budget document or report which was presented to the previous regular session of the legislature during an odd-numbered year without prior legislative concurrence. Prior legislative concurrence shall consist of (a) a favorable majority vote on the proposal by the standing committees on ways and means of both houses if the legislature is in session or (b) a favorable majority vote on the proposal by members of the legislative evaluation and accountability program committee if the legislature is not in session.

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Sec. 8036. RCW 43.99N.060 and 2021 c 334 s 976 are each amended to read as follows:

(1) The stadium and exhibition center account is created in the custody of the state treasurer. All receipts from the taxes imposed under RCW 82.14.0494 and distributions under RCW 67.70.240(1)(d) shall be deposited into the account. Only the director of the office of financial management or the director's designee may authorize expenditures from the account. The account is subject to allotment procedures under chapter 43.88 RCW. An appropriation is not required for expenditures from this account.

(2) Until bonds are issued under RCW 43.99N.020, up to ~~((five million dollars))~~ \$5,000,000 per year beginning January 1, 1999, shall be used for the purposes of subsection (3)(b) of this section, all remaining moneys in the account shall be transferred to the public stadium authority, created under RCW 36.102.020, to be used for public stadium authority operations and development of the stadium and exhibition center.

(3) After bonds are issued under RCW 43.99N.020, all moneys in the stadium and exhibition center account shall be used exclusively for the following purposes in the following priority:

(a) On or before June 30th of each year, the office of financial management shall accumulate in the stadium and exhibition center account an amount at least equal to the amount required in the next succeeding twelve months for the payment of principal of and interest on the bonds issued under RCW 43.99N.020;

(b) An additional reserve amount not in excess of the expected average annual principal and interest requirements of bonds issued under RCW 43.99N.020 shall be accumulated and maintained in the account, subject to withdrawal by the state treasurer at any time if necessary to meet the requirements of (a) of this subsection, and, following any withdrawal, reaccumulated from the first tax revenues and other amounts deposited in the account after meeting the requirements of (a) of this subsection; and

(c) The balance, if any, shall be transferred to the youth athletic facility account under subsection (4) of this section.

Any revenues derived from the taxes authorized by RCW 36.38.010(5) and 36.38.040 or other amounts that if used as provided under (a) and (b) of this subsection would cause the loss of any tax exemption under federal law for interest on bonds issued under RCW 43.99N.020 shall be deposited in and used exclusively for the purposes of the youth athletic facility account and shall not be used, directly or indirectly, as a source of payment of principal of or interest on bonds issued under RCW 43.99N.020, or to replace or reimburse other funds used for that purpose.

(4) Any moneys in the stadium and exhibition center account not required or permitted to be used for the purposes described in subsection (3)(a) and (b) of this section shall be deposited in the youth athletic facility account hereby created in the state treasury. Expenditures from the account may be used only for purposes of grants or loans to cities, counties, and qualified nonprofit organizations for community outdoor athletic facilities. Only the director of the recreation and conservation office or the director's designee may authorize expenditures from the account. The account is subject to allotment procedures under chapter 43.88 RCW, but an appropriation is not required for expenditures. The athletic facility grants or loans may be used for acquiring, developing, equipping, maintaining, and improving community outdoor athletic facilities. Funds shall be divided equally between the development of new community outdoor athletic facilities, the improvement of existing community outdoor athletic facilities, and the maintenance of existing community outdoor athletic facilities. Cities, counties, and qualified nonprofit organizations

must submit proposals for grants or loans from the account. To the extent that funds are available, cities, counties, and qualified nonprofit organizations must meet eligibility criteria as established by the director of the recreation and conservation office. The grants and loans shall be awarded on a competitive application process and the amount of the grant or loan shall be in proportion to the population of the city or county for where the community outdoor athletic facility is located. Grants or loans awarded in any one year need not be distributed in that year. ~~((In the 2009-2011 biennium, if there are not enough project applications submitted in a category within the account to meet the requirement of equal distribution of funds to each category, the director of the recreation and conservation office may distribute any remaining funds to other categories within the account.))~~ The director of the recreation and conservation office may expend up to one and one-half percent of the moneys deposited in the account created in this subsection for administrative purposes. During the 2021-2023 fiscal biennium, the legislature may appropriate moneys from the youth athletic facility account to support a task force to consider ways to improve equitable access to K-12 schools' fields and athletic facilities and local parks agency facilities with the goal of increasing physical activity for youth and families. A portion of the appropriation must be used to inventory K-12 school fields and athletic facilities and park agency facilities.

(5) During the 2023-2025 fiscal biennium, subsection (4) of this section applies to expenditures from the youth athletic facility account except as provided in this subsection.

(a) During the 2023-2025 fiscal biennium, the recreation and conservation office may spend appropriations made from the youth athletic facility account for grants and loans to political subdivisions of the state other than cities and counties as well as federally recognized Indian tribes for community outdoor athletic facilities. The office is not required to divide the expenditures equally between development, improvement, and maintenance of facilities. The office's authority to retain 1.5 percent of amounts deposited in the account for administration is suspended, and the office's administrative overhead is instead specified in the appropriations for this purpose.

(b) During the 2023-2025 fiscal biennium, the legislature may also appropriate moneys in the youth athletic facility account for the following:

(i) To the department of commerce for the public facility improvement fund as provided in section 1038 of this act; and

(ii) To the recreation and conservation office for the purpose of the youth athletic facilities program as provided in section 3060 of this act.

Sec. 8037. RCW 43.155.050 and 2022 c 296 s 7009, 2022 c 182 s 302, and 2022 c 157 s 15 are each reenacted and amended to read as follows:

(1) The public works assistance account is hereby established in the state treasury. Money may be placed in the public works assistance account from the proceeds of bonds when authorized by the legislature or from any other lawful source. Money in the public works assistance account shall be used to make loans and grants and to give financial guarantees to local governments for public works projects. Moneys in the account may also be appropriated or transferred to the water pollution control revolving fund and the drinking water assistance account to provide for state match requirements under federal law. Moneys in the account may be transferred to the move ahead WA account to provide support of public works projects funded in the move ahead WA program. Not more than 20 percent of the biennial capital budget appropriation to the public works board from this account may be expended or obligated for preconstruction loans

and grants, emergency loans and grants, or loans and grants for capital facility planning under this chapter. Not more than 10 percent of the biennial capital budget appropriation to the public works board from this account may be expended or obligated as grants for preconstruction, emergency, capital facility planning, and construction projects. During the 2017-2019 and 2019-2021 fiscal biennia, the legislature may appropriate moneys from the account for activities related to rural economic development, the growth management act, the aviation revitalization loan program, the community economic revitalization board broadband program, and the voluntary stewardship program. During the 2021-2023 ~~((biennium))~~ and 2023-2025 fiscal biennia, the legislature may appropriate moneys from the account for activities related to the community aviation revitalization board. During the 2019-2021 fiscal biennia, the legislature may direct the state treasurer to make transfers of moneys in the public works assistance account to the education legacy trust account. During the 2019-2021 and 2021-2023 fiscal biennia, the legislature may direct the state treasurer to make transfers of moneys in the public works assistance account to the statewide broadband account. The legislature may appropriate moneys from the public works assistance account for activities related to the voluntary stewardship program, rural economic development, and the growth management act. During the 2021-2023 biennium, the legislature may appropriate moneys from the account for projects identified in section 1033, chapter 296, Laws of 2022. During the 2023-2025 fiscal biennium, the legislature may appropriate moneys from the public works assistance account for an evaluation of the costs of relocating public utilities related to fish barrier removal projects.

(2) For fiscal year 2024 through fiscal year 2038, the state treasurer must transfer from the public works assistance account to the move ahead WA account created in RCW 46.68.510 \$57,000,000 each fiscal year in four equal quarterly transfers.

Sec. 8038. RCW 43.19.125 and 2011 1st sp.s. c 43 s 204 are each amended to read as follows:

(1) The director of enterprise services shall have custody and control of the capitol buildings and grounds, supervise and direct proper care, heating, lighting and repairing thereof, and designate rooms in the capitol buildings to be occupied by various state officials.

(2) ~~((During the 2007-2009 biennium, responsibility for development of the "Wheeler block" on the capitol campus as authorized in section 6013, chapter 520, Laws of 2007 shall be transferred from the department of general administration to the department of information services.))~~ During the 2023-2025 fiscal biennium, the director may access and tour the top of the legislative dome and, upon request, shall provide access to any legislative member and the member's guest.

Sec. 8039. RCW 87.03.136 and 2011 c 50 s 1 are each amended to read as follows:

An irrigation district has the power to sell or lease real property owned by the district whenever its board of directors, by resolution: Determines that the property is not necessary or needed for the use of the district; and authorizes the sale or lease. Notice of the district's intention to sell or lease the property shall be made by publication at least ~~((twenty))~~ 20 days before the transaction is executed regarding the property in a newspaper of general circulation in the county where the property or part of the property is located or, if there is no such newspaper in the county, in a newspaper of general circulation published in an adjoining county. The publication shall be made at least once a week during three consecutive weeks. The notice shall state whether the sale or lease will be negotiated by the district or will be awarded by bid.

The district may lease the property for a duration determined by the board, afford the lessee the option to purchase the property, sell the property on contract for deferred payments, sell the property pursuant to a promissory note secured by a mortgage or deed of trust, or sell the property for cash and conveyance by deed. The appropriate documents shall be executed by the president of the board and acknowledged by the secretary.

The resolution authorizing the sale or lease shall be entered in the minutes of the board and shall fix the price at which the lease, option, or sale may be made. The price shall be not less than the reasonable market value of the property; however, the board may, without consideration, dedicate, grant, or convey district land or easements in district land for highway or public utility purposes that convenience the inhabitants of the district if the board deems that the action will enhance the value of the remaining district land to an extent equal to or greater than the value of the land or easement dedicated, granted, or conveyed.

During the 2023-2025 fiscal biennium, the limitations under this section on the power of an irrigation district to sell or lease real property owned by the district do not apply to property transferred to the bureau of reclamation or to a public owner under section 3073, chapter . . . , Laws of 2023 (section 3073 of this act).

NEW SECTION. Sec. 8040. If any part of this act is found to be in conflict with federal requirements that are a prescribed condition to the allocation of federal funds to the state, the conflicting part of this act is inoperative solely to the extent of the conflict and with respect to the agencies directly affected, and this finding does not affect the operation of the remainder of this act in its application to the agencies concerned. Rules adopted under this act must meet federal requirements that are a necessary condition to the receipt of federal funds by the state.

NEW SECTION. Sec. 8041. 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. 8042. This act is necessary for the immediate preservation of the public peace, health, or safety, or support of the state government and its existing public institutions, and takes effect immediately."

Correct the title.

and the same are herewith transmitted.

MELISSA PALMER, Deputy Chief Clerk

MOTION

Senator Mullet moved that the Senate concur in the House amendment(s) to Engrossed Substitute Senate Bill No. 5200.

Senators Mullet and Schoesler spoke in favor of the motion.

POINT OF INQUIRY

Senator Schoesler: "Will the senator from the 24th District yield to a question?"

Senator Van De Wege: "Yes, I do."

Senator Schoesler: "Senator Van De Wege, in order to make a clear record of legislative intent and for clarification, will you explain in section 30872(B)(3) what the intention of the phrase 'directing the commission to coordinate with agencies' means?"

Senator Van De Wege: "Thank you Senator Schoesler for the question. 'Coordinate' means that the commission is to utilize the technical assistance of the agencies but not that the agencies have

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regulatory beyond that.”

April 21, 2023

The President declared the question before the Senate to be the motion by Senator Mullet that the Senate concur in the House amendment(s) to Engrossed Substitute Senate Bill No. 5200.

The motion by Senator Mullet carried and the Senate concurred in the House amendment(s) to Engrossed Substitute Senate Bill No. 5200 by voice vote.

The President declared the question before the Senate to be the final passage of Engrossed Substitute Senate Bill No. 5200, as amended by the House.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Substitute Senate Bill No. 5200, as amended by the House, and the bill passed the Senate by the following vote: Yeas, 48; Nays, 0; Absent, 0; Excused, 1.

Voting yea: Senators Boehnke, Braun, Cleveland, Conway, Dhingra, Dozier, Fortunato, Frame, Gildon, Hasegawa, Hawkins, Holy, Hunt, Kauffman, Keiser, King, Kuderer, Lias, Lovelett, Lovick, MacEwen, McCune, Mullet, Muzzall, Nguyen, Nobles, Padden, Pedersen, Randall, Rivers, Robinson, Rolfes, Saldaña, Salomon, Schoesler, Shewmake, Short, Stanford, Torres, Trudeau, Valdez, Van De Wege, Wagoner, Warnick, Wellman, Wilson, C., Wilson, J. and Wilson, L.

Excused: Senator Billig

ENGROSSED SUBSTITUTE SENATE BILL NO. 5200, as amended by the House, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

PERSONAL PRIVILEGE

Senator Mullet: “I would like to take this chance to thank the staff who helped us craft this Capital budget. I will, so we have Michael Bezanson, and then we have Shani Bauer and we have Wendy Brown, and we have an honorary member, Sarian Scott was not officially full part, full member of the team, one hundred percent of the time. She only got called in for the discussions around the Newhouse building and the Pritchard/O’Brien remodel so think of her as like a relief pitcher that only comes in when the bases are loaded and your kind of in trouble and everyone’s yelling at each other cause that was, she was there for all the tense discussions we had. That is one of the hardest parts of finding agreement with the opposite chamber. And we also had our caucus staff in James Crandall on the Republican side and David Bremer on our side. And for David Bremer it was his first time in this role, and I will say you would not realize that it was his first time in this role. I mean he came in out of the gate, and I was amazed at how quickly he picked everything up and he was amazing and I just want to give him a big round of applause.”

President Heck: “Somebody must have trained him well.”

EDITOR’S NOTE: Mr. Bremer had previously served in the Office of the Lt. Governor.

The Senate rose in appreciation of the work of the Senate staff assigned to assist with the legislation related to the state capital budget.

MESSAGE FROM THE HOUSE

MR. PRESIDENT:

The House receded from its amendment(s) to ENGROSSED SECOND SUBSTITUTE SENATE BILL NO. 5440. Under suspension of the rules, the bill was returned to second reading for the purposes of amendment(s). The House adopted the following amendment(s): 5440-S2.E AMH FARI H2005.1, and passed the bill as amended by the House.

Strike everything after the enacting clause and insert the following:

"NEW SECTION. Sec. 1. The legislature finds that defendants referred for services related to competency to stand trial requiring admission into a psychiatric facility are currently facing unprecedented wait times in jail for admission. The situation has been exacerbated by closure of forensic beds and workforce shortages related to COVID-19, and treatment capacity limits related to social distancing requirements. Moreover, a backlog of criminal prosecutions that were held back during the first two years of the pandemic due to capacity limitations in courts, prosecuting attorneys offices, and jails, are now being filed, causing a surge in demand for competency services which exceeds the state's capacity to make a timely response. In partial consequence, as of January 2023, wait times for admission to western state hospital for competency services, directed to be completed within seven days by order of the United States district court for western Washington, have risen to over ten months, while wait times for admission to eastern state hospital for the same services have risen to over five months. The state's forensic bed capacity forecast model indicates that if the state continues to receive competency referrals from local superior, district, and municipal courts at the same volume, the state will rapidly fall farther behind.

The legislature further finds that historical investments and policy changes have been made in behavioral health services over the past five years, designed to both increase capacity to provide competency to stand trial services and to reduce the need for them by creating opportunities for diversion, prevention, and improved community health. New construction at western state hospital is expected to result in the opening of 58 forensic psychiatric beds in the first quarter of 2023, while emergency community hospital contracts are expected to allow for the discharge or transfer of over 50 civil conversion patients occupying forensic state hospital beds over the same period. Sixteen beds for civil conversion patients will open at Maple Lane school in the first quarter of 2023, with 30 additional beds for patients acquitted by reason of insanity expected to open by late 2023 or early 2024. Over a longer time period, 350 forensic beds are planned to open within a new forensic hospital on western state hospital campus between 2027 and 2029. Policy and budget changes have increased capacity for assisted outpatient treatment, 988 crisis response, use of medication for opioid use disorders in jails and community settings, reentry services, and mental health advance directives, and created new behavioral health facility types, supportive housing, and supportive employment services. Forensic navigator services, outpatient competency restoration programs, and other specialty forensic services are now available and continuing to be deployed in phase two *Trueblood* settlement regions.

The legislature further finds that despite these investments there is a need for everyone to come together to find solutions to both reduce demand for forensic services and to increase their supply. The state needs collaboration from local governments and other entities to identify any and all facilities that can be used to provide services to patients connected to the forensic system, to

reduce the flow of competency referrals coming from municipal, district, and superior courts, and to improve availability and effectiveness of behavioral health services provided outside the criminal justice system.

Sec. 2. RCW 10.77.010 and 2022 c 288 s 1 are each reenacted and amended to read as follows:

As used in this chapter:

(1) "Admission" means acceptance based on medical necessity, of a person as a patient.

(2) "Authority" means the Washington state health care authority.

(3) "Clinical intervention specialist" means a licensed professional with prescribing authority who is employed by or contracted with the department to provide direct services, enhanced oversight and monitoring of the behavioral health status of in-custody defendants who have been referred for evaluation or restoration services related to competency to stand trial and who coordinate treatment options with forensic navigators, the department, and jail health services.

(4) "Commitment" means the determination by a court that a person should be detained for a period of either evaluation or treatment, or both, in an inpatient or a less-restrictive setting.

((44)) (5) "Community behavioral health agency" has the same meaning as "licensed or certified behavioral health agency" defined in RCW 71.24.025.

((55)) (6) "Conditional release" means modification of a court-ordered commitment, which may be revoked upon violation of any of its terms.

((66)) (7) A "criminally insane" person means any person who has been acquitted of a crime charged by reason of insanity, and thereupon found to be a substantial danger to other persons or to present a substantial likelihood of committing criminal acts jeopardizing public safety or security unless kept under further control by the court or other persons or institutions.

((77)) (8) "Department" means the state department of social and health services.

((88)) (9) "Designated crisis responder" has the same meaning as provided in RCW 71.05.020.

((99)) (10) "Detention" or "detain" means the lawful confinement of a person, under the provisions of this chapter, pending evaluation.

((100)) (11) "Developmental disabilities professional" means a person who has specialized training and ~~((three years of))~~ experience in directly treating or working with persons with developmental disabilities and is a psychiatrist or psychologist, or a social worker, and such other developmental disabilities professionals as may be defined by rules adopted by the secretary.

((111)) (12) "Developmental disability" means the condition as defined in RCW 71A.10.020((5)).

((122)) (13) "Discharge" means the termination of hospital medical authority. The commitment may remain in place, be terminated, or be amended by court order.

((133)) (14) "Furlough" means an authorized leave of absence for a resident of a state institution operated by the department designated for the custody, care, and treatment of the criminally insane, consistent with an order of conditional release from the court under this chapter, without any requirement that the resident be accompanied by, or be in the custody of, any law enforcement or institutional staff, while on such unescorted leave.

((144)) (15) "Genuine doubt as to competency" means that there is reasonable cause to believe, based upon actual interactions with or observations of the defendant or information provided by counsel, that a defendant is incompetent to stand trial.

(16) "Habilitative services" means those services provided by program personnel to assist persons in acquiring and maintaining

life skills and in raising their levels of physical, mental, social, and vocational functioning. Habilitative services include education, training for employment, and therapy. The habilitative process shall be undertaken with recognition of the risk to the public safety presented by the person being assisted as manifested by prior charged criminal conduct.

((155)) (17) "History of one or more violent acts" means violent acts committed during: (a) The ten-year period of time prior to the filing of criminal charges; plus (b) the amount of time equal to time spent during the ten-year period in a mental health facility or in confinement as a result of a criminal conviction.

((166)) (18) "Immediate family member" means a spouse, child, stepchild, parent, stepparent, grandparent, sibling, or domestic partner.

((177)) (19) "Incompetency" means a person lacks the capacity to understand the nature of the proceedings against him or her or to assist in his or her own defense as a result of mental disease or defect.

((188)) (20) "Indigent" means any person who is financially unable to obtain counsel or other necessary expert or professional services without causing substantial hardship to the person or his or her family.

((199)) (21) "Individualized service plan" means a plan prepared by a developmental disabilities professional with other professionals as a team, for an individual with developmental disabilities, which shall state:

(a) The nature of the person's specific problems, prior charged criminal behavior, and habilitation needs;

(b) The conditions and strategies necessary to achieve the purposes of habilitation;

(c) The intermediate and long-range goals of the habilitation program, with a projected timetable for the attainment;

(d) The rationale for using this plan of habilitation to achieve those intermediate and long-range goals;

(e) The staff responsible for carrying out the plan;

(f) Where relevant in light of past criminal behavior and due consideration for public safety, the criteria for proposed movement to less-restrictive settings, criteria for proposed eventual release, and a projected possible date for release; and

(g) The type of residence immediately anticipated for the person and possible future types of residences.

((200)) (22) "Professional person" means:

(a) A psychiatrist licensed as a physician and surgeon in this state who has, in addition, completed three years of graduate training in psychiatry in a program approved by the American medical association or the American osteopathic association and is certified or eligible to be certified by the American board of psychiatry and neurology or the American osteopathic board of neurology and psychiatry;

(b) A psychologist licensed as a psychologist pursuant to chapter 18.83 RCW;

(c) A psychiatric advanced registered nurse practitioner, as defined in RCW 71.05.020; or

(d) A social worker with a master's or further advanced degree from a social work educational program accredited and approved as provided in RCW 18.320.010.

((211)) (23) "Release" means legal termination of the court-ordered commitment under the provisions of this chapter.

((222)) (24) "Secretary" means the secretary of the department of social and health services or his or her designee.

((233)) (25) "Treatment" means any currently standardized medical or mental health procedure including medication.

((244)) (26) "Treatment records" include registration and all other records concerning persons who are receiving or who at any time have received services for mental illness, which are

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maintained by the department, by behavioral health administrative services organizations and their staffs, by managed care organizations and their staffs, and by treatment facilities. Treatment records do not include notes or records maintained for personal use by a person providing treatment services for the department, behavioral health administrative services organizations, managed care organizations, or a treatment facility if the notes or records are not available to others.

~~((25))~~ (27) "Violent act" means behavior that: (a)(i) Resulted in; (ii) if completed as intended would have resulted in; or (iii) was threatened to be carried out by a person who had the intent and opportunity to carry out the threat and would have resulted in, homicide, nonfatal injuries, or substantial damage to property; or (b) recklessly creates an immediate risk of serious physical injury to another person. As used in this subsection, "nonfatal injuries" means physical pain or injury, illness, or an impairment of physical condition. "Nonfatal injuries" shall be construed to be consistent with the definition of "bodily injury," as defined in RCW 9A.04.110.

Sec. 3. RCW 10.77.060 and 2022 c 288 s 2 are each amended to read as follows:

(1)(a) Whenever a defendant has pleaded not guilty by reason of insanity, ~~((or there is reason to doubt his or her competency,))~~ the court on its own motion or on the motion of any party shall either appoint or request the secretary to designate a qualified expert or professional person, who shall be approved by the prosecuting attorney, to evaluate and report upon the mental condition of the defendant.

(b)(i) Whenever there is a doubt as to competency, the court on its own motion or on the motion of any party shall first review the allegations of incompetency. The court shall make a determination of whether sufficient facts have been provided to form a genuine doubt as to competency based on information provided by counsel, judicial colloquy, or direct observation of the defendant. If a genuine doubt as to competency exists, the court shall either appoint or request the secretary to designate a qualified expert or professional person, who shall be approved by the prosecuting attorney, to evaluate and report upon the mental condition of the defendant.

(ii) Nothing in this subsection (1)(b) is intended to require a waiver of attorney-client privilege. Defense counsel may meet the requirements under this subsection (1)(b) by filing a declaration stating that they have reason to believe that a competency evaluation is necessary, and stating the basis on which the defendant is believed to be incompetent.

(c) The signed order of the court shall serve as authority for the evaluator to be given access to all records held by any mental health, medical, long-term services or supports, educational, or correctional facility that relate to the present or past mental, emotional, or physical condition of the defendant. If the court is advised by any party that the defendant may have a developmental disability, the evaluation must be performed by a developmental disabilities professional and the evaluator shall have access to records of the developmental disabilities administration of the department. If the court is advised by any party that the defendant may have dementia or another relevant neurocognitive disorder, the evaluator shall have access to records of the aging and long-term support administration of the department.

~~((e))~~ (d) The evaluator shall assess the defendant in a jail, detention facility, in the community, or in court to determine whether a period of inpatient commitment will be necessary to complete an accurate evaluation. If inpatient commitment is needed, the signed order of the court shall serve as authority for the evaluator to request the jail or detention facility to transport

the defendant to a hospital or secure mental health facility for a period of commitment not to exceed fifteen days from the time of admission to the facility. Otherwise, the evaluator shall complete the evaluation.

~~((d))~~ (e) The court may commit the defendant for evaluation to a hospital or secure mental health facility without an assessment if: (i) The defendant is charged with murder in the first or second degree; (ii) the court finds that it is more likely than not that an evaluation in the jail will be inadequate to complete an accurate evaluation; or (iii) the court finds that an evaluation outside the jail setting is necessary for the health, safety, or welfare of the defendant. The court shall not order an initial inpatient evaluation for any purpose other than a competency evaluation.

~~((e))~~ (f) The order shall indicate whether, in the event the defendant is committed to a hospital or secure mental health facility for evaluation, all parties agree to waive the presence of the defendant or to the defendant's remote participation at a subsequent competency hearing or presentation of an agreed order if the recommendation of the evaluator is for continuation of the stay of criminal proceedings, or if the opinion of the evaluator is that the defendant remains incompetent and there is no remaining restoration period, and the hearing is held prior to the expiration of the authorized commitment period.

~~((f))~~ (g) When a defendant is ordered to be evaluated under this subsection (1), or when a party or the court determines at first appearance that an order for evaluation under this subsection will be requested or ordered if charges are pursued, the court may delay granting bail until the defendant has been evaluated for competency or sanity and appears before the court. Following the evaluation, in determining bail the court shall consider: (i) Recommendations of the evaluator regarding the defendant's competency, sanity, or diminished capacity; (ii) whether the defendant has a recent history of one or more violent acts; (iii) whether the defendant has previously been acquitted by reason of insanity or found incompetent; (iv) whether it is reasonably likely the defendant will fail to appear for a future court hearing; and (v) whether the defendant is a threat to public safety.

(h) If the defendant ordered to be evaluated under this subsection (1) is charged with a serious traffic offense under RCW 9.94A.030, or a felony version of a serious traffic offense, the prosecutor may make a motion to modify the defendant's conditions of release to include a condition prohibiting the defendant from driving during the pendency of the competency evaluation period.

(2) The court may direct that a qualified expert or professional person retained by or appointed for the defendant be permitted to witness the evaluation authorized by subsection (1) of this section, and that the defendant shall have access to all information obtained by the court appointed experts or professional persons. The defendant's expert or professional person shall have the right to file his or her own report following the guidelines of subsection (3) of this section. If the defendant is indigent, the court shall upon the request of the defendant assist him or her in obtaining an expert or professional person.

(3) The report of the evaluation shall include the following:

(a) A description of the nature of the evaluation;

(b) A diagnosis or description of the current mental status of the defendant;

(c) If the defendant ~~((suffers from))~~ has a mental disease or defect, or has a developmental disability, an opinion as to competency;

(d) If the defendant has indicated his or her intention to rely on the defense of insanity pursuant to RCW 10.77.030, and an evaluation and report by an expert or professional person has been

provided concluding that the defendant was criminally insane at the time of the alleged offense, an opinion as to the defendant's sanity at the time of the act, and an opinion as to whether the defendant presents a substantial danger to other persons, or presents a substantial likelihood of committing criminal acts jeopardizing public safety or security, unless kept under further control by the court or other persons or institutions, provided that no opinion shall be rendered under this subsection (3)(d) unless the evaluator or court determines that the defendant is competent to stand trial;

(e) When directed by the court, if an evaluation and report by an expert or professional person has been provided concluding that the defendant lacked the capacity at the time of the offense to form the mental state necessary to commit the charged offense, an opinion as to the capacity of the defendant to have a particular state of mind which is an element of the offense charged;

(f) An opinion as to whether the defendant should be evaluated by a designated crisis responder under chapter 71.05 RCW.

(4) The secretary may execute such agreements as appropriate and necessary to implement this section and may choose to designate more than one evaluator.

(5) In the event that a person remains in jail more than 21 days after service on the department of a court order to transport the person to a facility designated by the department for inpatient competency restoration treatment, upon the request of any party and with notice to all parties, the department shall perform a competency to stand trial status check to determine if the circumstances of the person have changed such that the court should authorize an updated competency evaluation. The status update shall be provided to the parties and the court. Status updates may be provided at reasonable intervals.

(6) If a finding of the competency evaluation under this section or under RCW 10.77.084 is that the individual is not competent due to an intellectual or developmental disability, dementia, or traumatic brain injury, the evaluator shall notify the department, which shall refer the individual to the developmental disabilities administration or the aging and long-term support administration of the department for review of eligibility for services. The department shall inform the forensic navigator about availability of services.

(7) If the expert or professional person appointed to perform a competency evaluation in the community is not able to complete the evaluation after two attempts at scheduling with the defendant, the department shall submit a report to the court and parties and include a date and time for another evaluation which must be at least four weeks later. The court shall provide notice to the defendant of the date and time of the evaluation. If the defendant fails to appear at that appointment, the court shall recall the order for competency evaluation and may issue a warrant for the failure to appear.

Sec. 4. RCW 10.77.068 and 2022 c 288 s 3 are each amended to read as follows:

(1)(a) The legislature establishes a performance target of seven days or fewer to extend an offer of admission to a defendant in pretrial custody for inpatient competency evaluation or inpatient competency restoration services, when access to the services is legally authorized.

(b) The legislature establishes a performance target of 14 days or fewer for the following services related to competency to stand trial, when access to the services is legally authorized:

(i) To complete a competency evaluation in jail and distribute the evaluation report; and

(ii) To extend an offer of admission to a defendant ordered to be committed to ~~((a state hospital))~~ the department for placement in a facility operated by or contracted by the department following

dismissal of charges based on incompetency to stand trial under RCW 10.77.086.

(c) The legislature establishes a performance target of 21 days or fewer to complete a competency evaluation in the community and distribute the evaluation report.

(2)(a) A maximum time limit of seven days as measured from the department's receipt of the court order, or a maximum time limit of 14 days as measured from signature of the court order, whichever is shorter, is established to complete the services specified in subsection (1)(a) of this section, subject to the limitations under subsection (9) of this section.

(b) A maximum time limit of 14 days as measured from the department's receipt of the court order, or a maximum time limit of 21 days as measured from signature of the court order, whichever is shorter, is established to complete the services specified in subsection (1)(b) of this section, subject to the limitations under subsection (9) of this section.

(3) The legislature recognizes that these targets may not be achievable in all cases, but intends for the department to manage, allocate, and request appropriations for resources in order to meet these targets whenever possible without sacrificing the accuracy and quality of competency services.

(4) It shall be a defense to an allegation that the department has exceeded the maximum time limits for completion of competency services described in subsection (2) of this section if the department can demonstrate by a preponderance of the evidence that the reason for exceeding the maximum time limits was outside of the department's control including, but not limited to, the following circumstances:

(a) Despite a timely request, the department has not received necessary medical information regarding the current medical status of a defendant;

(b) The individual circumstances of the defendant make accurate completion of an evaluation of competency to stand trial dependent upon review of mental health, substance use disorder, or medical history information which is in the custody of a third party and cannot be immediately obtained by the department, provided that completion shall not be postponed for procurement of information which is merely supplementary;

(c) Additional time is needed for the defendant to no longer show active signs and symptoms of impairment related to substance use so that an accurate evaluation may be completed;

(d) The defendant is medically unavailable for competency evaluation or admission to a facility for competency restoration;

(e) Completion of the referral requires additional time to accommodate the availability or participation of counsel, court personnel, interpreters, or the defendant;

(f) The defendant asserts legal rights that result in a delay in the provision of competency services; or

(g) An unusual spike in the receipt of evaluation referrals or in the number of defendants requiring restoration services has occurred, causing temporary delays until the unexpected excess demand for competency services can be resolved.

(5) The department shall provide written notice to the court when it will not be able to meet the maximum time limits under subsection (2) of this section and identify the reasons for the delay and provide a reasonable estimate of the time necessary to complete the competency service. Good cause for an extension for the additional time estimated by the department shall be presumed absent a written response from the court or a party received by the department within seven days.

(6) The department shall:

(a) Develop, document, and implement procedures to monitor the clinical status of defendants admitted to a state hospital for competency services that allow the state hospital to accomplish

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early discharge for defendants for whom clinical objectives have been achieved or may be achieved before expiration of the commitment period;

(b) Investigate the extent to which patients admitted to a state hospital under this chapter overstay time periods authorized by law and take reasonable steps to limit the time of commitment to authorized periods; and

(c) Establish written standards for the productivity of forensic evaluators and utilize these standards to internally review the performance of forensic evaluators.

(7) Following any quarter in which a state hospital has failed to meet one or more of the performance targets or maximum time limits under subsection (1) or (2) of this section, the department shall report to the executive and the legislature the extent of this deviation and describe any corrective action being taken to improve performance. This report shall be made publicly available. An average may be used to determine timeliness under this subsection.

(8) The department shall report annually to the legislature and the executive on the timeliness of services related to competency to stand trial and the timeliness with which court referrals accompanied by charging documents, discovery, and criminal history information are provided to the department relative to the signature date of the court order. The report must be in a form that is accessible to the public and that breaks down performance by county.

(9) This section does not create any new entitlement or cause of action related to the timeliness of competency to stand trial services, nor can it form the basis for contempt sanctions under chapter 7.21 RCW or a motion to dismiss criminal charges.

Sec. 5. RCW 10.77.074 and 2019 c 326 s 2 are each amended to read as follows:

(1) Subject to the limitations described in subsection (2) of this section, a court may appoint an impartial forensic navigator employed by or contracted by the department to assist individuals who have been referred for competency evaluation and shall appoint a forensic navigator in circumstances described under section 10 of this act.

(2) A forensic navigator must assist the individual to access services related to diversion and community outpatient competency restoration. The forensic navigator must assist the individual, prosecuting attorney, defense attorney, and the court to understand the options available to the individual and be accountable as an officer of the court for faithful execution of the responsibilities outlined in this section.

(3) The duties of the forensic navigator include, but are not limited to, the following:

(a) To collect relevant information about the individual, including behavioral health services and supports available to the individual that might support placement in outpatient restoration, diversion, or some combination of these;

(b) To meet with, interview, and observe the individual;

(c) To assess the individual for appropriateness for assisted outpatient treatment under chapter 71.05 RCW;

(d) To present information to the court in order to assist the court in understanding the treatment options available to the individual to support the entry of orders for diversion from the forensic mental health system or for community outpatient competency restoration, ~~(and)~~ to facilitate that transition; ~~(and~~

~~(d))~~ (e) To provide regular updates to the court and parties of the status of the individual's participation in diversion or outpatient services and be responsive to inquiries by the parties about treatment status;

(f) When the individual is ordered to receive community outpatient restoration, to provide services to the individual

including:

(i) Assisting the individual with attending appointments and classes relating to outpatient competency restoration;

(ii) Coordinating access to housing for the individual;

(iii) Meeting with the individual on a regular basis;

(iv) Providing information to the court concerning the individual's progress and compliance with court-ordered conditions of release, which may include appearing at court hearings to provide information to the court;

(v) Coordinating the individual's access to community case management services and mental health services;

(vi) Assisting the individual with obtaining prescribed medication and encouraging adherence with prescribed medication;

(vii) Assessing the individual for appropriateness for assisted outpatient treatment under chapter 71.05 RCW and coordinating the initiation of an assisted outpatient treatment order if appropriate;

(viii) Planning for a coordinated transition of the individual to a case manager in the community behavioral health system;

~~((viii))~~ (ix) Attempting to follow-up with the individual to check whether the meeting with a community-based case manager took place;

~~((ix))~~ (x) When the individual is a high utilizer, attempting to connect the individual with high utilizer services; and

~~((x))~~ (xi) Attempting to check up on the individual at least once per month for up to sixty days after coordinated transition to community behavioral health services, without duplicating the services of the community-based case manager;

(g) If the individual is an American Indian or Alaska Native who receives medical, behavioral health, housing, or other supportive services from a tribe within this state, to notify and coordinate with the tribe and Indian health care provider. Notification shall be made in person or by telephonic or electronic communication to the tribal contact listed in the authority's tribal crisis coordination plan as soon as possible.

(4) Forensic navigators may submit ~~((nonclinical))~~ recommendations to the court regarding treatment and restoration options for the individual, which the court may consider and weigh in conjunction with the recommendations of all of the parties.

(5) Forensic navigators shall be deemed officers of the court for the purpose of immunity from civil liability.

(6) The signed order for competency evaluation from the court shall serve as authority for the forensic navigator to be given access to all records held by a behavioral health, educational, or law enforcement agency or a correctional facility that relates to an individual. Information that is protected by state or federal law, including health information, shall not be entered into the court record without the consent of the individual or their defense attorney.

(7) Admissions made by the individual in the course of receiving services from the forensic navigator may not be used against the individual in the prosecution's case in chief.

(8) A court may not issue an order appointing a forensic navigator unless the department certifies that there is adequate forensic navigator capacity to provide these services at the time the order is issued.

Sec. 6. RCW 10.77.084 and 2016 sp.s. c 29 s 410 are each amended to read as follows:

(1)(a) If at any time during the pendency of an action and prior to judgment the court finds, following a report as provided in RCW 10.77.060, a defendant is incompetent, the court shall order the proceedings against the defendant be stayed except as provided in subsection (4) of this section. Beginning October 1,

2023, if the defendant is charged with a serious traffic offense under RCW 9.94A.030, or a felony version of a serious traffic offense, the court may order the clerk to transmit an order to the department of licensing for revocation of the defendant's driver's license for a period of one year.

(b) The court may order a defendant who has been found to be incompetent to undergo competency restoration treatment at a facility designated by the department if the defendant is eligible under RCW 10.77.086 or 10.77.088. At the end of each competency restoration period or at any time a professional person determines competency has been, or is unlikely to be, restored, the defendant shall be returned to court for a hearing, except that if the opinion of the professional person is that the defendant remains incompetent and the hearing is held before the expiration of the current competency restoration period, the parties may agree to waive the defendant's presence, to remote participation by the defendant at a hearing, or to presentation of an agreed order in lieu of a hearing. The facility shall promptly notify the court and all parties of the date on which the competency restoration period commences and expires so that a timely hearing date may be scheduled.

(c) If, following notice and hearing or entry of an agreed order under (b) of this subsection, the court finds that competency has been restored, the court shall lift the stay entered under (a) of this subsection. If the court finds that competency has not been restored, the court shall dismiss the proceedings without prejudice, except that the court may order a further period of competency restoration treatment if it finds that further treatment within the time limits established by RCW 10.77.086 or 10.77.088 is likely to restore competency, and a further period of treatment is allowed under RCW 10.77.086 or 10.77.088.

(d) If at any time during the proceeding the court finds, following notice and hearing, a defendant is not likely to regain competency, the court shall dismiss the proceedings without prejudice and refer the defendant for civil commitment evaluation or proceedings if appropriate under RCW 10.77.065, 10.77.086, or 10.77.088.

(e) Beginning October 1, 2023, if the court issues an order directing revocation of the defendant's driver's license under (a) of this subsection, and the court subsequently finds that the defendant's competency has been restored, the court shall order the clerk to transmit an order to the department of licensing for reinstatement of the defendant's driver's license. The court may direct the clerk to transmit an order reinstating the defendant's driver's license before the end of one year for good cause upon the petition of the defendant.

(2) If the defendant is referred for evaluation by a designated crisis responder under this chapter, the designated crisis responder shall provide prompt written notification of the results of the evaluation and whether the person was detained. The notification shall be provided to the court in which the criminal action was pending, the prosecutor, the defense attorney in the criminal action, and the facility that evaluated the defendant for competency.

(3) The fact that the defendant is unfit to proceed does not preclude any pretrial proceedings which do not require the personal participation of the defendant.

(4) A defendant receiving medication for either physical or mental problems shall not be prohibited from standing trial, if the medication either enables the defendant to understand the proceedings against him or her and to assist in his or her own defense, or does not disable him or her from so understanding and assisting in his or her own defense.

(5) At or before the conclusion of any commitment period provided for by this section, the facility providing evaluation and

treatment shall provide to the court a written report of evaluation which meets the requirements of RCW 10.77.060(3). For defendants charged with a felony, the report following the second competency restoration period or first competency restoration period if the defendant's incompetence is determined to be solely due to a developmental disability or the evaluator concludes that the defendant is not likely to regain competency must include an assessment of the defendant's future dangerousness which is evidence-based regarding predictive validity.

Sec. 7. RCW 10.77.086 and 2022 c 288 s 4 are each amended to read as follows:

(1) If the defendant is charged with a felony and determined to be incompetent, until he or she has regained the competency necessary to understand the proceedings against him or her and assist in his or her own defense, but in any event for a period of no longer than 90 days, the court shall commit the defendant to the custody of the secretary for inpatient competency restoration, or may alternatively order the defendant to receive outpatient competency restoration based on a recommendation from a forensic navigator and input from the parties.

(a) To be eligible for an order for outpatient competency restoration, a defendant must be clinically appropriate and be willing to:

- (i) Adhere to medications or receive prescribed intramuscular medication;
- (ii) Abstain from alcohol and unprescribed drugs; and
- (iii) Comply with urinalysis or breathalyzer monitoring if needed.

(b) If the court orders inpatient competency restoration, the department shall place the defendant in an appropriate facility of the department for competency restoration.

(c) If the court orders outpatient competency restoration, the court shall modify conditions of release as needed to authorize the department to place the person in approved housing, which may include access to supported housing, affiliated with a contracted outpatient competency restoration program. The department, in conjunction with the health care authority, must establish rules for conditions of participation in the outpatient competency restoration program, which must include the defendant being subject to medication management. The court may order regular urinalysis testing. The outpatient competency restoration program shall monitor the defendant during the defendant's placement in the program and report any noncompliance or significant changes with respect to the defendant to the department and, if applicable, the forensic navigator.

(d) If a defendant fails to comply with the restrictions of the outpatient restoration program such that restoration is no longer appropriate in that setting or the defendant is no longer clinically appropriate for outpatient competency restoration, the director of the outpatient competency restoration program shall notify the authority and the department of the need to terminate the outpatient competency restoration placement and intent to request placement for the defendant in an appropriate facility of the department for inpatient competency restoration. The outpatient competency restoration program shall coordinate with the authority, the department, and any law enforcement personnel under (d)(i) of this subsection to ensure that the time period between termination and admission into the inpatient facility is as minimal as possible. The time period for inpatient competency restoration shall be reduced by the time period spent in active treatment within the outpatient competency restoration program, excluding time periods in which the defendant was absent from the program and all time from notice of termination of the outpatient competency restoration period through the defendant's admission to the facility. The department shall obtain a placement

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for the defendant within seven days of the notice of intent to terminate the outpatient competency restoration placement.

(i) The department may authorize a peace officer to detain the defendant into emergency custody for transport to the designated inpatient competency restoration facility. If medical clearance is required by the designated competency restoration facility before admission, the peace officer must transport the defendant to a crisis stabilization unit, evaluation and treatment facility, emergency department of a local hospital, or triage facility for medical clearance once a bed is available at the designated inpatient competency restoration facility. The signed outpatient competency restoration order of the court shall serve as authority for the detention of the defendant under this subsection. This subsection does not preclude voluntary transportation of the defendant to a facility for inpatient competency restoration or for medical clearance, or authorize admission of the defendant into jail.

(ii) The department shall notify the court and parties of the defendant's admission for inpatient competency restoration before the close of the next judicial day. The court shall schedule a hearing within five days to review the conditions of release of the defendant and anticipated release from treatment and issue appropriate orders.

(e) The court may not issue an order for outpatient competency restoration unless the department certifies that there is an available appropriate outpatient competency restoration program that has adequate space for the person at the time the order is issued or the court places the defendant under the guidance and control of a professional person identified in the court order.

(2) For a defendant whose highest charge is a class C felony, or a class B felony that is not classified as violent under RCW 9.94A.030, the maximum time allowed for the initial competency restoration period is 45 days if the defendant is referred for inpatient competency restoration, or 90 days if the defendant is referred for outpatient competency restoration, provided that if the outpatient competency restoration placement is terminated and the defendant is subsequently admitted to an inpatient facility, the period of inpatient treatment during the first competency restoration period under this subsection shall not exceed 45 days.

(3) If the court determines or the parties agree before the initial competency restoration period or at any subsequent stage of the proceedings that the defendant is unlikely to regain competency, the court may dismiss the charges without prejudice without ordering the defendant to undergo an initial or further period of competency restoration treatment, in which case the court shall order that the defendant be referred for evaluation for civil commitment in the manner provided in subsection (5) of this section.

(4) On or before expiration of the initial competency restoration period the court shall conduct a hearing to determine whether the defendant is now competent to stand trial. If the court finds by a preponderance of the evidence that the defendant is incompetent to stand trial, the court may order an extension of the competency restoration period for an additional period of 90 days, but the court must at the same time set a date for a new hearing to determine the defendant's competency to stand trial before the expiration of this second restoration period. The defendant, the defendant's attorney, and the prosecutor have the right to demand that the hearing be before a jury. No extension shall be ordered for a second or third competency restoration period if the defendant's incompetence has been determined by the secretary to be solely the result of a developmental disability which is such that competence is not reasonably likely to be regained during an extension.

(1) ~~(A)~~ (a) Except as provided in (b) of this subsection, at the

hearing upon the expiration of the second competency restoration period, or at the end of the first competency restoration period if the defendant is ineligible for a second or third competency restoration period under subsection (4) of this section, if the jury or court finds that the defendant is incompetent to stand trial, the court shall dismiss the charges without prejudice and order the defendant to be committed to ~~((a state hospital))~~ the department for placement in a facility operated or contracted by the department for up to 120 hours if the defendant has not undergone competency restoration services or has engaged in outpatient competency restoration services and up to 72 hours if the defendant engaged in inpatient competency restoration services starting from admission to the facility, excluding Saturdays, Sundays, and holidays, for evaluation for the purpose of filing a civil commitment petition under chapter 71.05 RCW. ~~((However, the))~~ If at the time the order to dismiss the charges without prejudice is entered by the court the defendant is already in a facility operated or contracted by the department, the 72-hour or 120-hour period shall instead begin upon department receipt of the court order.

(b) The court shall not dismiss the charges if the court or jury finds that: ~~((A))~~ (i) The defendant ~~((B))~~ (A) is a substantial danger to other persons; or ~~((C))~~ (B) presents a substantial likelihood of committing criminal acts jeopardizing public safety or security; and ~~((D))~~ (ii) there is a substantial probability that the defendant will regain competency within a reasonable period of time. If the court or jury makes such a finding, the court may extend the period of commitment for up to an additional six months.

(6) Any period of competency restoration treatment under this section includes only the time the defendant is actually at the facility or is actively participating in an outpatient competency restoration program and is in addition to reasonable time for transport to or from the facility.

Sec. 8. RCW 10.77.086 and 2022 c 288 s 4 are each amended to read as follows:

(1) ~~(H)~~ (a) Except as otherwise provided in this section, if the defendant is charged with a felony and determined to be incompetent, until he or she has regained the competency necessary to understand the proceedings against him or her and assist in his or her own defense, but in any event for a period of no longer than 90 days, the court shall commit the defendant to the custody of the secretary for inpatient competency restoration, or may alternatively order the defendant to receive outpatient competency restoration based on a recommendation from a forensic navigator and input from the parties.

(b) For a defendant who is determined to be incompetent and whose highest charge is a class C felony other than assault in the third degree under RCW 9A.36.031(1) (d) or (f), felony physical control of a vehicle under RCW 46.61.504(6), felony hit and run resulting in injury under RCW 46.52.020(4)(b), a hate crime offense under RCW 9A.36.080, a class C felony with a domestic violence designation, a class C felony sex offense as defined in RCW 9.94A.030, or a class C felony with a sexual motivation allegation, the court shall first consider all available and appropriate alternatives to inpatient competency restoration. The court shall dismiss the proceedings without prejudice upon agreement of the parties if the forensic navigator has found an appropriate and available diversion program willing to accept the defendant.

(2)(a) To be eligible for an order for outpatient competency restoration, a defendant must be clinically appropriate and be willing to:

(i) Adhere to medications or receive prescribed intramuscular medication;

(ii) Abstain from alcohol and unprescribed drugs; and
 (iii) Comply with urinalysis or breathalyzer monitoring if needed.

(b) If the court orders inpatient competency restoration, the department shall place the defendant in an appropriate facility of the department for competency restoration.

(c) If the court orders outpatient competency restoration, the court shall modify conditions of release as needed to authorize the department to place the person in approved housing, which may include access to supported housing, affiliated with a contracted outpatient competency restoration program. The department, in conjunction with the health care authority, must establish rules for conditions of participation in the outpatient competency restoration program, which must include the defendant being subject to medication management. The court may order regular urinalysis testing. The outpatient competency restoration program shall monitor the defendant during the defendant's placement in the program and report any noncompliance or significant changes with respect to the defendant to the department and, if applicable, the forensic navigator.

(d) If a defendant fails to comply with the restrictions of the outpatient restoration program such that restoration is no longer appropriate in that setting or the defendant is no longer clinically appropriate for outpatient competency restoration, the director of the outpatient competency restoration program shall notify the authority and the department of the need to terminate the outpatient competency restoration placement and intent to request placement for the defendant in an appropriate facility of the department for inpatient competency restoration. The outpatient competency restoration program shall coordinate with the authority, the department, and any law enforcement personnel under (d)(i) of this subsection to ensure that the time period between termination and admission into the inpatient facility is as minimal as possible. The time period for inpatient competency restoration shall be reduced by the time period spent in active treatment within the outpatient competency restoration program, excluding time periods in which the defendant was absent from the program and all time from notice of termination of the outpatient competency restoration period through the defendant's admission to the facility. The department shall obtain a placement for the defendant within seven days of the notice of intent to terminate the outpatient competency restoration placement.

(i) The department may authorize a peace officer to detain the defendant into emergency custody for transport to the designated inpatient competency restoration facility. If medical clearance is required by the designated competency restoration facility before admission, the peace officer must transport the defendant to a crisis stabilization unit, evaluation and treatment facility, emergency department of a local hospital, or triage facility for medical clearance once a bed is available at the designated inpatient competency restoration facility. The signed outpatient competency restoration order of the court shall serve as authority for the detention of the defendant under this subsection. This subsection does not preclude voluntary transportation of the defendant to a facility for inpatient competency restoration or for medical clearance, or authorize admission of the defendant into jail.

(ii) The department shall notify the court and parties of the defendant's admission for inpatient competency restoration before the close of the next judicial day. The court shall schedule a hearing within five days to review the conditions of release of the defendant and anticipated release from treatment and issue appropriate orders.

(e) The court may not issue an order for outpatient competency restoration unless the department certifies that there is an

available appropriate outpatient competency restoration program that has adequate space for the person at the time the order is issued or the court places the defendant under the guidance and control of a professional person identified in the court order.

~~((2))~~ (3) For a defendant whose highest charge is a class C felony, or a class B felony that is not classified as violent under RCW 9.94A.030, the maximum time allowed for the initial competency restoration period is 45 days if the defendant is referred for inpatient competency restoration, or 90 days if the defendant is referred for outpatient competency restoration, provided that if the outpatient competency restoration placement is terminated and the defendant is subsequently admitted to an inpatient facility, the period of inpatient treatment during the first competency restoration period under this subsection shall not exceed 45 days.

~~((3))~~ (4) When any defendant whose highest charge is a class C felony other than assault in the third degree under RCW 9A.36.031(1) (d) or (f), felony physical control of a vehicle under RCW 46.61.504(6), felony hit and run resulting in injury under RCW 46.52.020(4)(b), a hate crime offense under RCW 9A.36.080, a class C felony with a domestic violence designation, a class C felony sex offense as defined in RCW 9.94A.030, or a class C felony with a sexual motivation allegation is admitted for inpatient competency restoration with an accompanying court order for involuntary medication under RCW 10.77.092, and the defendant is found not competent to stand trial following that period of competency restoration, the court shall dismiss the charges pursuant to subsection (7) of this section.

(5) If the court determines or the parties agree before the initial competency restoration period or at any subsequent stage of the proceedings that the defendant is unlikely to regain competency, the court may dismiss the charges without prejudice without ordering the defendant to undergo an initial or further period of competency restoration treatment, in which case the court shall order that the defendant be referred for evaluation for civil commitment in the manner provided in subsection ~~((5))~~ (7) of this section.

~~((4))~~ (6) On or before expiration of the initial competency restoration period the court shall conduct a hearing to determine whether the defendant is now competent to stand trial. If the court finds by a preponderance of the evidence that the defendant is incompetent to stand trial, the court may order an extension of the competency restoration period for an additional period of 90 days, but the court must at the same time set a date for a new hearing to determine the defendant's competency to stand trial before the expiration of this second restoration period. The defendant, the defendant's attorney, and the prosecutor have the right to demand that the hearing be before a jury. No extension shall be ordered for a second or third competency restoration period if the defendant is ineligible for a subsequent competency restoration period under subsection (4) of this section or the defendant's incompetence has been determined by the secretary to be solely the result of ((*) an intellectual or developmental disability, dementia, or traumatic brain injury which is such that competence is not reasonably likely to be regained during an extension.

~~((5-A*))~~ (7)(a) Except as provided in (b) of this subsection, at the hearing upon the expiration of the second competency restoration period, or at the end of the first competency restoration period if the defendant is ineligible for a second or third competency restoration period under subsection ~~((4))~~ (3) or (6) of this section, if the jury or court finds that the defendant is incompetent to stand trial, the court shall dismiss the charges without prejudice and order the defendant to be committed to ((*) state hospital) the department for placement in a facility operated or contracted by the department for up to 120 hours if the

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defendant has not undergone competency restoration services or has engaged in outpatient competency restoration services, and up to 72 hours if the defendant engaged in inpatient competency restoration services starting from admission to the facility, excluding Saturdays, Sundays, and holidays, for evaluation for the purpose of filing a civil commitment petition under chapter 71.05 RCW. ~~((However, the))~~ If at the time the order to dismiss the charges without prejudice is entered by the court the defendant is already in a facility operated or contracted by the department, the 72-hour or 120-hour period shall instead begin upon department receipt of the court order.

(b) The court shall not dismiss the charges if the defendant is eligible for a second or third competency restoration period under subsection (6) of this section and the court or jury finds that:
~~((a))~~ (i) The defendant ~~((A))~~ (A) is a substantial danger to other persons; or ~~((B))~~ (B) presents a substantial likelihood of committing criminal acts jeopardizing public safety or security; and ~~((b))~~ (ii) there is a substantial probability that the defendant will regain competency within a reasonable period of time. If the court or jury makes such a finding, the court may extend the period of commitment for up to an additional six months.

~~((c))~~ (8) Any period of competency restoration treatment under this section includes only the time the defendant is actually at the facility or is actively participating in an outpatient competency restoration program and is in addition to reasonable time for transport to or from the facility.

Sec. 9. RCW 10.77.088 and 2022 c 288 s 5 are each amended to read as follows:

(1) If the defendant is charged with a nonfelony crime which is a serious offense as identified in RCW 10.77.092 and found by the court to be not competent, the court shall first consider all available and appropriate alternatives to inpatient competency restoration. If the parties agree that there is an appropriate diversion program available to accept the defendant, the court shall dismiss the proceedings without prejudice and refer the defendant to the recommended diversion program. If the parties do not agree that there is an appropriate diversion program available to accept the defendant, then the court:

(a) Shall dismiss the proceedings without prejudice and detain the defendant ~~((for sufficient time to allow the designated crisis responder to evaluate the defendant and consider initial detention proceedings under chapter 71.05 RCW))~~ pursuant to subsection (6) of this section, unless the prosecutor objects to the dismissal and provides notice of a motion for an order for competency restoration treatment, in which case the court shall schedule a hearing within seven days.

(b) At the hearing, the prosecuting attorney must establish that there is a compelling state interest to order competency restoration treatment for the defendant. The court may consider prior criminal history, prior history in treatment, prior history of violence, the quality and severity of the pending charges, any history that suggests whether competency restoration treatment is likely to be successful, in addition to the factors listed under RCW 10.77.092. If the defendant is subject to an order under chapter 71.05 RCW or proceedings under chapter 71.05 RCW have been initiated, there is a rebuttable presumption that there is no compelling state interest in ordering competency restoration treatment. If the prosecuting attorney proves by a preponderance of the evidence that there is a compelling state interest in ordering competency restoration treatment, then the court shall issue an order in accordance with subsection (2) of this section.

(2)(a) If a court finds pursuant to subsection (1)(b) of this section that there is a compelling state interest in pursuing competency restoration treatment, the court shall ~~((commit the defendant to the custody of the secretary for inpatient competency~~

~~restoration, or may alternatively))~~ order the defendant to receive outpatient competency restoration ~~((based on a recommendation from a forensic navigator and input from the parties))~~ consistent with the recommendation of the forensic navigator, unless the court finds that an order for outpatient competency restoration is inappropriate considering the health and safety of the defendant and risks to public safety.

~~((a))~~ (b) To be eligible for an order for outpatient competency restoration, a defendant must be ~~((clinically appropriate and be))~~ willing to:

(i) Adhere to medications or receive prescribed intramuscular medication;

(ii) Abstain from alcohol and unprescribed drugs; and

(iii) Comply with urinalysis or breathalyzer monitoring if needed.

~~((b))~~ (c) If the court orders inpatient competency restoration, the department shall place the defendant in an appropriate facility of the department for competency restoration under subsection (3) of this section.

~~((c))~~ (d) If the court orders outpatient competency restoration, the court shall modify conditions of release as needed to authorize the department to place the person in approved housing, which may include access to supported housing, affiliated with a contracted outpatient competency restoration program. The department, in conjunction with the health care authority, must establish rules for conditions of participation in the outpatient competency restoration program, which must include the defendant being subject to medication management. The court may order regular urinalysis testing. The outpatient competency restoration program shall monitor the defendant during the defendant's placement in the program and report any noncompliance or significant changes with respect to the defendant to the department and, if applicable, the forensic navigator.

~~((d))~~ (e) If a defendant fails to comply with the restrictions of the outpatient competency restoration program such that restoration is no longer appropriate in that setting or the defendant is no longer clinically appropriate for outpatient competency restoration, the director of the outpatient competency restoration program shall notify the authority and the department of the need to terminate the outpatient competency restoration placement and intent to request placement for the defendant in an appropriate facility of the department for inpatient competency restoration. The outpatient competency restoration program shall coordinate with the authority, the department, and any law enforcement personnel under ~~((e))~~ (e)(i) of this subsection to ensure that the time period between termination and admission into the inpatient facility is as minimal as possible. The time period for inpatient competency restoration shall be reduced by the time period spent in active treatment within the outpatient competency restoration program, excluding time periods in which the defendant was absent from the program and all time from notice of termination of the outpatient competency restoration period through the defendant's admission to the facility. The department shall obtain a placement for the defendant within seven days of the notice of intent to terminate the outpatient competency restoration placement.

(i) The department may authorize a peace officer to detain the defendant into emergency custody for transport to the designated inpatient competency restoration facility. If medical clearance is required by the designated competency restoration facility before admission, the peace officer must transport the defendant to a crisis stabilization unit, evaluation and treatment facility, emergency department of a local hospital, or triage facility for medical clearance once a bed is available at the designated

inpatient competency restoration facility. The signed outpatient competency restoration order of the court shall serve as authority for the detention of the defendant under this subsection. This subsection does not preclude voluntary transportation of the defendant to a facility for inpatient competency restoration or for medical clearance, or authorize admission of the defendant into jail.

(ii) The department shall notify the court and parties of the defendant's admission for inpatient competency restoration before the close of the next judicial day. The court shall schedule a hearing within five days to review the conditions of release of the defendant and anticipated release from treatment and issue appropriate orders.

~~((e))~~ (f) The court may not issue an order for outpatient competency restoration unless the department certifies that there is an available appropriate outpatient restoration program that has adequate space for the person at the time the order is issued or the court places the defendant under the guidance and control of a professional person identified in the court order.

(g) If the court does not order the defendant to receive outpatient competency restoration under (a) of this subsection, the court shall commit the defendant to the department for placement in a facility operated or contracted by the department for inpatient competency restoration.

(3) The placement under subsection (2) of this section shall not exceed 29 days if the defendant is ordered to receive inpatient competency restoration, and shall not exceed 90 days if the defendant is ordered to receive outpatient competency restoration. The court may order any combination of this subsection, but the total period of inpatient competency restoration may not exceed 29 days.

(4) Beginning October 1, 2023, if the defendant is charged with a serious traffic offense under RCW 9.94A.030, the court may order the clerk to transmit an order to the department of licensing for revocation of the defendant's driver's license for a period of one year. The court shall direct the clerk to transmit an order to the department of licensing reinstating the defendant's driver's license if the defendant is subsequently restored to competency, and may do so at any time before the end of one year for good cause upon the petition of the defendant.

(5) If the court has determined or the parties agree that the defendant is unlikely to regain competency, the court may dismiss the charges without prejudice without ordering the defendant to undergo competency restoration treatment, in which case the court shall order that the defendant be referred for evaluation for civil commitment in the manner provided in subsection ~~((5))~~ (6) of this section.

~~((5))~~ (6)(a) If the proceedings are dismissed under RCW 10.77.084 and the defendant was on conditional release at the time of dismissal, the court shall order the designated crisis responder within that county to evaluate the defendant pursuant to chapter 71.05 RCW. The evaluation may be conducted in any location chosen by the professional.

(b) If the defendant was in custody and not on conditional release at the time of dismissal, the defendant shall be detained and sent to an evaluation and treatment facility for up to 120 hours if the defendant has not undergone competency restoration services or has engaged in outpatient competency restoration services and up to 72 hours if the defendant engaged in inpatient competency restoration services, excluding Saturdays, Sundays, and holidays, for evaluation for purposes of filing a petition under chapter 71.05 RCW. The 120-hour or 72-hour period shall commence upon the next nonholiday weekday following the court order and shall run to the end of the last nonholiday weekday within the 120-hour or 72-hour period.

~~((6))~~ (7) If the defendant is charged with a nonfelony crime that is not a serious offense as defined in RCW 10.77.092 and found by the court to be not competent, the court may stay or dismiss proceedings and detain the defendant for sufficient time to allow the designated crisis responder to evaluate the defendant and consider initial detention proceedings under chapter 71.05 RCW. The court must give notice to all parties at least 24 hours before the dismissal of any proceeding under this subsection, and provide an opportunity for a hearing on whether to dismiss the proceedings.

~~((7))~~ (8) If at any time the court dismisses charges under subsections (1) through ~~((6))~~ (7) of this section, the court shall make a finding as to whether the defendant has a history of one or more violent acts. If the court so finds, the defendant is barred from the possession of firearms until a court restores his or her right to possess a firearm under RCW 9.41.047. The court shall state to the defendant and provide written notice that the defendant is barred from the possession of firearms and that the prohibition remains in effect until a court restores his or her right to possess a firearm under RCW 9.41.047.

~~((8))~~ (9) Any period of competency restoration treatment under this section includes only the time the defendant is actually at the facility or is actively participating in an outpatient competency restoration program and is in addition to reasonable time for transport to or from the facility.

NEW SECTION. Sec. 10. A new section is added to chapter 10.77 RCW to read as follows:

(1) In counties with a forensic navigator program, a forensic navigator shall:

(a) Meet, interview, and observe all defendants charged with a nonfelony, or a class C felony other than assault in the third degree under RCW 9A.36.031(1) (d) or (f), felony physical control of a vehicle under RCW 46.61.504(6), felony hit and run resulting in injury under RCW 46.52.020(4)(b), a hate crime offense under RCW 9A.36.080, a class C felony with a domestic violence designation, a class C felony sex offense as defined in RCW 9.94A.030, or a class C felony with a sexual motivation allegation, who have had two or more cases dismissed due to a finding of incompetency to stand trial in the preceding 24 months and who are at risk for a finding of incompetency under their current charge. The forensic navigator shall determine the defendants' willingness to engage with services under this section; and

(b) Provide a diversion program plan to the parties in each case that includes a recommendation for a diversion program to defense counsel and the prosecuting attorney. Services under a diversion program may include a referral for assisted outpatient treatment under chapter 71.05 RCW.

(2) The court shall dismiss the criminal charges upon agreement of the parties that the defendant has been accepted into the diversion program recommended by the forensic navigator.

(3)(a) For defendants charged with a nonfelony, the court may order the defendant to a diversion program if recommended by the forensic navigator. Upon engagement with the diversion program, the defense may move to dismiss the charges without prejudice. The court shall hold a hearing on this motion within 10 days. The court shall grant the defense motion if it finds by a preponderance of the evidence that the defendant is amenable to the services described in the diversion program and can safely receive services in the community.

(b) For defendants charged with a class C felony other than assault in the third degree under RCW 9A.36.031(1) (d) or (f), felony physical control of a vehicle under RCW 46.61.504(6), felony hit and run resulting in injury under RCW 46.52.020(4)(b), a hate crime offense under RCW 9A.36.080, a class C felony with

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a domestic violence designation, a class C felony sex offense as defined in RCW 9.94A.030, or a class C felony with a sexual motivation allegation, the defense may move for dismissal of the charges without prejudice if the defendant is currently subject to a civil commitment order under chapter 71.05 RCW. The court shall grant the defense motion upon confirmation of an available treatment plan under chapter 71.05 RCW.

(4) Individuals who are referred to a diversion program described in this section shall have a forensic navigator assigned to assist them for up to six months while engaging in the services described in the diversion program.

(5) Forensic navigators shall collaborate with available *Trueblood* settlement diversion programs if they are accessible in the geographic location where criminal charges are currently filed.

Sec. 11. RCW 10.77.092 and 2014 c 10 s 2 are each amended to read as follows:

(1) For purposes of determining whether a court may authorize involuntary medication for the purpose of competency restoration pursuant to RCW 10.77.084 and for maintaining the level of restoration in the jail following the restoration period, a pending charge involving any one or more of the following crimes is a serious offense per se in the context of competency restoration:

(a) Any violent offense, sex offense, serious traffic offense, and most serious offense, as those terms are defined in RCW 9.94A.030;

(b) Any offense, except nonfelony counterfeiting offenses, included in crimes against persons in RCW 9.94A.411;

(c) Any offense contained in chapter 9.41 RCW (firearms and dangerous weapons);

(d) Any offense listed as domestic violence in RCW 10.99.020;

(e) Any offense listed as a harassment offense in chapter 9A.46 RCW, except for criminal trespass in the first or second degree;

(f) Any violation of chapter 69.50 RCW that is a class B felony; or

(g) Any city or county ordinance or statute that is equivalent to an offense referenced in this subsection.

(2) Any time a petition is filed seeking a court order authorizing the involuntary medication for purposes of competency restoration pursuant to RCW 10.77.084, the petition must also seek authorization to continue involuntary medication for purposes of maintaining the level of restoration in the jail or juvenile detention facility following the restoration period.

(3)(a) In a particular case, a court may determine that a pending charge not otherwise defined as serious by state or federal law or by a city or county ordinance is, nevertheless, a serious offense within the context of competency restoration treatment when the conduct in the charged offense falls within the standards established in (b) of this subsection.

(b) To determine that the particular case is a serious offense within the context of competency restoration, the court must consider the following factors and determine that one or more of the following factors creates a situation in which the offense is serious:

(i) The charge includes an allegation that the defendant actually inflicted bodily or emotional harm on another person or that the defendant created a reasonable apprehension of bodily or emotional harm to another;

(ii) The extent of the impact of the alleged offense on the basic human need for security of the citizens within the jurisdiction;

(iii) The number and nature of related charges pending against the defendant;

(iv) The length of potential confinement if the defendant is convicted; and

(v) The number of potential and actual victims or persons

impacted by the defendant's alleged acts.

NEW SECTION. Sec. 12. A new section is added to chapter 10.77 RCW to read as follows:

(1) When an individual has a prescription for an antipsychotic, antidepressant, antiepileptic, or other drug prescribed to the individual to treat a serious mental illness by a state hospital or other state facility or a behavioral health agency or other certified medical provider, and the individual is medically stable on the drug, a jail or juvenile detention facility shall continue prescribing the prescribed drug and may not require the substitution of a different drug in a given therapeutic class, except under the following circumstances:

(a) The substitution is for a generic version of a name brand drug and the generic version is chemically identical to the name brand drug; or

(b) The drug cannot be prescribed for reasons of drug recall or removal from the market, or medical evidence indicating no therapeutic effect of the drug.

(2) This section includes but is not limited to situations in which the individual returns to a jail or juvenile detention facility directly after undergoing treatment at a state hospital, behavioral health agency, outpatient competency restoration program, or prison.

(3) The department shall establish a program to reimburse jails and juvenile detention facilities for the costs of any drugs the jail or juvenile detention facility does not otherwise have available and must continue prescribing under this section.

NEW SECTION. Sec. 13. A new section is added to chapter 10.77 RCW to read as follows:

(1) Following a competency evaluation under RCW 10.77.060, individuals who are found not competent to stand trial and not restorable due to an intellectual or developmental disability, dementia, or traumatic brain injury, shall not be referred for competency restoration services.

(2) The department shall develop a process for connecting individuals who have been found not competent to stand trial due to an intellectual or developmental disability, dementia, or traumatic brain injury to available wraparound services and supports in community-based settings, which may include residential supports. The process shall include provisions for individuals who are current clients of the department's developmental disabilities administration or aging and long-term support administration and for individuals who are not current clients of the department.

(a) For current clients of the developmental disabilities administration and aging and long-term support administration, the department's assigned case manager shall:

(i) Coordinate with the individual's services providers to determine if the individual can return to the same or like services, or determine appropriate new community-based services. This shall include updating the individual's service plan and identifying and coordinating potential funding for any additional supports to stabilize the individual in community-based settings funded by the developmental disabilities administration or aging and long-term support administration so that the individual does not lose existing services, including submitting any exceptions to rule for additional services;

(ii) Conduct a current service eligibility assessment and send referral packets to all community-based service providers for services for which the individual is eligible; and

(iii) Connect with the individual's assigned forensic navigator and determine if the individual is eligible for any diversion, supportive housing, or case management programs as a *Trueblood* class member, and assist the individual to access these services.

(b) For individuals who have not established eligibility for the department's support services, the department shall:

(i) Conduct an eligibility determination for services and send referral packets to service providers for all relevant community-based services for which the individual is eligible. This process must include identifying and coordinating funding for any additional supports that are needed to stabilize the individual in any community-based setting funded by the developmental disabilities administration or aging and long-term support administration, including submitting any necessary exceptions to rule for additional services; and

(ii) Connect with the individual's assigned forensic navigator and determine if the individual is eligible for any diversion, supportive housing, or case management programs as a *Trueblood* class member, if additional specialized services are available to supplement diversion program services, and assist the individual to access these services.

(3) The department shall offer to transition the individual in services either directly from the jail or as soon thereafter as may be practicable, without maintaining the individual at an inpatient facility for longer than is clinically necessary. Nothing in this subsection prohibits the department from returning the individual to their home or to another less restrictive setting if such setting is appropriate, which may include provision of supportive services to help the person maintain stability. The individual is not required to accept developmental disabilities administration, aging and long-term support administration, or other diversionary services as a condition of having the individual's criminal case dismissed without prejudice, provided the individual meets the criteria of subsection (1) of this section.

(4) Subject to the availability of funds appropriated for this specific purpose, the department shall develop a program for individuals who have been involved with the criminal justice system and who have been found under RCW 10.77.084 as incompetent to stand trial due to an intellectual or developmental disability, traumatic brain injury, or dementia and who do not meet criteria under other programs in this section. The program must involve wraparound services and housing supports appropriate to the needs of the individual. It is sufficient to meet the criteria for participation in this program if the individual has recently been the subject of criminal charges and was found incompetent to stand trial due to an intellectual or developmental disability, traumatic brain injury, or dementia.

NEW SECTION. Sec. 14. The University of Washington shall implement a pilot project to provide short-term stabilization and transition support for individuals found incompetent to stand trial due to an intellectual or developmental disability who are or have been *Trueblood* class members. The project will be implemented in three phases, beginning December 1, 2023, using an interdisciplinary approach across various settings and overlapping with existing resources, including those available to *Trueblood* class members and services and supports they are eligible to receive from the department of social and health services. The department of social and health services shall collaborate with the University of Washington on this project, including assistance in identifying resources available to class members and determination of eligibility. By November 30, 2026, the University of Washington shall submit a report to the appropriate fiscal and policy committees of the legislature on the pilot project, including the pilot project's outcomes, data analysis, evaluation, and recommendations for improvement. In addition, the University of Washington shall report on the background of current and former *Trueblood* class members with intellectual and developmental disabilities. The department of social and health services shall share data as needed to assist in report development.

NEW SECTION. Sec. 15. Subject to the availability of funds appropriated for this specific purpose, the health care authority shall require the programs it contracts with to increase compensation for staff in outpatient competency restoration programs to provide compensation at competitive levels to improve recruitment and allow for the full implementation of outpatient competency restoration programs.

NEW SECTION. Sec. 16. A new section is added to chapter 10.77 RCW to read as follows:

An outpatient competency restoration program must include access to a prescriber.

NEW SECTION. Sec. 17. A new section is added to chapter 10.77 RCW to read as follows:

(1) Subject to the security and background investigation requirements of the jail, jails shall allow clinical intervention specialists to have access to individuals who are referred to receive services under this chapter and to all records relating to the health or conduct of the individual while incarcerated. Clinical intervention specialists shall support jail health services in providing direct services, enhanced oversight and monitoring of the behavioral health status of participating individuals. Clinical intervention specialists shall work collaboratively with jail health services to ensure appropriate prescriptions, medication compliance monitoring, and access to supportive behavioral health services to the individuals. Clinical intervention specialists shall coordinate with forensic navigators and the department to assist forensic navigators in making recommendations for appropriate placements, which may include recommendations for participation in an outpatient competency restoration program or a diversion program designed for the needs of the individual. The clinical intervention specialist shall notify the department if a participating individual appears to have stabilized in their behavioral health such that a new competency evaluation is appropriate to reassess the individual's need for competency restoration treatment.

(2) The department shall establish a memorandum of understanding and any contracts needed with the jail to address the terms and conditions of allowing access to defendants and their records subject to the requirements of this section.

NEW SECTION. Sec. 18. A new section is added to chapter 10.77 RCW to read as follows:

The department shall collect data so that information can be retrieved based on unique individuals, their complete Washington criminal history and referrals for forensic services.

NEW SECTION. Sec. 19. A new section is added to chapter 10.77 RCW to read as follows:

(1) The department shall coordinate with cities, counties, hospitals, and other public and private entities to identify locations that may be commissioned or renovated for use in treating clients committed to the department for competency evaluation, competency restoration, civil conversion, or treatment following acquittal by reason of insanity.

(2) The department may provide capital grants to entities to accomplish the purposes described in subsection (1) of this section subject to provision of funding provided for this specific purpose.

Sec. 20. RCW 10.77.065 and 2019 c 325 s 5006 are each amended to read as follows:

(1)(a)(i) The expert conducting the evaluation shall provide his or her report and recommendation to the court in which the criminal proceeding is pending. For a competency evaluation of a defendant who is released from custody, if the evaluation cannot be completed within twenty-one days due to a lack of cooperation by the defendant, the evaluator shall notify the court that he or she is unable to complete the evaluation because of such lack of

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cooperation.

(ii) A copy of the report and recommendation shall be provided to the designated crisis responder, the prosecuting attorney, the defense attorney, and the professional person at the local correctional facility where the defendant is being held, or if there is no professional person, to the person designated under (a)(iv) of this subsection. Upon request, the evaluator shall also provide copies of any source documents relevant to the evaluation to the designated crisis responder.

(iii) Any facility providing inpatient services related to competency shall discharge the defendant as soon as the facility determines that the defendant is competent to stand trial. Discharge shall not be postponed during the writing and distribution of the evaluation report. Distribution of an evaluation report by a facility providing inpatient services shall ordinarily be accomplished within two working days or less following the final evaluation of the defendant. If the defendant is discharged to the custody of a local correctional facility, the local correctional facility must continue the medication regimen prescribed by the facility, when clinically appropriate, unless the defendant refuses to cooperate with medication and an involuntary medication order by the court has not been entered.

(iv) If there is no professional person at the local correctional facility, the local correctional facility shall designate a professional person as defined in RCW 71.05.020 or, in cooperation with the behavioral health administrative services organization, a professional person at the behavioral health administrative services organization to receive the report and recommendation.

(v) Upon commencement of a defendant's evaluation in the local correctional facility, the local correctional facility must notify the evaluator of the name of the professional person, or person designated under (a)(iv) of this subsection, to receive the report and recommendation.

(b) If the evaluator concludes, under RCW 10.77.060(3)(f), the person should be evaluated by a designated crisis responder under chapter 71.05 RCW, the court shall order such evaluation be conducted prior to release from confinement when the person is acquitted or convicted and sentenced to confinement for twenty-four months or less, or when charges are dismissed pursuant to a finding of incompetent to stand trial.

(2) The designated crisis responder shall provide written notification within twenty-four hours of the results of the determination whether to commence proceedings under chapter 71.05 RCW. The notification shall be provided to the persons identified in subsection (1)(a) of this section.

(3) The prosecuting attorney shall provide a copy of the results of any proceedings commenced by the designated crisis responder under subsection (2) of this section to the secretary.

(4) A facility conducting a civil commitment evaluation under RCW 10.77.086(~~(4)~~) (7) or 10.77.088(~~(4)(e)(ii)~~) (6)(b) that makes a determination to release the person instead of filing a civil commitment petition must provide written notice to the prosecutor and defense attorney at least twenty-four hours prior to release. The notice may be given by email, facsimile, or other means reasonably likely to communicate the information immediately.

(5) The fact of admission and all information and records compiled, obtained, or maintained in the course of providing services under this chapter may also be disclosed to the courts solely to prevent the entry of any evaluation or treatment order that is inconsistent with any order entered under chapter 71.05 RCW.

Sec. 21. RCW 71.05.235 and 2020 c 302 s 36 are each amended to read as follows:

(1) If an individual is referred to a designated crisis responder under RCW 10.77.088(~~(2)(d)(i)~~) (6)(a), the designated crisis responder shall examine the individual within forty-eight hours. If the designated crisis responder determines it is not appropriate to detain the individual or petition for a ninety-day less restrictive alternative under RCW 71.05.230(4), that decision shall be immediately presented to the superior court for hearing. The court shall hold a hearing to consider the decision of the designated crisis responder not later than the next judicial day. At the hearing the superior court shall review the determination of the designated crisis responder and determine whether an order should be entered requiring the person to be evaluated at an evaluation and treatment facility. No person referred to an evaluation and treatment facility may be held at the facility longer than one hundred twenty hours.

(2) If an individual is placed in an evaluation and treatment facility under RCW 10.77.088(~~(2)(d)(ii)~~) (6)(b), a professional person shall evaluate the individual for purposes of determining whether to file a ninety-day inpatient or outpatient petition under this chapter. Before expiration of the one hundred twenty hour evaluation period authorized under RCW 10.77.088(~~(2)(d)(ii)~~) (6)(b), the professional person shall file a petition or, if the recommendation of the professional person is to release the individual, present his or her recommendation to the superior court of the county in which the criminal charge was dismissed. The superior court shall review the recommendation not later than forty-eight hours, excluding Saturdays, Sundays, and holidays, after the recommendation is presented. If the court rejects the recommendation to unconditionally release the individual, the court may order the individual detained at a designated evaluation and treatment facility for not more than a one hundred twenty hour evaluation and treatment period. If the evaluation and treatment facility files a ninety-day petition within the one hundred twenty hour period, the clerk shall set a hearing after the day of filing consistent with RCW 71.05.300. Upon the individual's first appearance in court after a petition has been filed, proceedings under RCW 71.05.310 and 71.05.320 shall commence. For an individual subject to this subsection, the professional person may directly file a petition for ninety-day inpatient or outpatient treatment and no petition for initial detention or fourteen-day detention is required before such a petition may be filed.

(3) If a designated crisis responder or the professional person and prosecuting attorney for the county in which the criminal charge was dismissed or attorney general, as appropriate, stipulate that the individual does not present a likelihood of serious harm or is not gravely disabled, the hearing under this section is not required and the individual, if in custody, shall be released.

Sec. 22. RCW 71.05.280 and 2022 c 210 s 15 are each amended to read as follows:

At the expiration of the fourteen-day period of intensive treatment, a person may be committed for further treatment pursuant to RCW 71.05.320 if:

(1) Such person after having been taken into custody for evaluation and treatment has threatened, attempted, or inflicted: (a) Physical harm upon the person of another or himself or herself, or substantial damage upon the property of another, and (b) as a result of a behavioral health disorder presents a likelihood of serious harm; or

(2) Such person was taken into custody as a result of conduct in which he or she attempted or inflicted physical harm upon the person of another or himself or herself, or substantial damage upon the property of others, and continues to present, as a result of a behavioral health disorder, a likelihood of serious harm; or

(3) Such person has been determined to be incompetent and

criminal charges have been dismissed pursuant to RCW 10.77.086(~~(4)~~) (7), and has committed acts constituting a felony, and as a result of a behavioral health disorder, presents a substantial likelihood of repeating similar acts.

(a) In any proceeding pursuant to this subsection it shall not be necessary to show intent, willfulness, or state of mind as an element of the crime;

(b) For any person subject to commitment under this subsection where the charge underlying the finding of incompetence is for a felony classified as violent under RCW 9.94A.030, the court shall determine whether the acts the person committed constitute a violent offense under RCW 9.94A.030; or

(4) Such person is gravely disabled.

Sec. 23. RCW 71.05.290 and 2022 c 210 s 16 are each amended to read as follows:

(1) At any time during a person's 14-day intensive treatment period, the professional person in charge of a treatment facility or his or her professional designee or the designated crisis responder may petition the superior court for an order requiring such person to undergo an additional period of treatment. Such petition must be based on one or more of the grounds set forth in RCW 71.05.280.

(2)(a)(i) The petition shall summarize the facts which support the need for further commitment and shall be supported by affidavits based on an examination of the patient and signed by:

(A) One physician, physician assistant, or psychiatric advanced registered nurse practitioner; and

(B) One physician, physician assistant, psychiatric advanced registered nurse practitioner, or mental health professional.

(ii) If the petition is for substance use disorder treatment, the petition may be signed by a substance use disorder professional instead of a mental health professional and by an advanced registered nurse practitioner instead of a psychiatric advanced registered nurse practitioner.

(b) The affidavits shall describe in detail the behavior of the detained person which supports the petition and shall explain what, if any, less restrictive treatments which are alternatives to detention are available to such person, and shall state the willingness of the affiant to testify to such facts in subsequent judicial proceedings under this chapter. If less restrictive alternative treatment is sought, the petition shall set forth any recommendations for less restrictive alternative treatment services.

(3) If a person has been determined to be incompetent pursuant to RCW 10.77.086(~~(4)~~) (7), then the professional person in charge of the treatment facility or his or her professional designee or the designated crisis responder may directly file a petition for 180-day treatment under RCW 71.05.280(3), or for 90-day treatment under RCW 71.05.280 (1), (2), or (4). No petition for initial detention or 14-day detention is required before such a petition may be filed.

Sec. 24. RCW 71.05.300 and 2020 c 302 s 43 are each amended to read as follows:

(1) The petition for ninety day treatment shall be filed with the clerk of the superior court at least three days before expiration of the fourteen-day period of intensive treatment. The clerk shall set a trial setting date as provided in RCW 71.05.310 on the next judicial day after the date of filing the petition and notify the designated crisis responder. The designated crisis responder shall immediately notify the person detained, his or her attorney, if any, and his or her guardian or conservator, if any, the prosecuting attorney, and the behavioral health administrative services organization administrator, and provide a copy of the petition to such persons as soon as possible. The behavioral health administrative services organization administrator or designee

may review the petition and may appear and testify at the full hearing on the petition.

(2) The attorney for the detained person shall advise him or her of his or her right to be represented by an attorney, his or her right to a jury trial, and, if the petition is for commitment for mental health treatment, his or her loss of firearm rights if involuntarily committed. If the detained person is not represented by an attorney, or is indigent or is unwilling to retain an attorney, the court shall immediately appoint an attorney to represent him or her. The court shall, if requested, appoint a reasonably available licensed physician, physician assistant, psychiatric advanced registered nurse practitioner, psychologist, psychiatrist, or other professional person, designated by the detained person to examine and testify on behalf of the detained person.

(3) The court may, if requested, also appoint a professional person as defined in RCW 71.05.020 to seek less restrictive alternative courses of treatment and to testify on behalf of the detained person. In the case of a person with a developmental disability who has been determined to be incompetent pursuant to RCW 10.77.086(~~(4)~~) (7), the appointed professional person under this section shall be a developmental disabilities professional.

Sec. 25. RCW 71.05.425 and 2021 c 264 s 19 are each amended to read as follows:

(1)(a) Except as provided in subsection (2) of this section, at the earliest possible date, and in no event later than thirty days before conditional release, final release, authorized leave under RCW 71.05.325(2), or transfer to a facility other than a state mental hospital, the superintendent shall send written notice of conditional release, release, authorized leave, or transfer of a person committed under RCW 71.05.280(3) or 71.05.320(4)(c) following dismissal of a sex, violent, or felony harassment offense pursuant to RCW 10.77.086(~~(4)~~) (7) to the following:

(i) The chief of police of the city, if any, in which the person will reside;

(ii) The sheriff of the county in which the person will reside; and

(iii) The prosecuting attorney of the county in which the criminal charges against the committed person were dismissed.

(b) The same notice as required by (a) of this subsection shall be sent to the following, if such notice has been requested in writing about a specific person committed under RCW 71.05.280(3) or 71.05.320(4)(c) following dismissal of a sex, violent, or felony harassment offense pursuant to RCW 10.77.086(~~(4)~~) (7):

(i) The victim of the sex, violent, or felony harassment offense that was dismissed pursuant to RCW 10.77.086(~~(4)~~) (7) preceding commitment under RCW 71.05.280(3) or 71.05.320(4)(c) or the victim's next of kin if the crime was a homicide;

(ii) Any witnesses who testified against the person in any court proceedings;

(iii) Any person specified in writing by the prosecuting attorney. Information regarding victims, next of kin, or witnesses requesting the notice, information regarding any other person specified in writing by the prosecuting attorney to receive the notice, and the notice are confidential and shall not be available to the person committed under this chapter; and

(iv) The chief of police of the city, if any, and the sheriff of the county, if any, which had jurisdiction of the person on the date of the applicable offense.

(c) The thirty-day notice requirements contained in this subsection shall not apply to emergency medical transfers.

(d) The existence of the notice requirements in this subsection will not require any extension of the release date in the event the

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release plan changes after notification.

(2) If a person committed under RCW 71.05.280(3) or 71.05.320(4)(c) following dismissal of a sex, violent, or felony harassment offense pursuant to RCW 10.77.086(~~((4))~~) (7) escapes, the superintendent shall immediately notify, by the most reasonable and expedient means available, the chief of police of the city and the sheriff of the county in which the person escaped and in which the person resided immediately before the person's arrest and the prosecuting attorney of the county in which the criminal charges against the committed person were dismissed. If previously requested, the superintendent shall also notify the witnesses and the victim of the sex, violent, or felony harassment offense that was dismissed pursuant to RCW 10.77.086(~~((4))~~) (7) preceding commitment under RCW 71.05.280(3) or 71.05.320(4) or the victim's next of kin if the crime was a homicide. In addition, the secretary shall also notify appropriate parties pursuant to RCW 70.02.230(2)(o). If the person is recaptured, the superintendent shall send notice to the persons designated in this subsection as soon as possible but in no event later than two working days after the department of social and health services learns of such recapture.

(3) If the victim, the victim's next of kin, or any witness is under the age of sixteen, the notice required by this section shall be sent to the parent or legal guardian of the child.

(4) The superintendent shall send the notices required by this chapter to the last address provided to the department of social and health services by the requesting party. The requesting party shall furnish the department of social and health services with a current address.

(5) For purposes of this section the following terms have the following meanings:

(a) "Violent offense" means a violent offense under RCW 9.94A.030;

(b) "Sex offense" means a sex offense under RCW 9.94A.030;

(c) "Next of kin" means a person's spouse, state registered domestic partner, parents, siblings, and children;

(d) "Felony harassment offense" means a crime of harassment as defined in RCW 9A.46.060 that is a felony.

Sec. 26. RCW 71.09.025 and 2009 c 409 s 2 are each amended to read as follows:

(1)(a) When it appears that a person may meet the criteria of a sexually violent predator as defined in RCW 71.09.020(~~((46))~~), the agency with jurisdiction shall refer the person in writing to the prosecuting attorney of the county in which an action under this chapter may be filed pursuant to RCW 71.09.030 and the attorney general, three months prior to:

(i) The anticipated release from total confinement of a person who has been convicted of a sexually violent offense;

(ii) The anticipated release from total confinement of a person found to have committed a sexually violent offense as a juvenile;

(iii) Release of a person who has been charged with a sexually violent offense and who has been determined to be incompetent to stand trial pursuant to RCW 10.77.086(~~((4))~~) (7); or

(iv) Release of a person who has been found not guilty by reason of insanity of a sexually violent offense pursuant to RCW 10.77.020(3).

(b) The agency shall provide the prosecuting agency with all relevant information including but not limited to the following information:

(i) A complete copy of the institutional records compiled by the department of corrections relating to the person, and any such out-of-state department of corrections' records, if available;

(ii) A complete copy, if applicable, of any file compiled by the indeterminate sentence review board relating to the person;

(iii) All records relating to the psychological or psychiatric

evaluation and/or treatment of the person;

(iv) A current record of all prior arrests and convictions, and full police case reports relating to those arrests and convictions; and

(v) A current mental health evaluation or mental health records review.

(c) The prosecuting agency has the authority, consistent with RCW 72.09.345(~~((3))~~) (4), to obtain all records relating to the person if the prosecuting agency deems such records are necessary to fulfill its duties under this chapter. The prosecuting agency may only disclose such records in the course of performing its duties pursuant to this chapter, unless otherwise authorized by law.

(d) The prosecuting agency has the authority to utilize the inquiry judge procedures of chapter 10.27 RCW prior to the filing of any action under this chapter to seek the issuance of compulsory process for the production of any records necessary for a determination of whether to seek the civil commitment of a person under this chapter. Any records obtained pursuant to this process may only be disclosed by the prosecuting agency in the course of performing its duties pursuant to this chapter, or unless otherwise authorized by law.

(2) The agency, its employees, and officials shall be immune from liability for any good-faith conduct under this section.

(3) As used in this section, "agency with jurisdiction" means that agency with the authority to direct the release of a person serving a sentence or term of confinement and includes the department of corrections, the indeterminate sentence review board, and the department of social and health services.

Sec. 27. RCW 71.09.030 and 2009 c 409 s 3 are each amended to read as follows:

(1) A petition may be filed alleging that a person is a sexually violent predator and stating sufficient facts to support such allegation when it appears that: (a) A person who at any time previously has been convicted of a sexually violent offense is about to be released from total confinement; (b) a person found to have committed a sexually violent offense as a juvenile is about to be released from total confinement; (c) a person who has been charged with a sexually violent offense and who has been determined to be incompetent to stand trial is about to be released, or has been released, pursuant to RCW 10.77.086(~~((4))~~) (7); (d) a person who has been found not guilty by reason of insanity of a sexually violent offense is about to be released, or has been released, pursuant to RCW 10.77.020(3), 10.77.110 (1) or (3), or 10.77.150; or (e) a person who at any time previously has been convicted of a sexually violent offense and has since been released from total confinement and has committed a recent overt act.

(2) The petition may be filed by:

(a) The prosecuting attorney of a county in which:

(i) The person has been charged or convicted with a sexually violent offense;

(ii) A recent overt act occurred involving a person covered under subsection (1)(e) of this section; or

(iii) The person committed a recent overt act, or was charged or convicted of a criminal offense that would qualify as a recent overt act, if the only sexually violent offense charge or conviction occurred in a jurisdiction other than Washington; or

(b) The attorney general, if requested by the county prosecuting attorney identified in (a) of this subsection. If the county prosecuting attorney requests that the attorney general file and prosecute a case under this chapter, then the county shall charge the attorney general only the fees, including filing and jury fees, that would be charged and paid by the county prosecuting attorney, if the county prosecuting attorney retained the case.

Sec. 28. RCW 71.09.060 and 2009 c 409 s 6 are each amended to read as follows:

(1) The court or jury shall determine whether, beyond a reasonable doubt, the person is a sexually violent predator. In determining whether or not the person would be likely to engage in predatory acts of sexual violence if not confined in a secure facility, the fact finder may consider only placement conditions and voluntary treatment options that would exist for the person if unconditionally released from detention on the sexually violent predator petition. The community protection program under RCW 71A.12.230 may not be considered as a placement condition or treatment option available to the person if unconditionally released from detention on a sexually violent predator petition. When the determination is made by a jury, the verdict must be unanimous.

If, on the date that the petition is filed, the person was living in the community after release from custody, the state must also prove beyond a reasonable doubt that the person had committed a recent overt act. If the state alleges that the prior sexually violent offense that forms the basis for the petition for commitment was an act that was sexually motivated as provided in RCW 71.09.020(~~((45)(e)))~~ (18)(c), the state must prove beyond a reasonable doubt that the alleged sexually violent act was sexually motivated as defined in RCW 9.94A.030.

If the court or jury determines that the person is a sexually violent predator, the person shall be committed to the custody of the department of social and health services for placement in a secure facility operated by the department of social and health services for control, care, and treatment until such time as: (a) The person's condition has so changed that the person no longer meets the definition of a sexually violent predator; or (b) conditional release to a less restrictive alternative as set forth in RCW 71.09.092 is in the best interest of the person and conditions can be imposed that would adequately protect the community.

If the court or unanimous jury decides that the state has not met its burden of proving that the person is a sexually violent predator, the court shall direct the person's release.

If the jury is unable to reach a unanimous verdict, the court shall declare a mistrial and set a retrial within forty-five days of the date of the mistrial unless the prosecuting agency earlier moves to dismiss the petition. The retrial may be continued upon the request of either party accompanied by a showing of good cause, or by the court on its own motion in the due administration of justice provided that the respondent will not be substantially prejudiced. In no event may the person be released from confinement prior to retrial or dismissal of the case.

(2) If the person charged with a sexually violent offense has been found incompetent to stand trial, and is about to be or has been released pursuant to RCW 10.77.086(~~((4)))~~ (7), and his or her commitment is sought pursuant to subsection (1) of this section, the court shall first hear evidence and determine whether the person did commit the act or acts charged if the court did not enter a finding prior to dismissal under RCW 10.77.086(~~((4)))~~ (7) that the person committed the act or acts charged. The hearing on this issue must comply with all the procedures specified in this section. In addition, the rules of evidence applicable in criminal cases shall apply, and all constitutional rights available to defendants at criminal trials, other than the right not to be tried while incompetent, shall apply. After hearing evidence on this issue, the court shall make specific findings on whether the person did commit the act or acts charged, the extent to which the person's incompetence or developmental disability affected the outcome of the hearing, including its effect on the person's ability to consult with and assist counsel and to testify on his or her own behalf, the extent to which the evidence could be reconstructed

without the assistance of the person, and the strength of the prosecution's case. If, after the conclusion of the hearing on this issue, the court finds, beyond a reasonable doubt, that the person did commit the act or acts charged, it shall enter a final order, appealable by the person, on that issue, and may proceed to consider whether the person should be committed pursuant to this section.

(3) Except as otherwise provided in this chapter, the state shall comply with RCW 10.77.220 while confining the person. During all court proceedings where the person is present, the person shall be detained in a secure facility. If the proceedings last more than one day, the person may be held in the county jail for the duration of the proceedings, except the person may be returned to the department's custody on weekends and court holidays if the court deems such a transfer feasible. The county shall be entitled to reimbursement for the cost of housing and transporting the person pursuant to rules adopted by the secretary. The department shall not place the person, even temporarily, in a facility on the grounds of any state mental facility or regional habilitation center because these institutions are insufficiently secure for this population.

(4) A court has jurisdiction to order a less restrictive alternative placement only after a hearing ordered pursuant to RCW 71.09.090 following initial commitment under this section and in accord with the provisions of this chapter.

NEW SECTION. **Sec. 29.** Sections 7 and 9 of this act are necessary for the immediate preservation of the public peace, health, or safety, or support of the state government and its existing public institutions, and take effect immediately.

NEW SECTION. **Sec. 30.** Section 7 of this act expires when section 8 of this act takes effect.

NEW SECTION. **Sec. 31.** Section 13 of this act takes effect December 1, 2023.

NEW SECTION. **Sec. 32.** If specific funding for the purposes of this act, referencing this act by bill or chapter number, is not provided by June 30, 2023, in the omnibus appropriations act, this act is null and void."

Correct the title.

and the same are herewith transmitted.

BERNARD DEAN, Chief Clerk

MOTION

Senator Dhingra moved that the Senate concur in the House amendment(s) to Engrossed Second Substitute Senate Bill No. 5440.

Senators Dhingra and Padden spoke in favor of the motion.

The President declared the question before the Senate to be the motion by Senator Dhingra that the Senate concur in the House amendment(s) to Engrossed Second Substitute Senate Bill No. 5440.

The motion by Senator Dhingra carried and the Senate concurred in the House amendment(s) to Engrossed Second Substitute Senate Bill No. 5440 by voice vote.

The President declared the question before the Senate to be the final passage of Engrossed Second Substitute Senate Bill No. 5440, as amended by the House.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Second Substitute Senate Bill No. 5440, as amended by the House, and the bill passed the Senate by the following vote: Yeas,

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43; Nays, 6; Absent, 0; Excused, 0.

Voting yea: Senators Billig, Braun, Cleveland, Conway, Dhingra, Dozier, Fortunato, Frame, Gildon, Hasegawa, Hawkins, Holy, Hunt, Kauffman, Keiser, King, Kuderer, Lias, Lovelett, Lovick, Mullet, Nguyen, Nobles, Padden, Pedersen, Randall, Rivers, Robinson, Rolfes, Saldaña, Salomon, Schoesler, Shewmake, Stanford, Torres, Trudeau, Valdez, Van De Wege, Wagoner, Wellman, Wilson, C., Wilson, J. and Wilson, L.

Voting nay: Senators Boehnke, MacEwen, McCune, Muzzall, Short and Warnick

ENGROSSED SECOND SUBSTITUTE SENATE BILL NO. 5440, as amended by the House, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

MESSAGE FROM THE HOUSE

April 17, 2023

MR. PRESIDENT:

The House receded from its amendment(s) to SECOND SUBSTITUTE SENATE BILL NO. 5412. Under suspension of the rules, the bill was returned to second reading for the purposes of amendment(s). The House adopted the following amendment(s): 5412-S2 AMH DUER H1949.2, and passed the bill as amended by the House.

Strike everything after the enacting clause and insert the following:

"**Sec. 1.** RCW 43.21C.229 and 2020 c 87 s 1 are each amended to read as follows:

(1) ~~(In order)~~ The purpose of this section is to accommodate infill and housing development and thereby realize the goals and policies of comprehensive plans adopted according to chapter 36.70A RCW~~((~~+~~))~~,

(2) A city or county planning under RCW 36.70A.040 is authorized by this section to establish categorical exemptions from the requirements of this chapter.~~((An exemption adopted under this section applies even if it differs from the categorical exemptions adopted by rule of the department under RCW 43.21C.110(1)(a).))~~ An exemption may be adopted by a city or county under this subsection if it meets the following criteria:

(a) It categorically exempts government action related to development proposed to fill in an urban growth area, designated according to RCW 36.70A.110, where current density and intensity of use in the area is roughly equal to or lower than called for in the goals and policies of the applicable comprehensive plan and the development is either:

(i) Residential development;

(ii) Mixed-use development; or

(iii) Commercial development up to ~~((sixty five thousand))~~ 65,000 square feet, excluding retail development;

(b) It does not exempt government action related to development that is inconsistent with the applicable comprehensive plan or would clearly exceed the density or intensity of use called for in the goals and policies of the applicable comprehensive plan;

(c) The local government considers the specific probable adverse environmental impacts of the proposed action and determines that these specific impacts are adequately addressed by the development regulations or other applicable requirements of the comprehensive plan, subarea plan element of the comprehensive plan, planned action ordinance, or other local, state, or federal rules or laws; and

(d)(i) The city or county's applicable comprehensive plan was previously subjected to environmental analysis through an environmental impact statement under the requirements of this chapter prior to adoption; or

(ii) The city or county has prepared an environmental impact statement that considers the proposed use or density and intensity of use in the area proposed for an exemption under this section.

~~((2-Any))~~ (3) All project actions that propose to develop one or more residential housing units within the incorporated areas in an urban growth area designated pursuant to RCW 36.70A.110 or middle housing within the unincorporated areas in an urban growth area designated pursuant to RCW 36.70A.110, and that meet the criteria identified in (a) and (b) of this subsection, are categorically exempt from the requirements of this chapter. For purposes of this section, "middle housing" has the same meaning as in RCW 36.70A.030 as amended by chapter . . . (Engrossed Second Substitute House Bill No. 1110), Laws of 2023. Jurisdictions shall satisfy the following criteria prior to the adoption of the categorical exemption under this subsection (3):

(a) The city or county shall find that the proposed development is consistent with all development regulations implementing an applicable comprehensive plan adopted according to chapter 36.70A RCW by the jurisdiction in which the development is proposed, with the exception of any development regulation that is inconsistent with applicable provisions of chapter 36.70A RCW; and

(b) The city or county has prepared environmental analysis that considers the proposed use or density and intensity of use in the area proposed for an exemption under this section and analyzes multimodal transportation impacts, including impacts to neighboring jurisdictions, transit facilities, and the state transportation system.

(i) Such environmental analysis shall include documentation that the requirements for environmental analysis, protection, and mitigation for impacts to elements of the environment have been adequately addressed for the development exempted. The requirements may be addressed in locally adopted comprehensive plans, subarea plans, adopted development regulations, other applicable local ordinances and regulations, or applicable state and federal regulations. The city or county must document its consultation with the department of transportation on impacts to state-owned transportation facilities including consideration of whether mitigation is necessary for impacts to transportation facilities.

(ii) Before finalizing the environmental analysis pursuant to (b)(i) of this subsection (3), the city or county shall provide a minimum of 60 days' notice to affected tribes, relevant state agencies, other jurisdictions that may be impacted, and the public. If a city or county identifies that mitigation measures are necessary to address specific probable adverse impacts, the city or county must address those impacts by requiring mitigation identified in the environmental analysis pursuant to this subsection (3)(b) through locally adopted comprehensive plans, subarea plans, development regulations, or other applicable local ordinances and regulations. Mitigation measures shall be detailed in an associated environmental determination.

(iii) The categorical exemption is effective 30 days following action by a city or county pursuant to (b)(ii) of this subsection (3).

(4) Until September 30, 2025, all project actions that propose to develop one or more residential housing or middle housing units within a city west of the crest of the Cascade mountains with a population of 700,000 or more are categorically exempt from the requirements of this chapter. After September 30, 2025, project actions that propose to develop one or more residential housing or middle housing units within the city may utilize the

category exemption in subsection (3) of this section.

(5) Any categorical exemption adopted by a city or county under this section applies even if it differs from the categorical exemptions adopted by rule of the department under RCW 43.21C.110(1)(a). Nothing in this section shall invalidate categorical exemptions or environmental review procedures adopted by a city or county under a planned action pursuant to RCW 43.21C.440. However, any categorical exemption adopted by a city or county under this section shall be subject to the rules of the department adopted according to RCW 43.21C.110(1)(a) that provide exceptions to the use of categorical exemptions adopted by the department."

Correct the title.

and the same are herewith transmitted.

BERNARD DEAN, Chief Clerk

MOTION

Senator Salomon moved that the Senate concur in the House amendment(s) to Second Substitute Senate Bill No. 5412.

Senators Salomon, Torres, Short, Mullet and Fortunato spoke in favor of the motion.

Senators Lovelett, Rolfes, Kuderer, Saldaña and Kauffman spoke against the motion.

The President declared the question before the Senate to be the motion by Senator Salomon that the Senate concur in the House amendment(s) to Second Substitute Senate Bill No. 5412.

The motion by Senator Salomon carried and the Senate concurred in the House amendment(s) to Second Substitute Senate Bill No. 5412 by voice vote.

The President declared the question before the Senate to be the final passage of Second Substitute Senate Bill No. 5412, as amended by the House.

ROLL CALL

The Secretary called the roll on the final passage of Second Substitute Senate Bill No. 5412, as amended by the House, and the bill passed the Senate by the following vote: Yeas, 41; Nays, 8; Absent, 0; Excused, 0.

Voting yea: Senators Billig, Boehnke, Braun, Cleveland, Conway, Dhingra, Dozier, Fortunato, Frame, Gildon, Hawkins, Holy, Keiser, King, Liias, Lovick, MacEwen, McCune, Mullet, Muzzall, Nguyen, Nobles, Padden, Pedersen, Randall, Rivers, Robinson, Saldaña, Salomon, Schoesler, Shewmake, Short, Stanford, Torres, Valdez, Van De Wege, Wagoner, Warnick, Wilson, C., Wilson, J. and Wilson, L.

Voting nay: Senators Hasegawa, Hunt, Kauffman, Kuderer, Lovelett, Rolfes, Trudeau and Wellman

SECOND SUBSTITUTE SENATE BILL NO. 5412, as amended by the House, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

MESSAGE FROM THE HOUSE

April 13, 2023

MR. PRESIDENT:

The House refuses to concur in the Senate amendment(s) to SECOND SUBSTITUTE HOUSE BILL NO. 1762 and again asks the Senate to recede therefrom.

and the same are herewith transmitted.

MELISSA PALMER, Deputy Chief Clerk

MOTION

Senator Keiser moved that the Senate recede from its position on the Senate amendments to Second Substitute House Bill No. 1762.

The President declared the question before the Senate to be motion by Senator Keiser that the Senate recede from its position on the Senate amendments to Second Substitute House Bill No. 1762.

The motion by Senator Keiser carried and the Senate receded from its amendments to Second Substitute House Bill No. 1762.

MOTION

On motion of Senator Keiser, the rules were suspended, and Second Substitute House Bill No. 1762 was returned to second reading for the purposes of amendment.

SECOND READING

SECOND SUBSTITUTE HOUSE BILL NO. 1762, by House Committee on Appropriations (originally sponsored by Doglio, Berry, Ramel, Fosse, Reed, Alvarado, Peterson and Pollet)

Protecting warehouse employees.

The measure was read the second time.

MOTION

Senator Keiser moved that the following striking amendment no. 0464 by Senator Keiser be adopted:

Strike everything after the enacting clause and insert the following:

"NEW SECTION. Sec. 1. The definitions in this section apply throughout this chapter unless the context clearly requires otherwise.

(1) "Affiliate" means a person that directly or indirectly, through one or more intermediaries, controls, is controlled by, or is under common control with another person. For purposes of this subsection, "control" means the possession, directly or indirectly, of more than 50 percent of the power to direct or cause the direction of the management and policies of a person, whether through the ownership of voting shares, by contract, or otherwise.

(2) "Aggregated data" means information that an employer has combined or collected in summary or other form such that the data cannot be identified with any individual.

(3) "Defined time period" means any unit of time measurement equal to or less than the duration of an employee's shift, and includes hours, minutes, and seconds and any fraction thereof.

(4) "Department" means the department of labor and industries.

(5) "Designated employee representative" means any employee representative, including but not limited to an authorized employee representative that has a collective bargaining relationship with the employer.

(6) "Director" means the director of the department of labor and industries or the director's designee.

(7) "Employee" means an employee who is not exempt under RCW 49.46.010(3)(c) and works at a warehouse distribution center.

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(8)(a) "Employee work speed data" means information an employer collects, stores, analyzes, or interprets relating to an individual employee's performance of a quota including, but not limited to, quantities of tasks performed, quantities of items or materials handled or produced, rates or speeds of tasks performed, measurements or metrics of employee performance in relation to a quota, and time categorized as performing tasks or not performing tasks.

(b) Employee work speed data does not include qualitative performance assessments, personnel records, or itemized wage statements pursuant to department rules, except for any content of those records that includes employee work speed data as defined in this subsection.

(9)(a) "Employer" means a person who directly or indirectly, or through an agent or any other person, including through the services of a third-party employer, temporary services, or staffing agency, independent contractor, or any similar entity, at any time, employs or exercises control over the wages, hours, or working conditions of 100 or more employees at a single warehouse distribution center in the state or 1,000 or more employees at one or more warehouse distribution centers in the state.

(b) For the purposes of determining the number of employees employed at a single warehouse distribution center or at one or more warehouse distribution centers, all employees employed directly or indirectly, or through an agency or any other person, and all employees employed by an employer and its affiliates, must be counted.

(c) For the purposes of determining responsible employers, all agents or other persons, and affiliates must be deemed employers and are jointly and severally responsible for compliance with this chapter.

(10) "Person" means an individual, corporation, partnership, limited partnership, limited liability partnership, limited liability company, business trust, estate, trust, association, joint venture, agency, instrumentality, or any other legal or commercial entity, whether domestic or foreign.

(11) "Quota" means a work performance standard, whether required or recommended, where: (a) An employee is assigned or required to perform at a specified productivity speed, or perform a quantified number of tasks, or to handle or produce a quantified amount of material, within a defined time period and under which the employee may suffer an adverse employment action if they fail to complete the performance standard; or (b) an employee's actions are categorized between time performing tasks and not performing tasks, if the employee may suffer an adverse employment action if they fail to meet the performance standard.

(12) "Warehouse distribution center" means an establishment engaged in activities as defined by any of the following North American industry classification system codes, however such establishment is denominated:

(a) 493 for warehousing and storage, but does not include 493130 for farm product warehousing and storage;

(b) 423 for merchant wholesalers, durable goods;

(c) 424 for merchant wholesalers, nondurable goods; or

(d) 454110 for electronic shopping and mail-order houses.

NEW SECTION. Sec. 2. (1) An employer must provide to each employee, upon hire, or within 30 days of the effective date of this section, a written description of:

(a) Each quota to which the employee is subject, including the quantified number of tasks to be performed or materials to be produced or handled within a defined time period;

(b) Any potential adverse employment action that could result from failure to meet each quota; and

(c) Any incentives or bonus programs associated with meeting or exceeding each quota.

(2) Whenever there is a change to the quota that results in a different quota than the most recent written description provided to the employee, the employer must: (a) Notify the employee verbally or in writing as soon as possible and before the employee is subject to the new quota; and (b) provide the employee with an updated written description of each quota to which the employee is subject within two business days of the quota change.

(3) Whenever an employer takes an adverse action against an employee in whole or in part for failure to meet a quota, the employer must provide that employee with the applicable quota for the employee and the personal work speed data for the employee that was the basis for the adverse action.

(4) The written description must be understandable, in plain language, and in the employee's preferred language. The department may adopt rules regarding the format, plain language, and language access requirements for the written description.

NEW SECTION. Sec. 3. (1) The time period considered in a quota, including time designated as productive time or time on task must include:

(a) Time for rest breaks and reasonable time to travel to designated locations for rest breaks;

(b) Reasonable travel time to on-site designated meal break locations. Meal breaks are not considered time on task or productive time unless the employee is required by the employer to remain on duty on the premises or at a prescribed worksite in the interest of the employer;

(c) Time to perform any activity required by the employer in order to do the work subject to any quota;

(d) Time to use the bathroom, including reasonable travel time; and

(e) Time to take any actions necessary for the employee to exercise the employee's right to a safe and healthful workplace pursuant to chapter 49.17 RCW, including but not limited to time to access tools or safety equipment necessary to perform the employee's duties.

(2) Reasonable travel time must include consideration of the architecture and geography of the facility and the location within the facility that the employee is located at the time.

NEW SECTION. Sec. 4. (1) Except as provided in section 5 of this act, a quota violates this chapter if the quota:

(a) Does not provide sufficient time as required under section 3(1) (a) through (c) of this act; or

(b) Prevents the performance of any activity required by the employer for the employee to do the work subject to any quota.

(2) An employee is not required to meet a quota that violates this section.

(3) An employer may not take adverse action against an employee for failing to meet a quota that violates this section or that was not disclosed to the employee as required under section 2 of this act.

NEW SECTION. Sec. 5. (1) A quota violates chapter 49.17 RCW if the quota:

(a) Does not provide sufficient time as required under section 3(1) (d) and (e) of this act;

(b) Prevents the performance of any activity related to occupational safety and health required by the employer for the employee to do the work subject to any quota; or

(c) Exposes an employee to occupational safety and health hazards in violation of the requirements of chapter 49.17 RCW and the applicable rules or regulations.

(2) An employee is not required to meet a quota that violates this section.

(3) An employer may not take adverse action against an employee for failing to meet a quota that violates this section.

(4) All provisions of section 8 of this act apply to any person

who complains to the employer, the director, or any local, state, or federal governmental agency or official, related to a quota alleging any violations of this section.

(5)(a) This section must be implemented and enforced, including penalties, violations, citations, and other administrative procedures, pursuant to chapter 49.17 RCW.

(b) An employer who fails to allow adequate inspection of records in an inspection by the department within a reasonable time period may not use such records in any appeal to challenge the correctness of any citation and notice issued by the department.

NEW SECTION. Sec. 6. (1) An employer must establish, maintain, and preserve contemporaneous, true, and accurate records of the following:

(a) Each employee's own personal work speed data;
(b) The aggregated work speed data for similar employees at the same warehouse distribution center; and

(c) The written descriptions of each quota the employee was provided pursuant to section 2 of this act.

(2)(a) The required records must be maintained and preserved throughout the duration of each employee's period of employment and for the period required by this subsection.

(b) Except as required under (c) of this subsection, subsequent to an employee's separation from the employer, records relating to the six-month period prior to the date of the employee's separation from the employer must be preserved for at least three years from the date of the employee's separation.

(c) Where an employer has taken adverse action against an employee in whole or in part for failure to meet a quota, the employer must preserve the records relating to the basis for the adverse action for at least three years from the date of the adverse action.

(d) The employer must make records available to the director upon request.

(3) Nothing in this section requires an employer to collect or keep such records if the employer does not use quotas or monitor work speed data.

(4) An employer who fails to allow adequate inspection of records in an inspection by the department within a reasonable time period may not use such records in any appeal to challenge the correctness of any citation and notice issued by the department.

NEW SECTION. Sec. 7. (1) An employee has the right to request, at any time, a written description of each quota to which the employee is subject, a copy of the employee's own personal work speed data for the prior six months, and a copy of the prior six months of aggregated work speed data for similar employees at the same warehouse distribution center.

(2) A former employee has the right to request, within three years subsequent to the date of their separation from the employer, a written description of the quota to which they were subject as of the date of their separation, a copy of the employee's own personal work speed data for the six months prior to their date of separation, and a copy of aggregated work speed data for similar employees at the same warehouse distribution center for the six months prior to their date of separation.

(3) An employer must provide records requested under this section at no cost to the employee or former employee.

(4) An employer must provide records requested under this section as soon as practicable and subject to the following:

(a) Requested records of written descriptions of a quota must be provided no later than two business days following the date of the receipt of the request; and

(b) Requested personal work speed data and aggregated work speed data must be provided no later than seven business days

following the date of the receipt of the request.

(5) Nothing in this section requires an employer to use quotas or monitor work speed data. An employer that does not use quotas or monitor work speed data has no obligation to provide records under this section.

NEW SECTION. Sec. 8. (1) A person, including but not limited to an employer, his or her agent, or person acting as or on behalf of a hiring entity, or the officer or agent of any entity, business, corporation, partnership, or limited liability company, may not discharge or in any way retaliate, discriminate, or take adverse action against an employee or former employee for exercising any rights established in this chapter, or for being perceived as exercising rights established in this chapter including, but not limited to:

(a) Initiating a request for information about a quota or personal work speed data pursuant to section 7 of this act; and

(b) Making a complaint to the employer, the director, or any local, state, or federal governmental agency or official, related to a quota that is allegedly in violation of this chapter or chapter 49.17 RCW.

(2) An employee or former employee need not explicitly refer to this section or the rights established in this chapter to be protected from an adverse action. The protection provided in this section applies to former employees and to employees who mistakenly but in good faith allege violations of this chapter.

(3)(a) If a person takes adverse action against an employee or former employee within 90 days of the employee engaging or attempting to engage in activities protected by this chapter, there is a rebuttable presumption that the adverse action is a retaliatory action in violation of this section.

(b) The presumption may be rebutted by a preponderance of the evidence that: (i) The action was taken for other permissible reasons; and (ii) the engaging or attempting to engage in activities protected by this chapter was not a motivating factor in the adverse action.

(4) Except as provided for in section 5 of this act, the department must carry out and enforce the provisions of this section and section 4(3) of this act pursuant to procedures established under chapter 49.46 RCW and any applicable rules. The department may adopt new rules to implement or enforce this subsection.

NEW SECTION. Sec. 9. (1)(a) An employee may file a complaint with the department alleging a violation under this chapter or applicable rules, except for violations and enforcement of sections 5 and 8 of this act. The department must investigate the complaint.

(b) The department may not investigate any such alleged violation of rights that occurred more than three years before the date that the employee filed the complaint.

(c) If an employee files a timely complaint with the department, the department must investigate the complaint and issue either a citation and notice of assessment or a determination of compliance within 90 days after the date on which the department received the complaint, unless the complaint is otherwise resolved. The department may extend the period by providing advance written notice to the employee and the employer setting forth good cause for an extension of the period and specifying the duration of the extension.

(d) The department must send the citation and notice of assessment or the determination of compliance to both the employer and the employee by service of process or using a method by which the mailing can be tracked or the delivery can be confirmed to their last known addresses.

(2) If the department's investigation finds that the employee's allegation cannot be substantiated, the department must issue a

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determination of compliance to the employee and the employer detailing such finding.

(3) The director may initiate an investigation without an employee's complaint to ensure compliance with this chapter.

(4) The department may request an employer perform a self-audit of any records relating to this act, which must be provided within a reasonable time. Reasonable timelines will be specified in the self-audit request. The department must determine reasonable time based on the number of affected employees and the period of time covered by the self-audit. The records examined by the employer in order to perform the self-audit must be made available to the department upon request.

(5) Upon the department's request, an employer must notify affected employees in writing that the department is conducting an investigation. The department may require the employer to include a general description of each investigation as part of the notification, including the allegations and whether the notified employee may be affected. The employer may consult with the department to provide the information for the description of the notification or investigation.

(6) If the department determines that the employer has violated a requirement of this chapter or any rule adopted under this chapter, the department also may order the employer to pay the department a civil penalty of not less than \$1,000. The first violation may not exceed \$1,000. The department may, at any time, waive or reduce any civil penalty assessed against an employer under this section if the department determines that the employer has taken corrective action to remedy a violation. The department must adopt rules creating a schedule to enhance penalties, not to exceed \$10,000 per violation, based on repeat violations by the employer. Civil penalties must be collected by the department and deposited into the supplemental pension fund established under RCW 51.44.033.

(7) Except as provided under subsection (1) of this section, an employer who is found to have violated a requirement of this chapter and the rules adopted under this chapter resulting in a rest or meal period violation, must pay the employee one additional hour of pay at the employee's regular rate of pay for each day there is a violation.

(8) Upon receiving a complaint, the department may request or subpoena the records of the warehouse distribution center.

(9) For enforcement actions under this section, if any person fails to pay an assessment under this chapter, or under any rule under this chapter, after it has become a final and unappealable order, or after the court has entered final judgment in favor of the agency, the director may initiate collection procedures in accordance with the collection procedures under RCW 49.48.086.

(10) If the department finds that a quota violates this act, the department may order the employer to review and provide a corrected written quota to the affected employee or employees within 15 calendar days and place a letter in the employee's personnel file to acknowledge the correction. If the employer fails to do so, the employer may be subject to the penalties under subsection (6) of this section and associated rules.

(11) In addition to any enforcement authority provided in this chapter or applicable rules, the department may enforce any violation under this chapter or applicable rules, except for violations and enforcement of section 5 of this act, by filing an action in the superior court for the county in which the violation is alleged to have occurred. If the department prevails, it is entitled to reasonable attorneys' fees and costs, in the amount to be determined by the court.

NEW SECTION. Sec. 10. (1) For enforcement actions under section 9 of this act, a person, firm, or corporation aggrieved by a citation and notice of assessment or determination

of compliance by the department or any rules adopted under this chapter may appeal the citation and notice of assessment or determination of compliance to the director by filing a notice of appeal with the director within 15 calendar days of the department's issuance of the citation and notice of assessment or determination of compliance. A citation and notice of assessment or determination of compliance not appealed within 15 calendar days is final and binding, and not subject to further appeal.

(2) A notice of appeal filed with the director under this section stays the effectiveness of the citation and notice of assessment or determination of compliance pending final review of the appeal by the director as provided in chapter 34.05 RCW.

(3) Upon receipt of a notice of appeal, the director must assign the hearing to an administrative law judge of the office of administrative hearings to conduct the hearing and issue an initial order. The hearing and review procedures must be conducted in accordance with chapter 34.05 RCW, and the standard of review by the administrative law judge of an appealed citation and notice of assessment must be de novo. Any party who seeks to challenge an initial order must file a petition for administrative review with the director within 30 days after service of the initial order. The director must conduct an administrative review in accordance with chapter 34.05 RCW.

(4) The director must issue all final orders after appeal of the initial order. The final order of the director is subject to judicial review in accordance with chapter 34.05 RCW.

(5) Orders that are not appealed within the time period specified in this section and chapter 34.05 RCW are final and binding, and not subject to further appeal.

(6) An employer who fails to allow adequate inspection of records in an investigation by the department under this chapter within a reasonable time period may not use such records in any appeal under this section to challenge the correctness of any determination by the department of the penalty assessed.

NEW SECTION. Sec. 11. The department may adopt and implement rules to carry out and enforce the provisions of this chapter.

NEW SECTION. Sec. 12. 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. 13. Sections 1 through 12 of this act constitute a new chapter in Title 49 RCW.

NEW SECTION. Sec. 14. This act takes effect July 1, 2024."

On page 1, line 1 of the title, after "warehouses;" strike the remainder of the title and insert "adding a new chapter to Title 49 RCW; prescribing penalties; and providing an effective date."

The President declared the question before the Senate to be the adoption of striking amendment no. 0464 by Senator Keiser to Second Substitute House Bill No. 1762.

The motion by Senator Keiser carried and striking amendment no. 0464 was adopted by voice vote.

MOTION

On motion of Senator Keiser, the rules were suspended, Second Substitute House Bill No. 1762 as amended by the Senate was advanced to third reading, the second reading considered the third and the bill was placed on final passage.

Senators Keiser, Conway and Kuderer spoke in favor of passage of the bill.

Senator King spoke against passage of the bill.

The President declared the question before the Senate to be the final passage of Second Substitute House Bill No. 1762 as amended by the Senate.

ROLL CALL

The Secretary called the roll on the final passage of Second Substitute House Bill No. 1762 as amended by the Senate and the bill passed the Senate by the following vote: Yeas, 28; Nays, 21; Absent, 0; Excused, 0.

Voting yea: Senators Billig, Cleveland, Conway, Dhingra, Frame, Hasegawa, Hunt, Kauffman, Keiser, Kuderer, Lias, Lovelett, Lovick, Nguyen, Nobles, Pedersen, Randall, Robinson, Rolfes, Saldaña, Salomon, Shewmake, Stanford, Trudeau, Valdez, Van De Wege, Wellman and Wilson, C.

Voting nay: Senators Boehnke, Braun, Dozier, Fortunato, Gildon, Hawkins, Holy, King, MacEwen, McCune, Mullet, Muzzall, Padden, Rivers, Schoesler, Short, Torres, Wagoner, Warnick, Wilson, J. and Wilson, L.

SECOND SUBSTITUTE HOUSE BILL NO. 1762, as amended by the Senate, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

MESSAGE FROM THE HOUSE

April 17, 2023

MR. PRESIDENT:

The House refuses to concur in the Senate amendment(s) to ENGROSSED SECOND SUBSTITUTE HOUSE BILL NO. 1715 and asks the Senate to recede therefrom. and the same are herewith transmitted.

BERNARD DEAN, Chief Clerk

MOTION

Senator Dhingra moved that the Senate recede from its position on the Senate amendments to Engrossed Second Substitute House Bill No. 1715.

The President declared the question before the Senate to be motion by Senator Dhingra that the Senate recede from its position on the Senate amendments to Engrossed Second Substitute House Bill No. 1715.

The motion by Senator Dhingra carried and the Senate receded from its amendments to Engrossed Second Substitute House Bill No. 1715.

MOTION

On motion of Senator Dhingra, the rules were suspended and Engrossed Second Substitute House Bill No. 1715 was returned to second reading for the purposes of amendment.

SECOND READING

ENGROSSED SECOND SUBSTITUTE HOUSE BILL NO. 1715, by House Committee on Appropriations (originally sponsored by Davis, Mosbrucker, Duerr, Gr andffey, Walen, Lekanoff, Morgan, Callan, Ramel, Thai, Rule, Ryu, Kloba, Chopp, Pollet, Chapman, Mena, Cortes, Eslick, Bergquist, Fey)

Enacting comprehensive protections for victims of domestic violence and other violence involving family members or intimate

partners.

The measure was read the second time.

MOTION

Senator Dhingra moved that the following striking amendment no. 0467 by Senator Dhingra be adopted:

Strike everything after the enacting clause and insert the following:

"Part I. Electronic Monitoring with Victim Notification Technology

NEW SECTION. Sec. 101. A new section is added to chapter 2.56 RCW to read as follows:

(1) Subject to funds appropriated for this specific purpose, by June 1, 2024, the Washington courts' board for judicial administration must develop model standards:

(a) Establishing best practices for the operation of electronic monitoring with victim notification technology by monitoring agencies, with the goal of improving victim safety;

(b) Establishing protocols for implementing court orders that include electronic monitoring with victim notification, including protocols for the installation and removal of monitoring devices to ensure uninterrupted monitoring services following release from detention or incarceration; and

(c) Establishing any additional requirements necessary to promote compliance with RCW 2.56.260 and 9.94A.736, which may include, but not be limited to, training requirements for court officials, peace officers, 911 dispatchers, local corrections officers and staff, and other appropriate practitioners.

(2) In developing the standards required under this section, the Washington courts' board for judicial administration must solicit input from courts of general and limited jurisdiction, local governments, monitoring agencies, and statewide associations representing law enforcement leaders, prosecutors, the department of corrections, domestic violence victims, and domestic violence agencies.

(3) Subject to funds appropriated for this specific purpose, the Washington courts' board for judicial administration must develop a model policy on electronic monitoring with victim notification technology based on best practices where the technology is being currently used in Washington. Each law enforcement agency in the state must adopt its own policy based on the model policy.

(4) For the purposes of this section:

(a) "Electronic monitoring" has the meaning provided in RCW 9.94A.030; and

(b) "Monitoring agency" has the meaning provided in RCW 9.94A.736.

Part II. Civil Proceedings

Sec. 201. RCW 7.105.155 and 2022 c 268 s 10 are each amended to read as follows:

When service is to be completed under this chapter by a law enforcement officer:

(1) The clerk of the court shall have a copy of any order issued under this chapter, the confidential information form, as well as the petition for a protection order and any supporting materials, electronically forwarded on or before the next judicial day to the law enforcement agency in the county or municipality where the respondent resides, as specified in the order, for service upon the respondent. If the respondent has moved from that county or municipality and personal service is not required, the law enforcement agency specified in the order may serve the order;

(2) Service of an order issued under this chapter must take

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precedence over the service of other documents by law enforcement unless they are of a similar emergency nature;

(3) Where personal service is required, the first attempt at service must occur within 24 hours of receiving the order from the court (~~(when ever practicable, but not more than five days after receiving the order)~~) unless an emergency situation renders the service infeasible. If an emergency situation prevents a first attempt at service within 24 hours, law enforcement must attempt service as soon as possible. If the first attempt is not successful, no fewer than two additional attempts should be made to serve the order, particularly for respondents who present heightened risk of lethality or other risk of physical harm to the petitioner or petitioner's family or household members. All attempts at service must be documented on a proof of service form and submitted to the court in a timely manner;

(4) If service cannot be completed within 10 calendar days, the law enforcement officer shall notify the petitioner. The petitioner shall provide information sufficient to permit notification. Law enforcement shall continue to attempt to complete service unless otherwise directed by the court. In the event that the petitioner does not provide a service address for the respondent or there is evidence that the respondent is evading service, the law enforcement officer shall use law enforcement databases to assist in locating the respondent;

(5) If the respondent is in a protected person's presence at the time of contact for service, the law enforcement officer should take reasonable steps to separate the parties when possible prior to completing the service or inquiring about or collecting firearms. When the order requires the respondent to vacate the parties' shared residence, law enforcement shall take reasonable steps to ensure that the respondent has left the premises and is on notice that (~~his or her~~) the respondent's return is a violation of the terms of the order. The law enforcement officer shall provide the respondent with copies of all forms with the exception of the confidential information form completed by the protected party and the proof of service form;

(6) Any law enforcement officer who serves a protection order on a respondent with the knowledge that the respondent requires special assistance due to a disability, brain injury, or impairment shall make a reasonable effort to accommodate the needs of the respondent to the extent practicable without compromise to the safety of the petitioner;

(7) Proof of service must be submitted to the court on the proof of service form. The form must include the date and time of service and each document that was served in order for the service to be complete, along with any details such as conduct at the time of service, threats, or avoidance of service, as well as statements regarding possession of firearms, including any denials of ownership despite positive purchase history, active concealed pistol license, or sworn statements in the petition that allege the respondent's access to, or possession of, firearms; or

(8) If attempts at service were not successful, the proof of service form or the form letter showing that the order was not served, and stating the reason it was not served, must be returned to the court by the next judicial day following the last unsuccessful attempt at service. Each attempt at service must be noted and reflected in computer aided dispatch records, with the date, time, address, and reason service was not completed.

Sec. 202. RCW 7.105.255 and 2022 c 268 s 15 are each amended to read as follows:

(1) To help ensure familiarity with the unique nature of protection order proceedings, and an understanding of trauma-informed practices and best practices in the use of new technologies for remote hearings, judicial officers, including persons who serve as judicial officers pro tempore, should receive

evidence-based training on procedural justice, trauma-informed practices, gender-based violence dynamics, coercive control, elder abuse, juvenile sex offending, teen dating violence, domestic violence homicide prevention, and requirements and best practices for the surrender of weapons before presiding over protection order hearings. Trainings should be provided on an ongoing basis as best practices, research on trauma, and legislation continue to evolve. As a method of continuous training, court commissioners, including pro tempore commissioners, shall be notified by the presiding judge or court administrator upon revision of any decision made under this chapter.

(2) Subject to funds appropriated for this specific purpose, the administrative office of the courts shall develop training for judicial officers on the topics listed in subsection (1) of this section, which must be provided free of charge to judicial officers.

NEW SECTION. Sec. 203. A new section is added to chapter 7.105 RCW to read as follows:

(1) The legislature recognizes the inherent volatility and danger associated with domestic violence, particularly when the court has made a finding that an ex parte order to surrender and prohibit weapons is necessary. The risk of domestic violence homicide is most acute when a victim is ending the relationship and throughout legal proceedings. The presence of a firearm in a domestic violence situation increases the risk of homicide by 11 times. The legislature acknowledges the potential for judicial or administrative error in hearings on full protection orders and the significant consequences that can result from such errors. In recognition of the potential for error, the legislature has previously established in RCW 2.24.050 that decisions of court commissioners are subject to revision and the courts have created processes for reconsideration of rulings. Therefore, in any proceeding in which the court enters a temporary protection order that includes a temporary order to surrender and prohibit weapons, and after the hearing the court denies the petition for a full protection order, the order to surrender and prohibit weapons must remain in effect until the period for a petitioner to file a motion for reconsideration or revision has passed. If a motion for reconsideration or revision is filed, the order to surrender and prohibit weapons must remain in effect until the motion for reconsideration or revision is resolved.

(2) At the hearing in which the court denies the petition for a full protection order, if the petitioner is present, the court must notify the petitioner verbally of the procedures and timelines for filing a motion for reconsideration or a motion for revision. The court must provide the petitioner with written information explaining the procedures and timelines for filing a motion for reconsideration or a motion for revision. The information must also include contact information for civil legal aid organizations that may assist the petitioner with a motion for reconsideration or a motion for revision.

(3) Subsections (1) and (2) of this section do not apply if allowing the order to surrender and prohibit weapons to remain in effect would be manifestly unjust including, but not limited to, situations where the court finds the temporary protection order was entirely without merit, the petitioner was engaged in abusive use of litigation, or the petitioner was exerting coercive control, as defined in RCW 7.105.010, over the respondent.

Part III. Domestic Violence Protections

Sec. 301. RCW 10.99.033 and 2019 c 367 s 2 are each amended to read as follows:

(1) All training relating to the handling of domestic violence complaints by law enforcement officers must stress enforcement of criminal laws in domestic situations, availability of community resources, and protection of the victim. Law enforcement

agencies and community organizations with expertise in the issue of domestic violence shall cooperate in all aspects of such training.

(2) The criminal justice training commission shall implement by July 28, 2019, a course of instruction for the training of law enforcement officers in Washington in the handling of domestic violence complaints. The basic law enforcement curriculum of the criminal justice training commission must include at least twenty hours of basic training instruction on the law enforcement response to domestic violence. The course of instruction, the learning and performance objectives, and the standards for the training must be developed by the commission and focus on enforcing the criminal laws, safety of the victim, and holding the perpetrator accountable for the violence. The curriculum must include training on the extent and prevalence of domestic violence, the importance of criminal justice intervention, techniques for responding to incidents that minimize the likelihood of officer injury and that promote victim safety, investigation and interviewing skills, evidence gathering and report writing, assistance to and services for victims and children, verification and enforcement of court orders, liability, and any additional provisions that are necessary to carry out the intention of this subsection.

(3) The criminal justice training commission shall develop and update annually an in-service training program to familiarize law enforcement officers with domestic violence laws. The program must include techniques for handling incidents of domestic violence that minimize the likelihood of injury to the officer and that promote the safety of all parties. The commission shall make the training program available to all law enforcement agencies in the state.

(4) Development of the training in subsections (2) and (3) of this section must be conducted in conjunction with agencies having a primary responsibility for serving victims of domestic violence with emergency shelter and other services, and representatives to the statewide organization providing training and education to these organizations and to the general public.

(5) Subject to funds appropriated for this specific purpose:

(a) The curriculum required in subsection (2) of this section must include trauma-informed investigation and interviewing skills, domestic violence homicide prevention, the intersection of firearms and domestic violence, best practices for serving and enforcing protection orders, and assistance to and services for victims and children; and

(b) The in-service training program required in subsection (3) of this section must include training on domestic violence homicide prevention, the intersection of firearms and domestic violence, best practices for serving and enforcing protection orders, and assistance to and services for victims and children.

Sec. 302. RCW 10.99.040 and 2021 c 215 s 122 are each amended to read as follows:

(1) Because of the serious nature of domestic violence, the court in domestic violence actions:

(a) Shall not dismiss any charge or delay disposition because of concurrent dissolution or other civil proceedings;

(b) Shall not require proof that either party is seeking a dissolution of marriage prior to instigation of criminal proceedings;

(c) Shall waive any requirement that the victim's location be disclosed to any person, other than the attorney of a criminal defendant, upon a showing that there is a possibility of further violence: PROVIDED, That the court may order a criminal defense attorney not to disclose to ~~(his or her)~~ the attorney's client the victim's location; and

(d) Shall identify by any reasonable means on docket sheets

those criminal actions arising from acts of domestic violence; and
(e) Shall not deny issuance of a no-contact order based on the existence of an applicable civil protection order preventing the defendant from contacting the victim.

(2)(a) Because of the likelihood of repeated violence directed at those who have been victims of domestic violence in the past, when any person charged with or arrested for a crime involving domestic violence is released from custody before arraignment or trial on bail or personal recognizance, the court authorizing the release may prohibit that person from having any contact with the victim. The jurisdiction authorizing the release shall determine whether that person should be prohibited from having any contact with the victim. If there is no outstanding restraining or ~~(protective)~~ protection order prohibiting that person from having contact with the victim, the court authorizing release may issue, by telephone, a no-contact order prohibiting the person charged or arrested from having contact with the victim or from knowingly coming within, or knowingly remaining within, a specified distance of a location.

(b) In issuing the order, the court shall consider the provisions of RCW 9.41.800, and shall order the defendant to surrender, and prohibit the person from possessing, all firearms, dangerous weapons, and any concealed pistol license as required in RCW 9.41.800.

(c) The no-contact order shall also be issued in writing as soon as possible, and shall state that it may be extended as provided in subsection (3) of this section. By January 1, 2011, the administrative office of the courts shall develop a pattern form for all no-contact orders issued under this chapter. A no-contact order issued under this chapter must substantially comply with the pattern form developed by the administrative office of the courts.

(3)(a) At the time of arraignment the court shall determine whether a no-contact order shall be issued or extended. So long as the court finds probable cause, the court may issue or extend a no-contact order even if the defendant fails to appear at arraignment. The no-contact order shall terminate if the defendant is acquitted or the charges are dismissed.

(b) In issuing the order, the court shall consider all information documented in the incident report concerning the person's possession of and access to firearms and whether law enforcement took temporary custody of firearms at the time of the arrest. The court may as a condition of release prohibit the defendant from possessing or accessing firearms and order the defendant to immediately surrender all firearms and any concealed pistol license to a law enforcement agency upon release.

(c) If a no-contact order is issued or extended, the court may also include in the conditions of release a requirement that the defendant submit to electronic monitoring as defined in RCW 9.94A.030. If electronic monitoring is ordered, the court shall specify who shall provide the monitoring services, and the terms under which the monitoring shall be performed. Upon conviction, the court may require as a condition of the sentence that the defendant ~~(reimburse the providing agency for)~~ pay the costs of the electronic monitoring. If a defendant enters into a deferred prosecution or stipulated order of continuance, the applicable order or agreement may require the defendant pay the costs of the electronic monitoring.

(4)(a) Willful violation of a court order issued under subsection (2), (3), or (7) of this section is punishable under RCW 7.105.450.

(b) The written order releasing the person charged or arrested shall contain the court's directives and shall bear the legend: "Violation of this order is a criminal offense under chapter 7.105 RCW and will subject a violator to arrest; any assault, drive-by shooting, or reckless endangerment that is a violation of this order

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is a felony. You can be arrested even if any person protected by the order invites or allows you to violate the order's prohibitions. You have the sole responsibility to avoid or refrain from violating the order's provisions. Only the court can change the order."

(c) A certified copy of the order shall be provided to the victim.

(5) If a no-contact order has been issued prior to charging, that order shall expire at arraignment or within seventy-two hours if charges are not filed.

(6) Whenever a no-contact order is issued, modified, or terminated under subsection (2) or (3) of this section, the clerk of the court shall forward a copy of the order on or before the next judicial day to the appropriate law enforcement agency specified in the order. Upon receipt of the copy of the order the law enforcement agency shall enter the order for one year or until the expiration date specified on the order into any computer-based criminal intelligence information system available in this state used by law enforcement agencies to list outstanding warrants. Entry into the computer-based criminal intelligence information system constitutes notice to all law enforcement agencies of the existence of the order. The order is fully enforceable in any jurisdiction in the state. Upon receipt of notice that an order has been terminated under subsection (3) of this section, the law enforcement agency shall remove the order from the computer-based criminal intelligence information system.

(7) All courts shall develop policies and procedures by January 1, 2011, to grant victims a process to modify or rescind a no-contact order issued under this chapter. The administrative office of the courts shall develop a model policy to assist the courts in implementing the requirements of this subsection.

Part IV. Firearms and Dangerous Weapons

Sec. 401. RCW 9.41.340 and 2020 c 29 s 5 are each amended to read as follows:

(1)(a) Each law enforcement agency shall develop a notification protocol that ~~((allows))~~ :

(i) Allows a family or household member or intimate partner to use an incident or case number to request to be notified when a law enforcement agency returns a privately owned firearm to the individual from whom it was obtained or to an authorized representative of that person; and

(ii) Requires notification to any person identified in a no-contact order, restraining order, or protection order and any identified victim of the crime that resulted in the firearm surrender.

~~((b))~~ (b)(i) Notification may be made via telephone, email, text message, or another method that allows notification to be provided without unnecessary delay.

~~((b))~~ (ii) If a law enforcement agency is in possession of more than one privately owned firearm from ~~((a single person))~~ an individual, notification relating to the return of one firearm shall be considered notification for all privately owned firearms for that person.

(2) A law enforcement agency shall not provide notification to any party other than ~~((a family or household member or intimate partner who has an incident or case number and who has requested to be notified pursuant to this section or))~~ another criminal justice agency or as authorized or required under subsection (1) of this section.

(3) The information provided by a family or household member or intimate partner pursuant to chapter 130, Laws of 2015, including the existence of the request for notification, is not subject to public disclosure pursuant to chapter 42.56 RCW.

(4) An appointed or elected official, public employee, or public agency as defined in RCW 4.24.470, or combination of units of local government and its employees, as provided in RCW 36.28A.010, are immune from civil liability for damages for any

release of information or the failure to release information related to this section, so long as the release or failure was without gross negligence.

(5) An individual who knowingly makes a request for notification under this section based on false information may be held liable under RCW 9A.76.175.

Sec. 402. RCW 9.41.345 and 2020 c 29 s 6 are each amended to read as follows:

(1) Before a law enforcement agency returns a privately owned firearm, the law enforcement agency must:

(a) Confirm that the individual to whom the firearm will be returned is the individual from whom the firearm was obtained or an authorized representative of that person;

(b) Confirm that the individual to whom the firearm will be returned is eligible to possess a firearm pursuant to RCW 9.41.040;

(c) Ensure that the firearm is not otherwise required to be held in custody or otherwise prohibited from being released; ~~((and))~~

(d) Ensure that ~~((twenty-four hours))~~ five business days have elapsed from the time the firearm was obtained by law enforcement ~~((, unless the firearm was seized in connection with a domestic violence call pursuant to RCW 10.99.030, in which case the law enforcement agency must ensure that five business days have elapsed from the time the firearm was obtained))~~; and

(e) If a family or household member or intimate partner has requested notification under RCW 9.41.340(1)(a)(i), or notification to an identified victim or protected person is required per RCW 9.41.340(1)(a)(ii), provide notice to the appropriate person within one business day of verifying that the requirements in (a) through (c) of this subsection have been met.

(2)(a) Once the requirements in subsections (1) and (3) of this section have been met, a law enforcement agency must release a firearm to the individual from whom it was obtained or an authorized representative of that person upon request without unnecessary delay.

(b)(i) If a firearm cannot be returned because it is required to be held in custody or is otherwise prohibited from being released, a law enforcement agency must provide written notice to the individual from whom it was obtained within five business days of the individual requesting return of ~~((his or her))~~ the firearm and specify the reason the firearm must be held in custody.

(ii) Notification may be made via email, text message, mail service, or personal service. For methods other than personal service, service shall be considered complete once the notification is sent.

(3) If ~~((a family or household member or intimate partner has requested to be notified pursuant to RCW 9.41.340))~~ notification is required under RCW 9.41.340(1)(a) (i) or (ii), a law enforcement agency must~~((:~~

~~((a) Provide notice to the family or household member or intimate partner within one business day of verifying that the requirements in subsection (1) of this section have been met; and~~

~~((b) Hold))~~ hold the firearm in custody for ~~((seventy-two hours))~~ five business days from the time notification has been provided or information has been entered.

(4)(a) A law enforcement agency may not return a concealed pistol license that has been surrendered to, or impounded by, the law enforcement agency for any reason to the licensee until the law enforcement agency determines the licensee is eligible to possess a firearm under state and federal law and meets the other eligibility requirements for a concealed pistol license under RCW 9.41.070.

(b) A law enforcement agency must release a concealed pistol license to the licensee without unnecessary delay, and in no case longer than five business days, after the law enforcement agency

determines the requirements of (a) of this subsection have been met.

(5) The provisions of chapter 130, Laws of 2015 and subsection (4) of this section shall not apply to circumstances where a law enforcement officer has momentarily obtained a firearm or concealed pistol license from an individual and would otherwise immediately return the firearm or concealed pistol license to the individual during the same interaction.

Sec. 403. RCW 9.41.801 and 2022 c 268 s 30 are each amended to read as follows:

(1) Because of the heightened risk of lethality to petitioners when respondents to protection orders become aware of court involvement and continue to have access to firearms, and the frequency of noncompliance with court orders prohibiting possession of firearms, law enforcement and judicial processes must emphasize swift and certain compliance with court orders prohibiting access, possession, and ownership of all firearms.

(2) A law enforcement officer serving a protection order, no-contact order, or restraining order that includes an order to surrender all firearms, dangerous weapons, and a concealed pistol license under RCW 9.41.800 shall inform the respondent that the order is effective upon service and the respondent must immediately surrender all firearms and dangerous weapons in the respondent's custody, control, or possession and any concealed pistol license issued under RCW 9.41.070, and conduct any search permitted by law for such firearms, dangerous weapons, and concealed pistol license. The law enforcement officer shall take possession of all firearms, dangerous weapons, and any concealed pistol license belonging to the respondent that are surrendered, in plain sight, or discovered pursuant to a lawful search. If the order is entered in open court and the respondent appears in person, the respondent shall be provided a copy and further service is not required. If the respondent refuses to receive a copy, an agent of the court may indicate on the record that the respondent refused to receive a copy of the order. If the respondent appears remotely for the hearing, or leaves the hearing before a final ruling is issued or order signed, and the court believes the respondent has sufficient notice such that additional service is not necessary, the order must recite that the respondent appeared before the court, has actual notice of the order, the necessity for further service is waived, and proof of service of the order is not necessary. The court shall enter the service and receipt into the record. A copy of the order and service shall be transmitted immediately to law enforcement. The respondent must immediately surrender all firearms, dangerous weapons, and any concealed pistol license in a safe manner to the control of the local law enforcement agency on the day of the hearing at which the respondent was present in person or remotely. Alternatively, if personal service by a law enforcement officer is not possible, and the respondent did not appear in person or remotely at the hearing, the respondent shall surrender the firearms in a safe manner to the control of the local law enforcement agency within 24 hours of being served with the order by alternate service.

(3) At the time of surrender, a law enforcement officer taking possession of firearms, dangerous weapons, and any concealed pistol license shall issue a receipt identifying all firearms, dangerous weapons, and any concealed pistol license that have been surrendered and provide a copy of the receipt to the respondent. The law enforcement agency shall file the original receipt with the court within 24 hours after service of the order and retain a copy of the receipt, electronically whenever electronic filing is available.

(4) Upon the sworn statement or testimony of the petitioner or of any law enforcement officer alleging that the respondent has failed to comply with the surrender of firearms or dangerous

weapons as required by an order issued under RCW 9.41.800 or 10.99.100, the court shall determine whether probable cause exists to believe that the respondent has failed to surrender all firearms and dangerous weapons in their possession, custody, or control. If probable cause exists that a crime occurred, the court shall issue a warrant describing the firearms or dangerous weapons and authorizing a search of the locations where the firearms and dangerous weapons are reasonably believed to be and the seizure of all firearms and dangerous weapons discovered pursuant to such search.

(5) If a person other than the respondent claims title to any firearms or dangerous weapons surrendered pursuant to this section, and the person is determined by the law enforcement agency to be the lawful owner of the firearm or dangerous weapon, the firearm or dangerous weapon shall be returned to the lawful owner, provided that:

(a) The firearm or dangerous weapon is removed from the respondent's access, custody, control, or possession and the lawful owner agrees by written document signed under penalty of perjury to store the firearm or dangerous weapon in a manner such that the respondent does not have access to or control of the firearm or dangerous weapon;

(b) The firearm or dangerous weapon is not otherwise unlawfully possessed by the owner; and

(c) The requirements of RCW 9.41.345 are met.

(6)(a) Courts shall develop procedures to verify timely and complete compliance with orders to surrender and prohibit weapons under RCW 9.41.800 or 10.99.100, including compliance review hearings to be held as soon as possible upon receipt from law enforcement of proof of service. ~~(A compliance review hearing is not required if the court can otherwise enter findings on the record or enter written findings that the proof of surrender or declaration of nonsurrender.)~~ For any case where the court has indication that the respondent has in the respondent's possession, custody, or control firearms, dangerous weapons, or a concealed pistol license, a compliance review hearing shall be held. A compliance review hearing may be waived by the court or held at a later date if the information attested to by the person subject to the order, along with verification from law enforcement and any other relevant evidence, makes a sufficient showing that the person has timely and completely surrendered all firearms and dangerous weapons in the person's custody, control, or possession, and any concealed pistol license issued under RCW 9.41.070, to a law enforcement agency, and the court is able to make a finding of compliance. If the court does not have a sufficient record before it on which to make such a finding, the court must set a review hearing to occur as soon as possible ~~(at which the)~~ and service by law enforcement shall be prioritized to minimize the time during which the respondent could access their firearms, dangerous weapons, or concealed pistol license. The respondent must be present and provide proof of compliance with the court's order. Courts shall make available forms that petitioners may complete and submit to the court in response to a respondent's declaration of whether the respondent has surrendered weapons.

(b) In making its findings regarding compliance, the court should also consider any available department of licensing and Washington state patrol firearm records; for criminal cases, the police report and any documentation of firearms, or their recovery pursuant to RCW 10.99.030(3)(a); and for civil protection order cases, the protection order narrative, any sections of the protection order petition that specifically reference or inquire about firearms and other dangerous weapons, any attachments to the protection order petition, any affidavits from law enforcement or the petitioner in response to a respondent's declaration

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regarding firearm surrender, or other relevant evidence regarding firearms, dangerous weapons, or a concealed pistol license in the person's custody, control, or possession.

(c) If the court is considering waiving or delaying the compliance review hearing, the petitioner, law enforcement, or the state or city attorney may request that the compliance hearing be held, if there is reasonable suspicion to believe that the respondent has not surrendered all firearms, dangerous weapons, and any concealed pistol license, or is otherwise out of compliance with the court's order.

(7)(a) If a court finds at the compliance review hearing, or any other hearing where compliance with the order to surrender and prohibit weapons is addressed, that there is probable cause to believe the respondent was aware of and failed to fully comply with the order, failed to appear at the compliance review hearing, or violated the order after the court entered findings of compliance, pursuant to its authority under chapter 7.21 RCW, the court may issue an arrest warrant and initiate a contempt proceeding to impose remedial sanctions on its own motion, or upon the motion of the prosecutor, city attorney, or the petitioner's counsel, and issue an order requiring the respondent to appear, with additional sanctions for failure to appear, provide proof of compliance with the order, and show cause why the respondent should not be held in contempt of court.

(b) If the respondent is not present in court at the compliance review hearing or if the court issues an order to appear and show cause after a compliance review hearing, the clerk of the court shall electronically transmit a copy of the order to show cause to the law enforcement agency where the respondent resides for personal service or service in the manner provided in the civil rules of superior court or applicable statute. Law enforcement shall also serve a copy of the order to show cause on the petitioner, either electronically or in person, at no cost.

(c) The order to show cause served upon the respondent shall state the date, time, and location of the hearing and shall include a warning that the respondent may be held in contempt of court if the respondent fails to promptly comply with the terms of the order to surrender and prohibit weapons and a warning that an arrest warrant could be issued if the respondent fails to appear on the date and time provided in the order.

(d)(i) At the show cause hearing, the respondent must be present and provide proof of compliance with the underlying court order to surrender and prohibit weapons and demonstrate why the relief requested should not be granted.

(ii) The court shall take judicial notice of the receipt filed with the court by the law enforcement agency pursuant to subsection (3) of this section. The court shall also provide sufficient notice to the law enforcement agency of the hearing. Upon receiving notice pursuant to this subsection, a law enforcement agency must:

(A) Provide the court with a complete list of firearms and other dangerous weapons surrendered by the respondent or otherwise belonging to the respondent that are in the possession of the law enforcement agency; and

(B) Provide the court with verification that any concealed pistol license issued to the respondent has been surrendered and ~~((the))~~ an agency with authority to revoke the license has been notified.

(iii) If the law enforcement agency has a reasonable suspicion that the respondent is not in full compliance with the terms of the order, the law enforcement agency must submit the basis for its belief to the court, and may do so through the filing of a declaration.

(e) If the court finds the respondent in contempt, the court may impose remedial sanctions designed to ensure swift compliance with the order to surrender and prohibit weapons.

(f) The court may order a respondent found in contempt of the order to surrender and prohibit weapons to pay for any losses incurred by a party in connection with the contempt proceeding, including reasonable attorneys' fees, service fees, and other costs. The costs of the proceeding shall not be borne by the petitioner.

(8)(a) To help ensure that accurate and comprehensive information about firearms compliance is provided to judicial officers, a representative from either the prosecuting attorney's office or city attorney's office, or both, from the relevant jurisdiction may appear and be heard or submit written information at any hearing that concerns compliance with an order to surrender and prohibit weapons ~~((issued in connection with another type of protection order))~~.

(b) Either the prosecuting attorney's office or city attorney's office, or both, from the relevant jurisdiction may designate an advocate or a staff person from their office who is not an attorney to appear on behalf of their office. Such appearance does not constitute the unauthorized practice of law.

(9)(a) ~~((An order to surrender and prohibit weapons issued pursuant to RCW 9.41.800 must state that the))~~ The act of voluntarily surrendering firearms or weapons, ~~((or))~~ providing testimony relating to the surrender of firearms or weapons, ~~((pursuant to such an order,))~~ or complying with an order to surrender and prohibit weapons issued pursuant to RCW 9.41.800 or 10.99.100, and any information directly or indirectly derived from such act or testimony, may not be used against the ~~((respondent))~~ person subject to the order in any criminal prosecution under this chapter, chapter 7.105 RCW, or RCW 9A.56.310, or in any criminal prosecution pursuant to which such order to surrender and prohibit weapons was issued, except a prosecution for perjury, giving a false statement, or otherwise failing to comply with the order. Every such order issued subsequent to the effective date of this section shall contain language consistent with the statutory immunity set forth in this subsection.

(b) If a person subject to such an order invokes the privilege against self-incrimination at the time of issuance of the order or at a subsequent hearing, the court may afford the person subject to the order an opportunity to demonstrate that compliance with the surrender provision of the order would expose that person to a realistic threat of self-incrimination in a subsequent or pending criminal proceeding. The court may conduct this portion of the proceeding ex parte or receive evidence in camera, without the presence of the prosecuting attorney, after the court conducts an analysis under *State v. Bone-Club*, 128 wn.2d 254, and concludes that the courtroom may be closed.

(c) If the person subject to the order establishes such a realistic threat of self-incrimination regarding possible criminal prosecution that is not addressed by the immunity from prosecution set forth in (a) of this subsection, the court shall afford the relevant prosecuting attorney an opportunity to offer an immunity agreement tailored specifically to the firearms or weapons implicated by the potential self-incrimination. To achieve the purposes of this section, any immunity offered should be narrowly tailored to address any realistic threat of self-incrimination while ensuring that any other firearms not implicated are surrendered.

(d) Any immunity from prosecution beyond the immunity set forth in (a) of this subsection, may only be extended by the prosecuting attorney. If the prosecuting attorney declines to extend immunity such that the person subject to the order cannot fully comply with its surrender provision without facing a realistic threat of self-incrimination, the court's order must provide for the surrender of every firearm, dangerous weapon, and concealed pistol license that does not implicate a realistic

threat of self-incrimination. The order's prohibitions regarding accessing, purchasing, receiving, or attempting to purchase or receive, any firearms or other dangerous weapons, or concealed pistol license, remain in effect.

(e) Nothing in this section shall be interpreted as diminishing the requirement that the person subject to the order fully comply with the order issued by the court. The burden remains on the person subject to the order to prove compliance.

~~((b))~~ (10) To provide relevant information to the court to determine compliance with the order, the court may allow the prosecuting attorney or city attorney to question the respondent regarding compliance.

~~((4))~~ (11) All law enforcement agencies must have policies and procedures to provide for the acceptance, storage, and return of firearms, dangerous weapons, and concealed pistol licenses that a court requires must be surrendered under RCW 9.41.800. A law enforcement agency holding any firearm or concealed pistol license that has been surrendered under RCW 9.41.800 shall comply with the provisions of RCW 9.41.340 and 9.41.345 before the return of the firearm or concealed pistol license to the owner or individual from whom it was obtained.

~~((4))~~ (12) The administrative office of the courts shall create a statewide pattern form to assist the courts in ensuring timely and complete compliance in a consistent manner with orders issued under this chapter. The administrative office of the courts shall report annually on the number of ex parte and full orders issued under this chapter by each court, (the degree of compliance, and the number of firearms obtained, and may make recommendations regarding additional procedures) and, if available, the type of protection order, no-contact order, restraining order, or criminal charge with which the order was issued, the duration of the order, the period of time from issuance of the order until the court's finding of compliance, any violations, the nature of the violations, any sanctions imposed, the number of firearms obtained pursuant to each order, whether subsequent orders were issued involving the same respondent, and may make recommendations regarding additional procedures, training, or data collection and reporting to enhance compliance and victim safety.

Sec. 404. RCW 9.41.804 and 2014 c 111 s 5 are each amended to read as follows:

~~(A party ordered)~~ (1) To prove full compliance with the court's order to surrender firearms, dangerous weapons, and (his or her) any concealed pistol license under RCW 9.41.800 the person subject to the order must file with the clerk of the court ((a): (a) A completed proof of surrender and receipt form ((or a declaration of nonsurrender form within five judicial days of the entry of the order)); (b) a declaration that the person has no firearms, dangerous weapons, or concealed pistol license; or (c) other evidence sufficient to establish full and timely compliance with the order.

(2) The verification of compliance required in subsection (1) of this section must be provided to the court within 24 hours of service of the order, unless the order is pursuant to a criminal proceeding. In a criminal proceeding, if the person subject to the order is in custody, proof of compliance must be provided to the court before the person subject to the order is released from custody; otherwise, proof of compliance must be provided before the conclusion of the sentencing hearing. If the court finds that surrender of all firearms, dangerous weapons, and any concealed pistol license is not possible prior to release or prior to the conclusion of the hearing, then arrangements for surrender shall be made and approved by the court before the person's release from custody or before the conclusion of the sentencing hearing, and the court shall order a law enforcement officer to accompany

the person to the location where the firearms, dangerous weapons, and concealed pistol license are located so that they are surrendered directly to the law enforcement officer. Surrender to local law enforcement shall occur in a safe manner and proof of compliance provided by law enforcement to the court within 24 hours of either the person's release from custody or the conclusion of the sentencing hearing.

(3) By December 30, 2023, the administrative office of the courts shall develop and distribute any new or updated forms necessary to implement subsections (1) and (2) of this section, and other sections of this act where a form needs to be created or updated.

Sec. 405. RCW 7.105.340 and 2022 c 268 s 19 are each amended to read as follows:

(1) Upon the issuance of any extreme risk protection order under this chapter, including a temporary extreme risk protection order, the court shall:

(a) Order the respondent to surrender to the local law enforcement agency all firearms in the respondent's custody, control, or possession, or subject to the respondent's immediate possession or control, and any concealed pistol license issued under RCW 9.41.070; and

(b) Other than for ex parte temporary protection orders, direct law enforcement to revoke any concealed pistol license issued to the respondent.

(2) Law enforcement, the prosecutor, or the petitioner may, at the same time the court issues an order under this chapter requiring the surrender of firearms, also request issuance of an anticipatory search warrant authorizing the search for and seizure of any firearms and concealed pistol license in the respondent's possession, custody, or control. The court may issue such a warrant if there is probable cause to find that the respondent would be in violation of the court's order if the respondent refuses to surrender all firearms and concealed pistol license in the respondent's possession, custody, or control after being served with the order. The court's order authorizing such a warrant must describe the firearms, the locations where the firearms and concealed pistol license are reasonably believed to be, and the scope of the search and seizure authorized.

(3) The law enforcement officer serving any extreme risk protection order under this chapter, including a temporary extreme risk protection order, shall request that the respondent immediately surrender all firearms in ((his or her)) the respondent's custody, control, or possession, and any concealed pistol license issued under RCW 9.41.070, and conduct any search permitted by law for such firearms. The law enforcement officer shall take possession of all firearms belonging to the respondent that are surrendered, in plain sight, or discovered pursuant to a lawful search. If the order is entered in open court and the respondent appears in person, the respondent must be provided a copy and further service is not required. If the respondent refuses to accept a copy, an agent of the court may indicate on the record that the respondent refused to accept a copy of the order. If the respondent appears remotely for the hearing, or leaves the hearing before a final ruling is issued or order signed, and the court believes the respondent has sufficient notice such that additional service is not necessary, the order must recite that the respondent appeared before the court, has actual notice of the order, the necessity for further service is waived, and proof of service of the order is not necessary. The court shall enter the service and receipt into the record. A copy of the order and service must be transmitted immediately to law enforcement. The respondent must immediately surrender all firearms and any concealed pistol license, not previously surrendered, in a safe manner to the control of the local law enforcement agency on the

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day of the hearing at which the respondent was present in person or remotely. If the respondent is in custody, arrangements to recover the firearms must be made prior to release. Alternatively, if personal service by a law enforcement officer is not possible, and the respondent did not appear in person or remotely at the hearing, the respondent shall surrender the firearms in a safe manner to the control of the local law enforcement agency within 24 hours of being served with the order by alternate service.

~~((3))~~ (4) At the time of surrender, a law enforcement officer taking possession of a firearm or concealed pistol license shall issue a receipt identifying all firearms that have been surrendered and provide a copy of the receipt to the respondent. Within 72 hours after service of the order, the officer serving the order shall file the original receipt with the court and shall ensure that ~~((his or her))~~ the officer's law enforcement agency retains a copy of the receipt.

~~((4))~~ (5) Upon the sworn statement or testimony of the petitioner or of any law enforcement officer alleging that the respondent has failed to comply with the surrender of firearms as required by an order issued under this chapter, the court shall determine whether probable cause exists to believe that the respondent has failed to surrender all firearms in ~~((his or her))~~ the respondent's possession, custody, or control. If probable cause for a violation of the order exists, the court shall issue a warrant describing the firearms and authorizing a search of the locations where the firearms are reasonably believed to be and the seizure of any firearms discovered pursuant to such search.

~~((5))~~ (6) If a person other than the respondent claims title to any firearms surrendered pursuant to this section, and that person is determined by the law enforcement agency to be the lawful owner of the firearm, the firearm must be returned to that person, provided that:

(a) The firearm is removed from the respondent's custody, control, or possession, and the lawful owner provides written verification to the court regarding how the lawful owner will safely store the firearm in a manner such that the respondent does not have access to, or control of, the firearm for the duration of the order;

(b) The court advises the lawful owner of the penalty for failure to do so; and

(c) The firearm is not otherwise unlawfully possessed by the owner.

~~((6))~~ (7) Upon the issuance of a one-year extreme risk protection order, the court shall order a new compliance review hearing date and require the respondent to appear not later than three judicial days from the issuance of the order. The court shall require a showing that the respondent has surrendered any firearms in the respondent's custody, control, or possession, and any concealed pistol license issued under RCW 9.41.070 to a law enforcement agency. The compliance review hearing is not required upon a satisfactory showing on which the court can otherwise enter findings on the record that the respondent has timely and completely surrendered all firearms in the respondent's custody, control, or possession, and any concealed pistol license issued under RCW 9.41.070 to a law enforcement agency, and is in compliance with the order. If the court does not have a sufficient record before it on which to make such a finding, the court must set a review hearing to occur as soon as possible, at which the respondent must be present and provide proof of compliance with the court's order.

~~((7))~~ (8)(a) If a court finds at the compliance review hearing, or any other hearing where compliance with the order is addressed, that there is probable cause to believe the respondent was aware of, and failed to fully comply with, the order, failed to appear at the compliance review hearing, or violated the order

after the court entered findings of compliance, pursuant to its authority under chapter 7.21 RCW, the court may initiate a contempt proceeding on its own motion, or upon the motion of the prosecutor, city attorney, or the petitioner's counsel, to impose remedial sanctions, and issue an order requiring the respondent to appear, provide proof of compliance with the order, and show cause why the respondent should not be held in contempt of court.

(b) If the respondent is not present in court at the compliance review hearing or if the court issues an order to appear and show cause after a compliance review hearing, the clerk of the court shall electronically transmit a copy of the order to show cause to the law enforcement agency where the respondent resides for personal service or service in the manner provided in the civil rules of superior court or applicable statute.

(c) The order to show cause served upon the respondent shall state the date, time, and location of the hearing, and shall include a warning that the respondent may be held in contempt of court if the respondent fails to promptly comply with the terms of the extreme risk protection order and a warning that an arrest warrant could be issued if the respondent fails to appear on the date and time provided in the order to show cause.

(d)(i) At the show cause hearing, the respondent must be present and provide proof of compliance with the extreme risk protection order and demonstrate why the relief requested should not be granted.

(ii) The court shall take judicial notice of the receipt filed with the court by the law enforcement agency pursuant to subsection ~~((3))~~ (4) of this section. The court shall also provide sufficient notice to the law enforcement agency of the hearing. Upon receiving notice pursuant to this subsection, a law enforcement agency must:

(A) Provide the court with a complete list of firearms surrendered by the respondent or otherwise belonging to the respondent that are in the possession of the law enforcement agency; and

(B) Provide the court with verification that any concealed pistol license issued to the respondent has been surrendered and that a law enforcement agency with authority to revoke the license has been notified.

(iii) If the law enforcement agency has a reasonable suspicion that the respondent is not in full compliance with the terms of the order, the law enforcement agency must submit the basis for its belief to the court, and may do so through the filing of an affidavit.

(e) If the court finds the respondent in contempt, the court may impose remedial sanctions designed to ensure swift compliance with the order to surrender and prohibit weapons.

(f) The court may order a respondent found in contempt of the order to pay for any losses incurred by a party in connection with the contempt proceeding, including reasonable attorneys' fees, service fees, and other costs. The costs of the proceeding must not be borne by the petitioner.

~~((8))~~ (9)(a) To help ensure that accurate and comprehensive information about firearms compliance is provided to judicial officers, a representative from either the prosecuting attorney's office or city attorney's office, or both, from the relevant jurisdiction may appear and be heard or submit written information at any hearing that concerns compliance with an extreme risk protection order.

(b) Either the prosecuting attorney's office or city attorney's office, or both, from the relevant jurisdiction may designate an advocate or a staff person from their office who is not an attorney to appear on behalf of their office. Such appearance does not constitute the unauthorized practice of law.

~~((9))~~ (10)(a) An extreme risk protection order must state that the act of voluntarily surrendering firearms, or providing

testimony relating to the surrender of firearms, pursuant to such an order, may not be used against the respondent in any criminal prosecution under this chapter, chapter 9.41 RCW, or RCW 9A.56.310.

(b) To provide relevant information to the court to determine compliance with the order, the court may allow the prosecuting attorney or city attorney to question the respondent regarding compliance.

~~((40))~~ (11) All law enforcement agencies must develop and implement policies and procedures regarding the acceptance, storage, and return of firearms required to be surrendered under this chapter. Any surrendered firearms must be handled and stored properly to prevent damage or degradation in appearance or function, and the condition of the surrendered firearms documented, including by digital photograph. A law enforcement agency holding any surrendered firearm or concealed pistol license shall comply with the provisions of RCW 9.41.340 and 9.41.345 before the return of the firearm or concealed pistol license to the owner or individual from whom it was obtained.

Sec. 406. RCW 10.21.050 and 2018 c 276 s 5 are each amended to read as follows:

The judicial officer in any felony, misdemeanor, or gross misdemeanor case must, in determining whether there are conditions of release that will reasonably assure the safety of any other person and the community, take into account the available information concerning:

(1) The nature and circumstances of the offense charged, including whether the offense is a crime of violence;

(2) The weight of the evidence against the defendant; and

(3) The history and characteristics of the defendant, including:

(a) The ~~((person's))~~ defendant's character, physical and mental condition, family ties, employment, financial resources, length of residence in the community, community ties, past conduct, history relating to drug or alcohol abuse, criminal history, and record concerning appearance at court proceedings;

(b) Whether, at the time of the current offense or arrest, the defendant was on community supervision, probation, parole, or on other release pending trial, sentencing, appeal, or completion of sentence for an offense under federal, state, or local law; ~~(and)~~

(c) The nature and seriousness of the danger to any person or the community that would be posed by the defendant's release; and

(d) The defendant's firearms history, including purchase history, any concealed pistol license history, and the requirements of RCW 9.41.800 regarding issuance of an order to surrender and prohibit weapons.

Part V. Residential Protections

Sec. 501. RCW 40.24.030 and 2022 c 231 s 5 are each amended to read as follows:

(1)(a) An adult person, a parent or guardian acting on behalf of a minor, or a guardian acting on behalf of an incapacitated person, ~~((as defined in RCW 11.88.010.))~~ (b) any election official as described in RCW 9A.90.120 who is a target for threats or harassment prohibited under RCW 9A.90.120(2)(b) (iii) or (iv), and any ~~((family members))~~ person residing with him or her, and (c) any criminal justice participant as defined in RCW 9A.46.020 who is a target for threats or harassment prohibited under RCW 9A.46.020(2)(b) (iii) or (iv) and any criminal justice participant as defined in RCW 9A.90.120 who is a target for threats or harassment prohibited under RCW 9A.90.120(2)(b) (iii) or (iv), and any ~~((family members))~~ person residing with him or her, may apply to the secretary of state to have an address designated by the secretary of state serve as the person's address or the address of the minor or incapacitated person. The secretary of state shall

approve an application if it is filed in the manner and on the form prescribed by the secretary of state and if it contains:

(i) A sworn statement, under penalty of perjury, by the applicant that the applicant has good reason to believe (A) that the applicant, or the minor or incapacitated person on whose behalf the application is made, is a victim of domestic violence, sexual assault, trafficking, or stalking and that the applicant fears for ~~((his or her))~~ the applicant's safety or ~~((his or her))~~ the applicant's children's safety, or the safety of the minor or incapacitated person on whose behalf the application is made~~((;))~~ (B) that the applicant, as an election official as described in RCW 9A.90.120, is a target for threats or harassment prohibited under RCW 9A.90.120(2)(b) (iii) or (iv); or (C) that the applicant, as a criminal justice participant as defined in RCW 9A.46.020, is a target for threats or harassment prohibited under RCW 9A.46.020(2)(b) (iii) or (iv), or that the applicant, as a criminal justice participant as defined in RCW 9A.90.120 is a target for threats or harassment prohibited under RCW 9A.90.120(2)(b) (iii) or (iv);

(ii) If applicable, a sworn statement, under penalty of perjury, by the applicant, that the applicant has reason to believe they are a victim of (A) domestic violence, sexual assault, or stalking perpetrated by an employee of a law enforcement agency, or~~((;))~~ (B) threats or harassment prohibited under RCW 9A.90.120(2)(b) (iii) or (iv) or 9A.46.020(2)(b) (iii) or (iv);

(iii) A designation of the secretary of state as agent for purposes of service of process and for the purpose of receipt of mail;

(iv) The residential address and any telephone number where the applicant can be contacted by the secretary of state, which shall not be disclosed because disclosure will increase the risk of (A) domestic violence, sexual assault, trafficking, or stalking, or (B) threats or harassment prohibited under RCW 9A.90.120(2)(b) (iii) or (iv) or 9A.46.020(2)(b) (iii) or (iv);

(v) The signature of the applicant and of any individual or representative of any office designated in writing under RCW 40.24.080 who assisted in the preparation of the application, and the date on which the applicant signed the application.

(2) Applications shall be filed with the office of the secretary of state.

(3) Upon filing a properly completed application, the secretary of state shall certify the applicant as a program participant. Applicants shall be certified for four years following the date of filing unless the certification is withdrawn or invalidated before that date. The secretary of state shall by rule establish a renewal procedure.

(4)(a) During the application process, the secretary of state shall provide each applicant a form to direct the department of licensing to change the address of registration for vehicles or vessels solely or jointly registered to the applicant and the address associated with the applicant's driver's license or identicaid to the applicant's address as designated by the secretary of state upon certification in the program. The directive to the department of licensing is only valid if signed by the applicant. The directive may only include information required by the department of licensing to verify the applicant's identity and ownership information for vehicles and vessels. This information is limited to the:

(i) Applicant's full legal name;

(ii) Applicant's Washington driver's license or identicaid number;

(iii) Applicant's date of birth;

(iv) Vehicle identification number and license plate number for each vehicle solely or jointly registered to the applicant; and

(v) Hull identification number or vessel document number and vessel decal number for each vessel solely or jointly registered to

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the applicant.

(b) Upon certification of the applicants, the secretary of state shall transmit completed and signed directives to the department of licensing.

(c) Within 30 days of receiving a completed and signed directive, the department of licensing shall update the applicant's address on registration and licensing records.

(d) Applicants are not required to sign the directive to the department of licensing to be certified as a program participant.

(5) A person who knowingly provides false or incorrect information upon making an application or falsely attests in an application that disclosure of the applicant's address would endanger (a) the applicant's safety or the safety of the applicant's children or the minor or incapacitated person on whose behalf the application is made, (b) the safety of any election official as described in RCW 9A.90.120 who is a target for threats or harassment prohibited under RCW 9A.90.120(2)(b) (iii) or (iv), or (c) the safety of any criminal justice participant as defined in RCW 9A.46.020 who is a target for threats or harassment prohibited under RCW 9A.46.020(2)(b) (iii) or (iv) or of any criminal justice participant as defined in RCW 9A.90.120 who is a target for threats or harassment prohibited under RCW 9A.90.120(2)(b) (iii) or (iv), or any family members residing with him or her, shall be punished under RCW 40.16.030 or other applicable statutes.

Sec. 502. RCW 42.17A.710 and 2019 c 428 s 36 are each amended to read as follows:

(1) The statement of financial affairs required by RCW 42.17A.700 shall disclose the following information for the reporting individual and each member of the reporting individual's immediate family:

- (a) Occupation, name of employer, and business address;
- (b) Each bank account, savings account, and insurance policy in which a direct financial interest was held that exceeds twenty thousand dollars at any time during the reporting period; each other item of intangible personal property in which a direct financial interest was held that exceeds two thousand dollars during the reporting period; the name, address, and nature of the entity; and the nature and highest value of each direct financial interest during the reporting period;
- (c) The name and address of each creditor to whom the value of two thousand dollars or more was owed; the original amount of each debt to each creditor; the amount of each debt owed to each creditor as of the date of filing; the terms of repayment of each debt; and the security given, if any, for each such debt. Debts arising from a "retail installment transaction" as defined in chapter 63.14 RCW (retail installment sales act) need not be reported;
- (d) Every public or private office, directorship, and position held as trustee; except that an elected official or executive state officer need not report the elected official's or executive state officer's service on a governmental board, commission, association, or functional equivalent, when such service is part of the elected official's or executive state officer's official duties;
- (e) All persons for whom any legislation, rule, rate, or standard has been prepared, promoted, or opposed for current or deferred compensation. For the purposes of this subsection, "compensation" does not include payments made to the person reporting by the governmental entity for which the person serves as an elected official or state executive officer or professional staff member for the person's service in office; the description of such actual or proposed legislation, rules, rates, or standards; and the amount of current or deferred compensation paid or promised to be paid;
- (f) The name and address of each governmental entity,

corporation, partnership, joint venture, sole proprietorship, association, union, or other business or commercial entity from whom compensation has been received in any form of a total value of two thousand dollars or more; the value of the compensation; and the consideration given or performed in exchange for the compensation;

(g) The name of any corporation, partnership, joint venture, association, union, or other entity in which is held any office, directorship, or any general partnership interest, or an ownership interest of ten percent or more; the name or title of that office, directorship, or partnership; the nature of ownership interest; and:

- (i) With respect to a governmental unit in which the official seeks or holds any office or position, if the entity has received compensation in any form during the preceding twelve months from the governmental unit, the value of the compensation and the consideration given or performed in exchange for the compensation; and
- (ii) the name of each governmental unit, corporation, partnership, joint venture, sole proprietorship, association, union, or other business or commercial entity from which the entity has received compensation in any form in the amount of ten thousand dollars or more during the preceding twelve months and the consideration given or performed in exchange for the compensation. As used in (g)(ii) of this subsection, "compensation" does not include payment for water and other utility services at rates approved by the Washington state utilities and transportation commission or the legislative authority of the public entity providing the service. With respect to any bank or commercial lending institution in which is held any office, directorship, partnership interest, or ownership interest, it shall only be necessary to report either the name, address, and occupation of every director and officer of the bank or commercial lending institution and the average monthly balance of each account held during the preceding twelve months by the bank or commercial lending institution from the governmental entity for which the individual is an official or candidate or professional staff member, or all interest paid by a borrower on loans from and all interest paid to a depositor by the bank or commercial lending institution if the interest exceeds two thousand four hundred dollars;

(h) A list, including legal or other sufficient descriptions as prescribed by the commission, of all real property in the state of Washington, the assessed valuation of which exceeds ten thousand dollars in which any direct financial interest was acquired during the preceding calendar year, and a statement of the amount and nature of the financial interest and of the consideration given in exchange for that interest;

(i) A list, including legal or other sufficient descriptions as prescribed by the commission, of all real property in the state of Washington, the assessed valuation of which exceeds ten thousand dollars in which any direct financial interest was divested during the preceding calendar year, and a statement of the amount and nature of the consideration received in exchange for that interest, and the name and address of the person furnishing the consideration;

(j) A list, including legal or other sufficient descriptions as prescribed by the commission, of all real property in the state of Washington, the assessed valuation of which exceeds ten thousand dollars in which a direct financial interest was held. If a description of the property has been included in a report previously filed, the property may be listed, for purposes of this subsection (1)(j), by reference to the previously filed report;

(k) A list, including legal or other sufficient descriptions as prescribed by the commission, of all real property in the state of Washington, the assessed valuation of which exceeds twenty thousand dollars, in which a corporation, partnership, firm,

enterprise, or other entity had a direct financial interest, in which corporation, partnership, firm, or enterprise a ten percent or greater ownership interest was held;

(l) A list of each occasion, specifying date, donor, and amount, at which food and beverage in excess of fifty dollars was accepted under RCW 42.52.150(5);

(m) A list of each occasion, specifying date, donor, and amount, at which items specified in RCW 42.52.010(9) (d) and (f) were accepted; and

(n) Such other information as the commission may deem necessary in order to properly carry out the purposes and policies of this chapter, as the commission shall prescribe by rule.

(2)(a) When judges, prosecutors, sheriffs, participants in the address confidentiality program under RCW 40.24.030, or their immediate family members are required to disclose real property that is the personal residence of the judge, prosecutor, ~~((or))~~ sheriff, or address confidentiality program participant, the requirements of subsection (1)(h) through (k) of this section may be satisfied for that property by substituting:

(i) The city or town;

(ii) The type of residence, such as a single-family or multifamily residence, and the nature of ownership; and

(iii) Such other identifying information the commission prescribes by rule for the mailing address where the property is located.

(b) Nothing in this subsection relieves the judge, prosecutor, or sheriff of any other applicable obligations to disclose potential conflicts or to recuse oneself.

(3)(a) Where an amount is required to be reported under subsection (1)(a) through (m) of this section, it may be reported within a range as provided in (b) of this subsection.

(b)

Code A	Less than thirty thousand dollars;
Code B	At least thirty thousand dollars, but less than sixty thousand dollars;
Code C	At least sixty thousand dollars, but less than one hundred thousand dollars;
Code D	At least one hundred thousand dollars, but less than two hundred thousand dollars;
Code E	At least two hundred thousand dollars, but less than five hundred thousand dollars;
Code F	At least five hundred thousand dollars, but less than seven hundred and fifty thousand dollars;
Code G	At least seven hundred fifty thousand dollars, but less than one million dollars; or
Code H	One million dollars or more.

(c) An amount of stock may be reported by number of shares instead of by market value. No provision of this subsection may be interpreted to prevent any person from filing more information or more detailed information than required.

(4) Items of value given to an official's or employee's spouse, domestic partner, or family member are attributable to the official or employee, except the item is not attributable if an independent business, family, or social relationship exists between the donor and the spouse, domestic partner, or family member.

Sec. 503. RCW 9.41.800 and 2022 c 268 s 29 are each amended to read as follows:

(1) Any court when entering an order authorized under chapter 7.105 RCW, RCW 9A.40.102, 9A.44.210, 9A.46.080, 9A.88.160, 10.99.040, 10.99.045, 26.09.050, 26.09.060, 26.26B.020, ~~((or))~~ 26.26A.470, or 46.61.5055 shall, upon a showing by a preponderance of the evidence, that a party has:

Used, displayed, or threatened to use a firearm or other dangerous weapon in a felony, or is ineligible to possess a firearm under the provisions of RCW 9.41.040:

(a) Require that the party immediately surrender all firearms and other dangerous weapons;

(b) Require that the party immediately surrender any concealed pistol license issued under RCW 9.41.070;

(c) Prohibit the party from accessing, having ~~((in his or her))~~ custody or control, possessing, purchasing, receiving, or attempting to purchase or receive, any firearms or other dangerous weapons;

(d) Prohibit the party from obtaining or possessing a concealed pistol license;

(e) Other than for ex parte temporary protection orders, unless the ex parte temporary protection order was reissued after the party received notice and had an opportunity to be heard, direct law enforcement to revoke any concealed pistol license issued to the party.

(2) During any period of time that the party is subject to a court order issued under chapter 7.105, 9A.46, 10.99, 26.09, 26.26A, or 26.26B RCW that:

(a) Was issued after a hearing of which the party received actual notice, and at which the party had an opportunity to participate, whether the court then issues a full order or reissues a temporary order. If the court enters an agreed order by the parties without a hearing, such an order meets the requirements of this subsection;

(b) Restrains the party from harassing, stalking, or threatening an intimate partner of the party, the protected person, or child of the intimate partner, party, or protected person, or engaging in other conduct that would place an intimate partner or protected person in reasonable fear of bodily injury to the intimate partner, protected person, or child; and

(c)(i) Includes a finding that the party represents a credible threat to the physical safety of the intimate partner, protected person, or child; or

(ii) By its terms, explicitly prohibits the use, attempted use, or threatened use of physical force against the intimate partner, protected person, or child that would reasonably be expected to cause bodily injury, the court shall:

(A) Require that the party immediately surrender all firearms and other dangerous weapons;

(B) Require that the party immediately surrender a concealed pistol license issued under RCW 9.41.070;

(C) Prohibit the party from accessing, having ~~((in his or her))~~ custody or control, possessing, purchasing, receiving, or attempting to purchase or receive, any firearms or other dangerous weapons; and

(D) Prohibit the party from obtaining or possessing a concealed pistol license.

(3) The court may order temporary surrender and prohibit the purchase of all firearms and other dangerous weapons, and any concealed pistol license, without notice to the other party if it finds, on the basis of the moving affidavit or other evidence, that irreparable injury could result if an order is not issued until the time for response has elapsed.

(4) In addition to the provisions of subsections (1) and (3) of this section, the court may enter an order requiring a party to comply with the provisions in subsection (1) of this section if it finds that the possession of a firearm or other dangerous weapon by any party presents a serious and imminent threat to public health or safety, or to the health or safety of any individual.

(5) The requirements of subsections (1) and (4) of this section may be for a period of time less than the duration of the order.

(6) The court shall require the party to surrender all firearms

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and other dangerous weapons in ~~((his or her immediate))~~ the party's custody, control, or possession ((or control)), or subject to ~~((his or her))~~ the party's immediate possession or control, and any concealed pistol license issued under RCW 9.41.070, to the local law enforcement agency. ~~((Law enforcement officers shall use law enforcement databases to assist in locating the party in situations where the protected person does not know where the party lives or where there is evidence that the party is trying to evade service.))~~ The court may, at the same time it issues an order pursuant to this section, also issue an anticipatory search warrant authorizing the search for and seizure of any firearm, dangerous weapon, or concealed pistol license in the party's custody, control, or possession, or subject to the party's immediate possession or control, if there is probable cause to find that the party subject to the court's order issued under this section would be in violation of the order if the party refuses to surrender all firearms, dangerous weapons, and concealed pistol license after being served with the order. The court's order authorizing such a warrant must describe the firearms and dangerous weapons and the locations where the firearms, dangerous weapons, and concealed pistol license are reasonably believed to be and the scope of the search and seizure authorized.

(7) If the court enters a protection order, restraining order, or no-contact order that includes an order to surrender firearms, dangerous weapons, and any concealed pistol license under this section:

(a) The order must be served by a law enforcement officer; ~~((and))~~

(b) Law enforcement must immediately ensure entry of the order to surrender and prohibit weapons and the revocation of any concealed pistol license is made into the appropriate databases making the party ineligible to possess firearms and a concealed pistol license; and

(c) Law enforcement officers shall use law enforcement databases to assist in locating the party in situations where the protected person does not know where the party lives or where there is evidence that the party is trying to evade service.

Part VI. Statewide Resources

NEW SECTION. Sec. 601. A new section is added to chapter 43.330 RCW to read as follows:

(1) Subject to the availability of amounts appropriated for this specific purpose, the department shall administer a pilot program to implement domestic violence high risk teams. A domestic violence high risk team must, at a minimum, include the following four elements:

(a) Early identification of the most dangerous cases through evidence-based lethality assessments;

(b) Increased access to supportive services for high-risk victims;

(c) Increased perpetrator monitoring and accountability; and

(d) A coordinated response to high-risk cases through a multidisciplinary team.

(2) A domestic violence program must be the lead or co-lead of the domestic violence high risk teams.

NEW SECTION. Sec. 602. A new section is added to chapter 28B.20 RCW to read as follows:

(1) Subject to funds appropriated for this specific purpose, the University of Washington shall develop a plan to establish a center of excellence in research, policy, and practice to reduce domestic violence.

(2) The plan must be developed with relevant disciplines across the schools of the University of Washington. The school of public health shall lead the development of the plan. The development of the plan must include, but not be limited to, the schools of social work, law, medicine, and nursing, and the Alene Moris

women's center.

(3) The University of Washington must develop a report summarizing the plan, which must evaluate, but not be limited to, the following topics:

(a) Conducting scientifically rigorous intimate partner violence research that informs policy and practice in Washington;

(b) Disseminating existing research findings and best practices in order to proliferate evidence-based intimate partner violence policy and practice;

(c) Promoting effective strategies to reduce the incidence of domestic violence and domestic violence homicide; and

(d) Engaging in strategic planning efforts with relevant stakeholders to develop policy recommendations to improve the state's response to domestic violence.

(4) In developing the plan, the University of Washington shall establish an external stakeholder group that shall ensure that all work conducted by the center is informed by survivors of domestic violence, including Black, indigenous, and survivors of color, and LGBTQ survivors, to ensure that research interventions are holistic, trauma-informed, and antiracist and policy recommendations are appropriate and effective for Washington's diverse communities. The University of Washington shall include, but not be limited to, survivors of intimate partner violence, including low-income communities, immigrants, refugee communities, people with religious diversity, people with physical disabilities, children and other family members of survivors, representatives from systems that interact with survivors and perpetrators, and representatives from communities disproportionately impacted by intimate partner violence in order to guide development of the plan's overarching goals and strategic vision. The University of Washington shall provide stipends to stakeholder participants to the extent necessary to maximize participation.

(5) The University of Washington shall provide a report to the relevant committees of the legislature with its findings and recommendations as soon as practicable, but no later than January 15, 2024.

(6) Subject to funds appropriated for this specific purpose, the University of Washington shall begin implementation of the plan by July 1, 2024.

Part VII. Law Enforcement

NEW SECTION. Sec. 701. A new section is added to chapter 43.101 RCW to read as follows:

(1) Subject to the availability of amounts appropriated for this specific purpose, the commission must provide ongoing specialized, intensive, and integrative training for persons responsible for investigating domestic violence cases involving intimate partners. The training must be based on a victim-centered, trauma-informed approach to responding to domestic violence. Among other subjects, the training must include content on the neurobiology of trauma and trauma-informed interviewing, counseling, and investigative techniques.

(2) The training must: Be based on research-based practices and standards; offer participants an opportunity to practice interview skills and receive feedback from instructors; minimize the trauma of all persons who are interviewed during investigations; provide methods of reducing the number of investigative interviews necessary whenever possible; assure, to the extent possible, that investigative interviews are thorough, objective, and complete; recognize needs of special populations; recognize the nature and consequences of domestic violence victimization; require investigative interviews to be conducted in a manner most likely to permit the interviewed persons the maximum emotional comfort under the circumstances; address record retention and retrieval; address documentation of

investigative interviews; and educate investigators on the best practices for notifying victims of significant events in the investigative process.

(3) In developing the training, the commission must seek advice from the Washington association of sheriffs and police chiefs, organizations representing victims of domestic violence, survivors of domestic violence, and experts on domestic violence and the neurobiology of trauma. The commission must consult with the Washington association of prosecuting attorneys in an effort to design training containing consistent elements for all professionals engaged in interviewing and interacting with domestic violence victims in the criminal legal system.

(4) The commission must develop the training and begin offering it by January 1, 2025. Officers assigned to regularly investigate domestic violence must complete the training within one year of being assigned or by July 1, 2027, whichever is later.

Sec. 702. RCW 10.31.100 and 2021 c 215 s 118 are each amended to read as follows:

A police officer having probable cause to believe that a person has committed or is committing a felony shall have the authority to arrest the person without a warrant. A police officer may arrest a person without a warrant for committing a misdemeanor or gross misdemeanor only when the offense is committed in the presence of an officer, except as provided in subsections (1) through (11) of this section.

(1) Any police officer having probable cause to believe that a person has committed or is committing a misdemeanor or gross misdemeanor, involving physical harm or threats of harm to any person or property or the unlawful taking of property or involving the use or possession of cannabis, or involving the acquisition, possession, or consumption of alcohol by a person under the age of twenty-one years under RCW 66.44.270, or involving criminal trespass under RCW 9A.52.070 or 9A.52.080, shall have the authority to arrest the person.

(2) A police officer shall arrest and take into custody, pending release on bail, personal recognizance, or court order, a person without a warrant when the officer has probable cause to believe that:

(a) A domestic violence protection order, a sexual assault protection order, a stalking protection order, or a vulnerable adult protection order has been issued, of which the person has knowledge, under chapter 7.105 RCW, or an order has been issued, of which the person has knowledge, under RCW 26.44.063, or chapter 9A.40, 9A.46, 9A.88, 10.99, 26.09, ~~((26.10,))~~ 26.26A, 26.26B, or 74.34 RCW, or any of the former chapters 7.90, 7.92, and 26.50 RCW, restraining the person and the person has violated the terms of the order restraining the person from acts or threats of violence, or restraining the person from going onto the grounds of, or entering, a residence, workplace, school, or day care, or prohibiting the person from knowingly coming within, or knowingly remaining within, a specified distance of a location, a protected party's person, or a protected party's vehicle, or requiring the person to submit to electronic monitoring, or, in the case of an order issued under RCW 26.44.063, imposing any other restrictions or conditions upon the person;

(b) An extreme risk protection order has been issued against the person under chapter 7.105 RCW or former RCW 7.94.040, the person has knowledge of the order, and the person has violated the terms of the order prohibiting the person from having in ~~(his or her)~~ the person's custody or control, purchasing, possessing, accessing, or receiving a firearm or concealed pistol license;

(c) A foreign protection order, as defined in RCW 26.52.010, or a Canadian domestic violence protection order, as defined in RCW 26.55.010, has been issued of which the person under

restraint has knowledge and the person under restraint has violated a provision of the foreign protection order or the Canadian domestic violence protection order prohibiting the person under restraint from contacting or communicating with another person, or excluding the person under restraint from a residence, workplace, school, or day care, or prohibiting the person from knowingly coming within, or knowingly remaining within, a specified distance of a location, a protected party's person, or a protected party's vehicle, or a violation of any provision for which the foreign protection order or the Canadian domestic violence protection order specifically indicates that a violation will be a crime; or

(d) The person is eighteen years or older and within the preceding four hours has assaulted a family or household member or intimate partner as defined in RCW 10.99.020 and the officer believes: (i) A felonious assault has occurred; (ii) an assault has occurred which has resulted in bodily injury to the victim, whether the injury is observable by the responding officer or not; or (iii) that any physical action has occurred which was intended to cause another person reasonably to fear imminent serious bodily injury or death. Bodily injury means physical pain, illness, or an impairment of physical condition. When the officer has probable cause to believe that family or household members or intimate partners have assaulted each other, the officer is not required to arrest both persons. The officer shall arrest the person whom the officer believes to be the primary ~~((physical))~~ aggressor. In making this determination, the officer shall make every reasonable effort to consider: (A) The intent to protect victims of domestic violence under RCW 10.99.010; (B) the comparative extent of injuries inflicted or serious threats creating fear of physical injury; and (C) the history of domestic violence of each person involved, including whether the conduct was part of an ongoing pattern of abuse.

(3) Any police officer having probable cause to believe that a person has committed or is committing a violation of any of the following traffic laws shall have the authority to arrest the person:

(a) RCW 46.52.010, relating to duty on striking an unattended car or other property;

(b) RCW 46.52.020, relating to duty in case of injury to, or death of, a person or damage to an attended vehicle;

(c) RCW 46.61.500 or 46.61.530, relating to reckless driving or racing of vehicles;

(d) RCW 46.61.502 or 46.61.504, relating to persons under the influence of intoxicating liquor or drugs;

(e) RCW 46.61.503 or 46.25.110, relating to persons having alcohol or THC in their system;

(f) RCW 46.20.342, relating to driving a motor vehicle while operator's license is suspended or revoked;

(g) RCW 46.61.5249, relating to operating a motor vehicle in a negligent manner.

(4) A law enforcement officer investigating at the scene of a motor vehicle accident may arrest the driver of a motor vehicle involved in the accident if the officer has probable cause to believe that the driver has committed, in connection with the accident, a violation of any traffic law or regulation.

(5)(a) A law enforcement officer investigating at the scene of a motor vessel accident may arrest the operator of a motor vessel involved in the accident if the officer has probable cause to believe that the operator has committed, in connection with the accident, a criminal violation of chapter 79A.60 RCW.

(b) A law enforcement officer investigating at the scene of a motor vessel accident may issue a citation for an infraction to the operator of a motor vessel involved in the accident if the officer has probable cause to believe that the operator has committed, in connection with the accident, a violation of any boating safety law

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of chapter 79A.60 RCW.

(6) Any police officer having probable cause to believe that a person has committed or is committing a violation of RCW 79A.60.040 shall have the authority to arrest the person.

(7) An officer may act upon the request of a law enforcement officer, in whose presence a traffic infraction was committed, to stop, detain, arrest, or issue a notice of traffic infraction to the driver who is believed to have committed the infraction. The request by the witnessing officer shall give an officer the authority to take appropriate action under the laws of the state of Washington.

(8) Any police officer having probable cause to believe that a person has committed or is committing any act of indecent exposure, as defined in RCW 9A.88.010, may arrest the person.

(9) A police officer may arrest and take into custody, pending release on bail, personal recognizance, or court order, a person without a warrant when the officer has probable cause to believe that an antiharassment protection order has been issued of which the person has knowledge under chapter 7.105 RCW or former chapter 10.14 RCW and the person has violated the terms of that order.

(10) Any police officer having probable cause to believe that a person has, within twenty-four hours of the alleged violation, committed a violation of RCW 9A.50.020 may arrest such person.

(11) A police officer having probable cause to believe that a person illegally possesses or illegally has possessed a firearm or other dangerous weapon on private or public elementary or secondary school premises shall have the authority to arrest the person.

For purposes of this subsection, the term "firearm" has the meaning defined in RCW 9.41.010 and the term "dangerous weapon" has the meaning defined in RCW 9.41.250 and 9.41.280(1) (c) through (e).

(12) A law enforcement officer having probable cause to believe that a person has committed a violation under RCW 77.15.160(5) may issue a citation for an infraction to the person in connection with the violation.

(13) A law enforcement officer having probable cause to believe that a person has committed a criminal violation under RCW 77.15.809 or 77.15.811 may arrest the person in connection with the violation.

(14) Except as specifically provided in subsections (2), (3), (4), and (7) of this section, nothing in this section extends or otherwise affects the powers of arrest prescribed in Title 46 RCW.

(15) No police officer may be held criminally or civilly liable for making an arrest pursuant to subsection (2) or (9) of this section if the police officer acts in good faith and without malice.

(16)(a) Except as provided in (b) of this subsection, a police officer shall arrest and keep in custody, until release by a judicial officer on bail, personal recognizance, or court order, a person without a warrant when the officer has probable cause to believe that the person has violated RCW 46.61.502 or 46.61.504 or an equivalent local ordinance and the police officer: (i) Has knowledge that the person has a prior offense as defined in RCW 46.61.5055 within ten years; or (ii) has knowledge, based on a review of the information available to the officer at the time of arrest, that the person is charged with or is awaiting arraignment for an offense that would qualify as a prior offense as defined in RCW 46.61.5055 if it were a conviction.

(b) A police officer is not required to keep in custody a person under (a) of this subsection if the person requires immediate medical attention and is admitted to a hospital.

Part VIII. Miscellaneous

NEW SECTION. Sec. 801. 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. 802. If specific funding for the purposes of this act, referencing this act by bill or chapter number, is not provided by June 30, 2023, in the omnibus appropriations act, this act is null and void."

On page 1, line 3 of the title, after "partners;" strike the remainder of the title and insert "amending RCW 7.105.155, 7.105.255, 10.99.033, 10.99.040, 9.41.340, 9.41.345, 9.41.801, 9.41.804, 7.105.340, 10.21.050, 40.24.030, 42.17A.710, 9.41.800, and 10.31.100; adding a new section to chapter 2.56 RCW; adding a new section to chapter 7.105 RCW; adding a new section to chapter 43.330 RCW; adding a new section to chapter 28B.20 RCW; adding a new section to chapter 43.101 RCW; and creating a new section."

MOTION

Senator Padden moved that the following amendment no. 0469 by Senator Padden be adopted:

Beginning on page 20, line 31, after "(2)" strike all material through "(3)" on page 21, line 5

Renumber the remaining subsections consecutively and correct any internal references accordingly.

Beginning on page 34, line 31, strike all material through "authorized." on page 35, line 3

Senators Padden and Dhingra spoke in favor of adoption of the amendment to the striking amendment.

The President declared the question before the Senate to be the adoption of amendment no. 0469 by Senator Padden on page 20, line 31 to striking amendment no. 0467.

The motion by Senator Padden carried and amendment no. 0469 was adopted by voice vote.

Senator Dhingra spoke in favor of adoption of the striking amendment as amended.

The President declared the question before the Senate to be the adoption of striking amendment no. 0467 by Senator Dhingra as amended to Engrossed Second Substitute House Bill No. 1715.

The motion by Senator Dhingra carried and striking amendment no. 0467 as amended was adopted by voice vote.

MOTION

On motion of Senator Dhingra, the rules were suspended, Engrossed Second Substitute House Bill No. 1715 as amended by the Senate was advanced to third reading, the second reading considered the third and the bill was placed on final passage.

Senator Dhingra spoke in favor of passage of the bill.

The President declared the question before the Senate to be the final passage of Engrossed Second Substitute House Bill No. 1715 as amended by the Senate.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Second Substitute House Bill No. 1715 as amended by the Senate and the bill passed the Senate by the following vote: Yeas, 42; Nays, 7; Absent, 0; Excused, 0.

Voting yea: Senators Billig, Braun, Cleveland, Conway, Dhingra, Dozier, Fortunato, Frame, Gildon, Hasegawa, Hawkins, Holy, Hunt, Kauffman, Keiser, King, Kuderer, Liias, Lovelett,

Lovick, MacEwen, Mullet, Muzzall, Nguyen, Nobles, Pedersen, Randall, Rivers, Robinson, Rolfes, Saldaña, Salomon, Schoesler, Shewmake, Stanford, Torres, Trudeau, Valdez, Van De Wege, Wellman, Wilson, C. and Wilson, J.

Voting nay: Senators Boehnke, McCune, Padden, Short, Wagoner, Warnick and Wilson, L.

ENGROSSED SECOND SUBSTITUTE HOUSE BILL NO. 1715, as amended by the Senate, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

MOTION

On motion of Senator Pedersen, the Senate advanced to the seventh order of business.

THIRD READING
CONFIRMATION OF GUBERNATORIAL APPOINTMENTS

MOTION

Senator Wagoner moved that Crystal Donner, Gubernatorial Appointment No. 9160, be confirmed as a member of the State Board for Community and Technical Colleges.

Senator Wagoner spoke in favor of the motion.

APPOINTMENT OF CRYSTAL DONNER

The President declared the question before the Senate to be the confirmation of Crystal Donner, Gubernatorial Appointment No. 9160, as a member of the State Board for Community and Technical Colleges.

The Secretary called the roll on the confirmation of Crystal Donner, Gubernatorial Appointment No. 9160, as a member of the State Board for Community and Technical Colleges and the appointment was confirmed by the following vote: Yeas, 49; Nays, 0; Absent, 0; Excused, 0.

Voting yea: Senators Billig, Boehnke, Braun, Cleveland, Conway, Dhingra, Dozier, Fortunato, Frame, Gildon, Hasegawa, Hawkins, Holy, Hunt, Kauffman, Keiser, King, Kuderer, Lias, Lovelett, Lovick, MacEwen, McCune, Mullet, Muzzall, Nguyen, Nobles, Padden, Pedersen, Randall, Rivers, Robinson, Rolfes, Saldaña, Salomon, Schoesler, Shewmake, Short, Stanford, Torres, Trudeau, Valdez, Van De Wege, Wagoner, Warnick, Wellman, Wilson, C., Wilson, J. and Wilson, L.

Crystal Donner, Gubernatorial Appointment No. 9160, having received the constitutional majority was declared confirmed as a member of the State Board for Community and Technical Colleges.

THIRD READING
CONFIRMATION OF GUBERNATORIAL APPOINTMENTS

MOTION

Senator Cleveland moved that Ben Bagherpour, Gubernatorial Appointment No. 9165, be confirmed as a member of the State Board for Community and Technical Colleges.

Senator Cleveland spoke in favor of the motion.

APPOINTMENT OF BEN BAGHERPOUR

The President declared the question before the Senate to be the confirmation of Ben Bagherpour, Gubernatorial Appointment No. 9165, as a member of the State Board for Community and Technical Colleges.

The Secretary called the roll on the confirmation of Ben Bagherpour, Gubernatorial Appointment No. 9165, as a member of the State Board for Community and Technical Colleges and the appointment was confirmed by the following vote: Yeas, 48; Nays, 0; Absent, 1; Excused, 0.

Voting yea: Senators Billig, Boehnke, Braun, Cleveland, Conway, Dhingra, Dozier, Frame, Gildon, Hasegawa, Hawkins, Holy, Hunt, Kauffman, Keiser, King, Kuderer, Lias, Lovelett, Lovick, MacEwen, McCune, Mullet, Muzzall, Nguyen, Nobles, Padden, Pedersen, Randall, Rivers, Robinson, Rolfes, Saldaña, Salomon, Schoesler, Shewmake, Short, Stanford, Torres, Trudeau, Valdez, Van De Wege, Wagoner, Warnick, Wellman, Wilson, C., Wilson, J. and Wilson, L.

Absent: Senator Fortunato

Ben Bagherpour, Gubernatorial Appointment No. 9165, having received the constitutional majority was declared confirmed as a member of the State Board for Community and Technical Colleges.

THIRD READING
CONFIRMATION OF GUBERNATORIAL APPOINTMENTS

MOTION

Senator Lias moved that Sandra P. Bendixen, Gubernatorial Appointment No. 9177, be confirmed as a member of the Board of Pilotage Commissioners.

Senators Lias and King spoke in favor of passage of the motion.

MOTION

On motion of Senator Wagoner, Senator Fortunato was excused.

APPOINTMENT OF SANDRA P. BENDIXEN

The President declared the question before the Senate to be the confirmation of Sandra P. Bendixen, Gubernatorial Appointment No. 9177, as a member of the Board of Pilotage Commissioners.

The Secretary called the roll on the confirmation of Sandra P. Bendixen, Gubernatorial Appointment No. 9177, as a member of the Board of Pilotage Commissioners and the appointment was confirmed by the following vote: Yeas, 48; Nays, 0; Absent, 0; Excused, 1.

Voting yea: Senators Billig, Boehnke, Braun, Cleveland, Conway, Dhingra, Dozier, Frame, Gildon, Hasegawa, Hawkins, Holy, Hunt, Kauffman, Keiser, King, Kuderer, Lias, Lovelett, Lovick, MacEwen, McCune, Mullet, Muzzall, Nguyen, Nobles, Padden, Pedersen, Randall, Rivers, Robinson, Rolfes, Saldaña, Salomon, Schoesler, Shewmake, Short, Stanford, Torres, Trudeau, Valdez, Van De Wege, Wagoner, Warnick, Wellman, Wilson, C., Wilson, J. and Wilson, L.

Excused: Senator Fortunato

Sandra P. Bendixen, Gubernatorial Appointment No. 9177, having received the constitutional majority was declared

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confirmed as a member of the Board of Pilotage Commissioners.

THIRD READING
CONFIRMATION OF GUBERNATORIAL APPOINTMENTS

MOTION

Senator Cleveland moved that Ann Wolken, Gubernatorial Appointment No. 9183, be confirmed as a member of the Pharmacy Quality Assurance Commission.

Senator Cleveland spoke in favor of the motion.

APPOINTMENT OF ANN WOLKEN

The President declared the question before the Senate to be the confirmation of Ann Wolken, Gubernatorial Appointment No. 9183, as a member of the Pharmacy Quality Assurance Commission.

The Secretary called the roll on the confirmation of Ann Wolken, Gubernatorial Appointment No. 9183, as a member of the Pharmacy Quality Assurance Commission and the appointment was confirmed by the following vote: Yeas, 48; Nays, 0; Absent, 0; Excused, 1.

Voting yea: Senators Billig, Boehnke, Braun, Cleveland, Conway, Dhingra, Dozier, Frame, Gildon, Hasegawa, Hawkins, Holy, Hunt, Kauffman, Keiser, King, Kuderer, Lias, Lovelett, Lovick, MacEwen, McCune, Mullet, Muzzall, Nguyen, Nobles, Padden, Pedersen, Randall, Rivers, Robinson, Rolfes, Saldaña, Salomon, Schoesler, Shewmake, Short, Stanford, Torres, Trudeau, Valdez, Van De Wege, Wagoner, Warnick, Wellman, Wilson, C., Wilson, J. and Wilson, L.

Excused: Senator Fortunato

Ann Wolken, Gubernatorial Appointment No. 9183, having received the constitutional majority was declared confirmed as a member of the Pharmacy Quality Assurance Commission.

THIRD READING
CONFIRMATION OF GUBERNATORIAL APPOINTMENTS

MOTION

Senator Dhingra moved that Timothy G. Wettack, Gubernatorial Appointment No. 9185, be confirmed as a member of the Sentencing Guidelines Commission.

Senator Dhingra spoke in favor of the motion.

APPOINTMENT OF TIMOTHY G. WETTACK

The President declared the question before the Senate to be the confirmation of Timothy G. Wettack, Gubernatorial Appointment No. 9185, as a member of the Sentencing Guidelines Commission.

The Secretary called the roll on the confirmation of Timothy G. Wettack, Gubernatorial Appointment No. 9185, as a member of the Sentencing Guidelines Commission and the appointment was confirmed by the following vote: Yeas, 48; Nays, 0; Absent, 0; Excused, 1.

Voting yea: Senators Billig, Boehnke, Braun, Cleveland, Conway, Dhingra, Dozier, Frame, Gildon, Hasegawa, Hawkins, Holy, Hunt, Kauffman, Keiser, King, Kuderer, Lias, Lovelett, Lovick, MacEwen, McCune, Mullet, Muzzall, Nguyen, Nobles, Padden, Pedersen, Randall, Rivers, Robinson, Rolfes, Saldaña,

Salomon, Schoesler, Shewmake, Short, Stanford, Torres, Trudeau, Valdez, Van De Wege, Wagoner, Warnick, Wellman, Wilson, C., Wilson, J. and Wilson, L.

Excused: Senator Fortunato

Timothy G. Wettack, Gubernatorial Appointment No. 9185, having received the constitutional majority was declared confirmed as a member of the Sentencing Guidelines Commission.

THIRD READING
CONFIRMATION OF GUBERNATORIAL APPOINTMENTS

MOTION

Senator Wellman moved that Brooke A. Brown, Gubernatorial Appointment No. 9200, be confirmed as a member of the State Board of Education.

Senator Wellman spoke in favor of the motion.

APPOINTMENT OF BROOKE A. BROWN

The President declared the question before the Senate to be the confirmation of Brooke A. Brown, Gubernatorial Appointment No. 9200, as a member of the State Board of Education.

The Secretary called the roll on the confirmation of Brooke A. Brown, Gubernatorial Appointment No. 9200, as a member of the State Board of Education and the appointment was confirmed by the following vote: Yeas, 49; Nays, 0; Absent, 0; Excused, 0.

Voting yea: Senators Billig, Boehnke, Braun, Cleveland, Conway, Dhingra, Dozier, Fortunato, Frame, Gildon, Hasegawa, Hawkins, Holy, Hunt, Kauffman, Keiser, King, Kuderer, Lias, Lovelett, Lovick, MacEwen, McCune, Mullet, Muzzall, Nguyen, Nobles, Padden, Pedersen, Randall, Rivers, Robinson, Rolfes, Saldaña, Salomon, Schoesler, Shewmake, Short, Stanford, Torres, Trudeau, Valdez, Van De Wege, Wagoner, Warnick, Wellman, Wilson, C., Wilson, J. and Wilson, L.

Brooke A. Brown, Gubernatorial Appointment No. 9200, having received the constitutional majority was declared confirmed as a member of the State Board of Education.

THIRD READING
CONFIRMATION OF GUBERNATORIAL APPOINTMENTS

MOTION

Senator Torres moved that Susana Reyes, Gubernatorial Appointment No. 9208, be confirmed as a member of the State Board of Education.

Senator Torres spoke in favor of the motion.

APPOINTMENT OF SUSANA REYES

The President declared the question before the Senate to be the confirmation of Susana Reyes, Gubernatorial Appointment No. 9208, as a member of the State Board of Education.

The Secretary called the roll on the confirmation of Susana Reyes, Gubernatorial Appointment No. 9208, as a member of the State Board of Education and the appointment was confirmed by the following vote: Yeas, 49; Nays, 0; Absent, 0; Excused, 0.

Voting yea: Senators Billig, Boehnke, Braun, Cleveland, Conway, Dhingra, Dozier, Fortunato, Frame, Gildon, Hasegawa,

Hawkins, Holy, Hunt, Kauffman, Keiser, King, Kuderer, Lias, Lovelett, Lovick, MacEwen, McCune, Mullet, Muzzall, Nguyen, Nobles, Padden, Pedersen, Randall, Rivers, Robinson, Rolfes, Saldaña, Salomon, Schoesler, Shewmake, Short, Stanford, Torres, Trudeau, Valdez, Van De Wege, Wagoner, Warnick, Wellman, Wilson, C., Wilson, J. and Wilson, L.

Susana Reyes, Gubernatorial Appointment No. 9208, having received the constitutional majority was declared confirmed as a member of the State Board of Education.

MOTION

On motion of Senator Nobles, Senator Hasegawa was excused.

THIRD READING

CONFIRMATION OF GUBERNATORIAL APPOINTMENTS

MOTION

Senator Shewmake moved that Jason R. Hamilton, Gubernatorial Appointment No. 9210, be confirmed as a member of the Board of Pilotage Commissioners.

Senator Shewmake spoke in favor of the motion.

APPOINTMENT OF JASON R. HAMILTON

The President declared the question before the Senate to be the confirmation of Jason R. Hamilton, Gubernatorial Appointment No. 9210, as a member of the Board of Pilotage Commissioners.

The Secretary called the roll on the confirmation of Jason R. Hamilton, Gubernatorial Appointment No. 9210, as a member of the Board of Pilotage Commissioners and the appointment was confirmed by the following vote: Yeas, 48; Nays, 0; Absent, 0; Excused, 1.

Voting yea: Senators Billig, Boehnke, Braun, Cleveland, Conway, Dhingra, Dozier, Fortunato, Frame, Gildon, Hawkins, Holy, Hunt, Kauffman, Keiser, King, Kuderer, Lias, Lovelett, Lovick, MacEwen, McCune, Mullet, Muzzall, Nguyen, Nobles, Padden, Pedersen, Randall, Rivers, Robinson, Rolfes, Saldaña, Salomon, Schoesler, Shewmake, Short, Stanford, Torres, Trudeau, Valdez, Van De Wege, Wagoner, Warnick, Wellman, Wilson, C., Wilson, J. and Wilson, L.

Excused: Senator Hasegawa

Jason R. Hamilton, Gubernatorial Appointment No. 9210, having received the constitutional majority was declared confirmed as a member of the Board of Pilotage Commissioners.

MOTION

On motion of Senator Pedersen, the Senate reverted to the fourth order of business.

REPORT OF THE CONFERENCE COMMITTEE

Engrossed Substitute House Bill No. 1125

April 22, 2023

MR. PRESIDENT:

MR. SPEAKER:

We of your conference committee, to whom was referred Engrossed Substitute House Bill No. 1125, have had the same under consideration and recommend that all previous amendments not be adopted and that the following striking

amendment be adopted:

Strike everything after the enacting clause and insert the following:

"2023-2025 FISCAL BIENNIUM

NEW SECTION. Sec. 1. (1) The transportation budget of the state is hereby adopted and, subject to the provisions set forth, the several amounts specified, or as much thereof as may be necessary to accomplish the purposes designated, are hereby appropriated from the several accounts and funds named to the designated state agencies and offices for employee compensation and other expenses, for capital projects, and for other specified purposes, including the payment of any final judgments arising out of such activities, for the period ending June 30, 2025.

(2) Unless the context clearly requires otherwise, the definitions in this subsection apply throughout this act.

(a) "Fiscal year 2024" or "FY 2024" means the fiscal year ending June 30, 2024.

(b) "Fiscal year 2025" or "FY 2025" means the fiscal year ending June 30, 2025.

(c) "FTE" means full-time equivalent.

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

(e) "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 that is not expended subject to the specified conditions and limitations to fulfill the specified purpose shall lapse.

(f) "Reappropriation" means appropriation and, unless the context clearly provides otherwise, is subject to the relevant conditions and limitations applicable to appropriations.

(g) "LEAP" means the legislative evaluation and accountability program committee.

GENERAL GOVERNMENT AGENCIES—OPERATING NEW SECTION. Sec. 101. FOR THE DEPARTMENT OF ARCHAEOLOGY AND HISTORIC PRESERVATION

Motor Vehicle Account—State Appropriation..... \$588,000

NEW SECTION. Sec. 102. FOR THE UTILITIES AND TRANSPORTATION COMMISSION

Grade Crossing Protective Account—State

Appropriation \$504,000

Pilotage Account—State Appropriation \$150,000

TOTAL APPROPRIATION \$654,000

NEW SECTION. Sec. 103. FOR THE OFFICE OF FINANCIAL MANAGEMENT

Motor Vehicle Account—State Appropriation..... \$214,000

Puget Sound Ferry Operations Account—State

Appropriation \$131,000

TOTAL APPROPRIATION \$345,000

NEW SECTION. Sec. 104. FOR THE STATE PARKS AND RECREATION COMMISSION

Carbon Emissions Reduction Account—State

Appropriation \$2,000,000

Motor Vehicle Account—State Appropriation.... \$1,186,000

Multimodal Transportation Account—State

Appropriation \$1,000

TOTAL APPROPRIATION \$3,187,000

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

(1) Except as provided in subsections (2) and (3) of this section, the appropriations in this section are provided solely for road maintenance purposes.

(2) \$1,000 of the multimodal transportation account—state appropriation is provided solely for the implementation of chapter

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. . . (House Bill No. 1004), Laws of 2023 (bridge jumping signs).

(3) \$2,000,000 of the carbon emissions reduction account—state appropriation is provided solely for the replacement of agency vehicles and equipment with electric alternatives. In carrying out this subsection, the commission shall cooperate and provide assistance, as requested, in the joint transportation committee's development of program delivery evaluation tools and methodologies provided under section 204 of this act for programs that receive funding from the carbon emissions reduction account. The commission, with the assistance of designated staff in the Washington state department of transportation, must register for the clean fuels credit program and start tracking revenue generation pursuant to chapter 70A.535 RCW for investments funded in an omnibus transportation appropriations act.

NEW SECTION. Sec. 105. FOR THE DEPARTMENT OF AGRICULTURE

Motor Vehicle Account—State Appropriation\$1,462,000

NEW SECTION. Sec. 106. FOR THE LEGISLATIVE EVALUATION AND ACCOUNTABILITY PROGRAM COMMITTEE

Motor Vehicle Account—State Appropriation\$744,000

NEW SECTION. Sec. 107. FOR THE OFFICE OF MINORITY AND WOMEN'S BUSINESS ENTERPRISES

Multimodal Transportation Account—State

Appropriation.....\$150,000

Move Ahead WA Flexible Account—State Appropriation\$4,550,000

TOTAL APPROPRIATION.....\$4,700,000

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

(1) The entire move ahead WA flexible account—state appropriation in this section is provided solely for increasing the number of certified women and minority-owned contractors in the transportation sector statewide, with priority given to areas outside of the Puget Sound area and supporting these contractors to successfully compete and earn more transportation contracting opportunities. This purpose must be accomplished through various programs including, but not limited to: (a) Outreach to women and minority-owned business communities and individuals; (b) technical assistance, mentorship, and consultation as needed in areas such as financing, accounting, contracting, procurement, and resolution of disputes and grievances; (c) language access programs for those with limited English proficiency; (d) developing a truck rotation program to allow smaller minority and women-owned trucking companies to pool their resources and compete with larger scale trucking operations; and (e) other programs that aim to increase the number of women and minority contractors that are successful in obtaining contracts in the transportation sector directly with state agencies such as the department, with local jurisdictions, or as subcontractors for prime contractors.

(2) The entire multimodal transportation account—state appropriation in this section is provided solely for the implementation of chapter . . . (Engrossed Substitute Senate Bill No. 5583), Laws of 2023 (improving young driver safety). If chapter . . . (Engrossed Substitute Senate Bill No. 5583), Laws of 2023 is not enacted by June 30, 2023, the amount provided in this section lapses.

NEW SECTION. Sec. 108. FOR THE DEPARTMENT OF COMMERCE

Electric Vehicle Account—State Appropriation.....\$220,000

The appropriation in this section is subject to the following conditions and limitations: \$220,000 of the electric vehicle account—state appropriation is provided solely to the department

to commission an independent study, based on the findings of the transportation electrification strategy authorized under RCW 43.392.040, of costs of installation, maintenance, and operation of electrical distribution infrastructure on the utility's side of the meter to commercial customers installing electric vehicle supply equipment. The department shall gather data from at least five electric utilities serving retail customers in the state for purposes of completing the study. The department shall submit a report of study findings and an explanation of how those findings will support implementation of the transportation electrification strategy authorized under RCW 43.392.040 to the governor and appropriate legislative committees by November 1, 2024.

NEW SECTION. Sec. 109. FOR THE BOARD OF PILOTAGE COMMISSIONERS

Pilotage Account—State Appropriation \$3,574,000

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

(1) The board of pilotage commissioners shall file the annual report to the governor and chairs of the transportation committees required under RCW 88.16.035(1)(f) by September 1, 2023, and annually thereafter. The report must include the continuation of policies and procedures necessary to increase the diversity of pilots, trainees, and applicants, including a diversity action plan. The diversity action plan must articulate a comprehensive vision of the board's diversity goals and the steps it will take to reach those goals.

(2) \$232,000 of the pilotage account—state appropriation is for a temporary environmental planner position to support rule making to fulfill the requirements of chapter 289, Laws of 2019.

NEW SECTION. Sec. 110. FOR THE OFFICE OF THE GOVERNOR

State Patrol Highway Account—State Appropriation\$750,000

The appropriation in this section is subject to the following conditions and limitations: \$750,000 of the state patrol highway account—state appropriation is provided solely to the state office of equity to contract with an independent consultant to conduct the studies, evaluations, and reporting functions required in RCW 43.06D.060.

NEW SECTION. Sec. 111. FOR THE UNIVERSITY OF WASHINGTON

Multimodal Transportation Account—

State Appropriation \$5,000,000

The appropriation in this section is subject to the following conditions and limitations: \$5,000,000 of the multimodal transportation account—state appropriation is provided solely for the University of Washington's sidewalk inventory and accessibility mapping project to develop a public dataset under an open license and develop the tools needed to publish that data according to an open data specification. The project must include, but is not limited to, utilization of existing data sources, imagery, detailed surveys, and manually collected, detailed data for city streets, county rural and urban local access roads and collectors/arterials, state roads of all types, and roads owned by other entities. The project may draw on partially developed sidewalk data for all state facilities. To the extent practicable, the final product must be suitable for use by the department of transportation, local and regional agencies, tribal governments, and the general public. For the 2023-2025 fiscal biennium, the project will produce a base active transportation data layer for all counties, with priority given to counties with high proportions of overburdened communities. A project status report is due to the transportation committees of the legislature on December 1st of each year until the work is completed. The legislature intends that in the 2025-2027 fiscal biennium, \$5,000,000 of multimodal

transportation account funds be provided to complete a second phase of work on the active transportation data.

NEW SECTION. Sec. 112. FOR WASHINGTON STATE UNIVERSITY

Multimodal Transportation Account—State
Appropriation.....\$100,000

The appropriation in this section is subject to the following conditions and limitations: \$100,000 of the multimodal transportation account—state appropriation is provided solely for Washington State University to study the potential impacts that current licensing requirements, including training hours, and testing may have on the shortage of commercial drivers, with a focus on public transit operators. The study must provide a comprehensive review and recommendations for improving the state's commercial driver training and certification, including:

- (1) A review of standards that identify federal mandates for transit operator training;
- (2) The department of licensing's interpretation of the federal mandates and what constitutes an additive standard not required by federal mandates;
- (3) Identifying areas for streamlining state training requirements;
- (4) Reviewing similarities and differences of at least five states on their training and certification of commercial drivers; and
- (5) Identifying challenges and issues for transit agencies regarding current training, notice, department response, certification, and commercial drivers licensing standards and what adjustments may be warranted to help alleviate the shortage of public transit operators.

Findings must be reported to the transportation committees of the legislature upon completion.

NEW SECTION. Sec. 113. FOR THE ECONOMIC AND REVENUE FORECAST COUNCIL

Motor Vehicle Account—State Appropriation \$724,000

The appropriation in this section is subject to the following conditions and limitations: The entire motor vehicle account—state appropriation is provided solely for the implementation of chapter . . . (Engrossed Substitute House Bill No. 1838), Laws of 2023 (transportation revenue forecast). If chapter . . . (Engrossed Substitute House Bill No. 1838), Laws of 2023 is not enacted by June 30, 2023, the amount provided in this section lapses.

NEW SECTION. Sec. 114. FOR THE DEPARTMENT OF ENTERPRISE SERVICES

Carbon Emissions Reduction Account—State
Appropriation.....\$6,000,000

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

- (1) \$6,000,000 of the carbon emissions reduction account—state appropriation is provided solely for zero emission electric vehicle supply equipment infrastructure at facilities to accommodate charging station installations. The electric vehicle charging equipment must allow for the collection of usage data and must be coordinated with the state efficiency and environmental performance program. The department must prioritize locations based on state efficiency and environmental performance location priorities and where zero emission fleet vehicles are located or are scheduled to be purchased.
- (2) The department must report when and where the equipment was installed, usage data at each charging station, and the state agencies and facilities that benefit from the installation of the charging station to the fiscal committees of the legislature by June 30, 2025, with an interim report due January 2, 2024. The department shall collaborate with the interagency electric vehicle coordinating council to implement this section and must work to meet benchmarks established in chapter 182, Laws of 2022

(transportation resources).

(3) In carrying out this section, the department shall cooperate and provide assistance, as requested, in the joint transportation committee's development of program delivery evaluation tools and methodologies provided under section 204 of this act for programs that receive funding from the carbon emissions reduction account.

(4) The department, with the assistance of designated staff in the Washington state department of transportation, must register for the clean fuels credit program and start tracking revenue generation pursuant to chapter 70A.535 RCW for investments funded in an omnibus transportation appropriations act.

NEW SECTION. Sec. 115. FOR THE DEPARTMENT OF NATURAL RESOURCES

Carbon Emissions Reduction Account—State
Appropriation \$2,200,000

The appropriation in this section is subject to the following conditions and limitations: \$2,200,000 of the carbon emissions reduction account—state appropriation is provided solely for a fleet charging infrastructure expansion assessment, to develop a charger installation plan by location with cost estimates, and to procure and deploy electric pickup trucks to gather practical information to support planning efforts and future large-scale electric vehicle adoption. In carrying out this section, the department shall cooperate and provide assistance, as requested, in the joint transportation committee's development of program delivery evaluation tools and methodologies provided under section 204 of this act for programs that receive funding from the carbon emissions reduction account. The department, with the assistance of designated staff in the Washington state department of transportation, must register for the clean fuels credit program and start tracking revenue generation pursuant to chapter 70A.535 RCW for investments funded in an omnibus transportation appropriations act.

TRANSPORTATION AGENCIES—OPERATING

NEW SECTION. Sec. 201. FOR THE WASHINGTON TRAFFIC SAFETY COMMISSION

Highway Safety Account—State Appropriation . \$5,252,000
 Highway Safety Account—
 Federal Appropriation \$27,735,000
 Highway Safety Account—Private/Local
 Appropriation \$60,000
 Cooper Jones Active Transportation Safety Account—
 State Appropriation \$636,000
 School Zone Safety Account—State Appropriation \$850,000
 TOTAL APPROPRIATION \$34,533,000

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

- (1) Within existing resources, the commission must examine national safety reports and recommendations on alcohol and drug impaired driving and report to the transportation committees of the legislature, by December 15, 2023, any recommendations for legislative or policy changes to improve traffic safety in Washington state.
- (2)(a) \$235,500 of the Cooper Jones active transportation safety account—state appropriation is provided solely for the commission to conduct research pertaining to the issue of street lighting and safety, including a public input component and learning from counties, cities, the state, and other impacted entities. Research may include the following:
 - (i) Interviewing additional local and regional roads departments, water-sewer districts, and other utility services to gather a holistic data set or further input on which authority assumes primary responsibility for street illumination in various underserved areas throughout the state;

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(ii) Systematically soliciting information from communities with poor street illumination and lighting to gather input as to whether this is an issue the community would like to see improved;

(iii) Conferring with regional and state-level police, fire, and emergency medical services to assess and document potential delays in emergency response times due to poor street illumination;

(iv) Further assessing the impact of using LED lights in roadway and pedestrian scale lighting in reducing carbon emissions and light pollution throughout the United States; and

(v) Subject to more in-depth findings, convening a meeting with appropriate state, regional, and local stakeholders and community partners.

(b) The commission must report research results and provide any recommendations for legislative or policy action to the transportation committees of the legislature by January 1, 2025.

(3) Within existing resources, the commission, through the Cooper Jones active transportation safety council, must prioritize the review of pedestrian, bicyclist, or nonmotorist fatality and serious injury review when the victim is a member of a federally recognized tribe. Consistent with RCW 43.59.156(5), the commission may recommend any policy or legislative changes to improve traffic safety for tribes through such review.

(4) Within existing resources, the commission must review and report to the transportation committees of the legislature, by December 15, 2023, on strategies and technologies used in other states to prevent and respond to wrong-way driving crashes.

(5) The Washington traffic safety commission shall coordinate with each city that implements a pilot program as authorized in RCW 46.63.170(6) to provide the transportation committees of the legislature with the following information by June 30, 2025:

(a) The number of warnings and infractions issued to first-time violators under the pilot program;

(b) The number of warnings and infractions issued to the registered owners of vehicles that are not registered with an address located in the city conducting the pilot program; and

(c) The frequency with which warnings and infractions are issued on weekdays versus weekend days.

(6) \$50,000 of the highway safety account—state appropriation is provided solely for the implementation of chapter . . . (House Bill No. 1112), Laws of 2023 (negligent driving). If chapter . . . (House Bill No. 1112), Laws of 2023 is not enacted by June 30, 2023, the amount provided in this subsection lapses.

(7) The Washington traffic safety commission may oversee a pilot program in up to three cities implementing the use of automated vehicle noise enforcement cameras in zones that have been designated by ordinance as "Stay Out of Areas of Racing."

(a) Any programs authorized by the commission must be authorized by December 31, 2024.

(b) If a city has established an authorized automated vehicle noise enforcement camera pilot program under this section, the compensation paid to the manufacturer or vendor of the equipment used must be based upon the value of the equipment and services provided or rendered in support of the system.

(c) Any city administering a pilot program overseen by the traffic safety commission shall use the following guidelines to administer the program:

(i) Automated vehicle noise enforcement camera may record photographs or audio of the vehicle and vehicle license plate only while a violation is occurring. The picture must not reveal the face of the driver or of passengers in the vehicle;

(ii) The law enforcement agency of the city or county government shall install two signs facing opposite directions within 200 feet, or otherwise consistent with the uniform manual

on traffic control devices, where the automated vehicle noise enforcement camera is used that state "Street Racing Noise Pilot Program in Progress";

(iii) Cities testing the use of automated vehicle noise enforcement cameras must post information on the city website and notify local media outlets indicating the zones in which the automated vehicle noise enforcement cameras will be used;

(iv) A city may only issue a warning notice with no penalty for a violation detected by automated vehicle noise enforcement cameras in a Stay Out of Areas of Racing zone. Warning notices must be mailed to the registered owner of a vehicle within 14 days of the detected violation;

(v) A violation detected through the use of automated vehicle noise enforcement cameras is not part of the registered owner's driving record under RCW 46.52.101 and 46.52.120;

(vi) Notwithstanding any other provision of law, all photographs, videos, microphotographs, audio recordings, or electronic images prepared under this subsection (7) are for the exclusive use of law enforcement in the discharge of duties under this section and are not open to the public and may not be used in a court in a pending action or proceeding. No photograph, microphotograph, audio recording, or electronic image may be used for any purpose other than the issuance of warnings for violations under this section or retained longer than necessary to issue a warning notice as required under this subsection (7); and

(vii) By June 30, 2025, the participating cities shall provide a report to the commission and appropriate committees of the legislature regarding the use, public acceptance, outcomes, warnings issued, data retention and use, and other relevant issues regarding automated vehicle noise enforcement cameras demonstrated by the pilot projects.

NEW SECTION. Sec. 202. FOR THE COUNTY ROAD ADMINISTRATION BOARD

Rural Arterial Trust Account—State Appropriation	\$2,405,000
Motor Vehicle Account—State Appropriation	.... \$3,005,000
County Arterial Preservation Account—State Appropriation	..... \$1,808,000
TOTAL APPROPRIATION	..... \$7,218,000

The appropriations in this section are subject to the following conditions and limitations: Within appropriated funds, the county road administration board may opt in as provided under RCW 70A.02.030 to assume all of the substantive and procedural requirements of covered agencies under chapter 70A.02 RCW. The board shall include in its 2023 and 2024 annual reports to the legislature a progress report on opting into the healthy environment for all act and a status report on diversity, equity, and inclusion within the board's jurisdiction.

NEW SECTION. Sec. 203. FOR THE TRANSPORTATION IMPROVEMENT BOARD

Transportation Improvement Account—State Appropriation \$4,798,000
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The appropriation in this section is subject to the following conditions and limitations: Within appropriated funds, the transportation improvement board may opt in as provided under RCW 70A.02.030 to assume all of the substantive and procedural requirements of covered agencies under chapter 70A.02 RCW. The board shall include in its 2023 and 2024 annual reports to the legislature a progress report on opting into the healthy environment for all act and a status report on diversity, equity, and inclusion within the board's jurisdiction.

NEW SECTION. Sec. 204. FOR THE JOINT TRANSPORTATION COMMITTEE

Carbon Emissions Reduction Account—State Appropriation \$3,000,000
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Multimodal Transportation Account—State	
Appropriation.....	\$125,000
Motor Vehicle Account—State Appropriation	\$4,270,000
TOTAL APPROPRIATION.....	\$7,395,000

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

(1)(a) \$300,000 of the motor vehicle account—state appropriation is for the joint transportation committee, from amounts set aside out of statewide fuel taxes distributed to cities according to RCW 46.68.110(2), to convene a study of a statewide retail delivery fee on orders of taxable retail items delivered by motor vehicles within the state. The study must:

(i) Determine the annual revenue generation potential of a range of fee amounts;

(ii) Examine options for revenue distributions to state and local governments based upon total deliveries, lane miles, or other factors;

(iii) Estimate total implementation costs, including start-up and ongoing administrative costs; and

(iv) Evaluate the potential impacts to consumers, including consideration of low-income households and vulnerable populations and potential impacts to businesses.

(b) The study should document and evaluate similar programs adopted in other states. The joint transportation committee must submit a report on the study to the transportation committees of the legislature by June 30, 2024.

(2)(a) \$400,000 of the motor vehicle account—state appropriation is for the joint transportation committee, in collaboration with the department of transportation, to convene a work group to study and recommend a new statutory framework for the department's public-private partnership program. The committee may contract with a third-party consultant for work group support and drafting the new statutory framework.

(b)(i) The work group must consist of, but is not limited to, the following members:

(A) The secretary of transportation or their designee;

(B) Joint transportation committee executive committee members or their designees;

(C) The state treasurer or the state treasurer's designee;

(D) A representative of a national nonprofit organization specializing in public-private partnership program development;

(E) A representative of the construction trades; and

(F) A representative from an organization representing general contractors.

(ii) The work group must also consult with the Washington state transportation commission and the department of commerce.

(c)(i) The work group must review the 2012 joint transportation committee's "Evaluation of Public-Private Partnerships" study, consisting of an evaluation of the recommendations for replacing chapter 47.29 RCW and development of a process for implementing public-private partnerships that serve the defined public interest, including, but not limited to:

(A) Protecting the state's ability to retain public ownership of assets constructed or managed under a public-private partnership contract;

(B) Allowing for the most transparency during the negotiation of terms of a public-private partnership agreement; and

(C) Addressing the state's ability to oversee the private entity's management of the asset.

(ii)(A) The work group must identify any barriers to the implementation of funding models that best protect the public interest, including statutory and constitutional barriers.

(B) The work group may also evaluate public-private partnership opportunities for required fish passage and culvert work on state highways, for the construction of, replacement of,

or commercial retail options within Washington state ferries' terminals, and for other projects as determined by the work group.

(iii) The work group must update the 2012 recommendations and devise an implementation plan for the state.

(d) The work group must submit a preliminary report, including any recommendations or draft legislation, to the office of the governor and the transportation committees of the legislature by December 15, 2023. The work group must submit a final report with draft legislation to the office of the governor and the transportation committees of the legislature by July 1, 2024.

(3) \$450,000 of the motor vehicle account—state appropriation is for the joint transportation committee to provide oversight on the procurement of the hybrid-electric Olympic class vessels. The committee must hire an expert consultant to review Washington state ferries documents and procedures relating to the procurement and to identify opportunities to improve the process for the benefit of the state of Washington. The consultant must be familiar with vessel procurement best practices, the technologies and propulsion systems planned for use in new vessels, and Washington state ferries operations and procurement procedures. A report on the status and assessment of the procurement is due by December 15th of each year.

(4) \$300,000 of the motor vehicle account—state appropriation is for the joint transportation committee, from amounts set aside out of statewide fuel taxes distributed to cities according to RCW 46.68.110(2), to contract with the municipal research and services center to convene a department of transportation-local government partnership work group to create a procedure in which the department of transportation can partner with a local jurisdiction to perform preservation and maintenance and construct projects on state highways.

(a) The work group must consist of, but is not limited to, the following members:

(i) One representative from a city with a population of more than 5,000 and fewer than 50,000;

(ii) One representative from a city with a population of more than 50,000;

(iii) One representative from a county with a population of more than 100,000 and fewer than 400,000;

(iv) One representative from a county with a population of more than 400,000;

(v) At least one representative of a public port;

(vi) A representative from the county road administration board;

(vii) A representative of the transportation improvement board;

(viii) At least one representative from the department of transportation's local programs division;

(ix) At least two representatives from the department of transportation with expertise in procurement and legal services; and

(x) At least one member from the house of representatives transportation committee and at least one member from the senate transportation committee.

(b) Of the members described in (a) of this subsection, at least one of the city representatives and one of the county representatives must have public works contracting experience, and at least one of the city representatives and one of the county representatives must have public works project management experience.

(c) The work group must make recommendations of how the department of transportation could better work in partnership with local jurisdictions to ensure that roadway construction projects can be performed when funds are made available in the omnibus transportation appropriations act even if the department of transportation does not have the capacity to be the project

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manager on a project and a local jurisdiction is ready, willing, and able to implement the project within the time frames envisioned in the omnibus transportation appropriations act. In developing its recommendations, the work group must consider, at a minimum:

- (i) Differing roadway and construction standards between state and local agencies;
- (ii) Revenue, reimbursement, and financial agreements between state and local agencies;
- (iii) Differing procurement processes between state and local agencies;
- (iv) Liability; and
- (v) Other issues as determined by the work group.

(d) The work group must submit a preliminary report, including any recommendations, to the office of the governor and the transportation committees of the legislature by December 15, 2023. The work group must submit a final report to the office of the governor and the transportation committees of the legislature by July 1, 2024.

(5)(a) \$2,000,000 of the carbon emissions reduction account—state appropriation is for the joint transportation committee to oversee:

(i) The design of an infrastructure and incentive strategy to drive the purchase and use of zero emission medium and heavy duty vehicles, as well as cargo handling and off-road equipment, in the state including, but not limited to, programs for tractor trucks, box trucks, drayage trucks, refuse trucks, step and panel vans, heavy and medium-duty buses, school buses, on and off-road terminal tractors, transport refrigeration units, forklifts, container handling equipment, airport cargo loaders, and railcar movers; and

(ii) A review of the passenger vehicle tax incentive in current law and evaluation of its utility, to include possible modification of the criteria for eligibility and tax incentive amount maximums, as applicable.

(b) Design development must include recommendations for encouraging vehicle conversions for smaller commercial vehicle fleets and owner-operators of commercial vehicles, as well as tools for facilitating carbon emission reductions to benefit vulnerable populations and overburdened communities. Infrastructure and incentive programs recommended may include, but are not limited to, grant, rebate, tax incentive, and financing assistance programs.

(c) Consultation with legislative members identified by the chair and ranking members of the transportation committees of the legislature throughout design of the infrastructure and incentive strategy is required. A report is due to the transportation committees of the legislature by January 2, 2024.

(6) \$125,000 of the motor vehicle account—state appropriation and \$125,000 of the multimodal transportation account—state appropriation are for the joint transportation committee to evaluate potential options and make recommendations for a statewide household travel survey and additional analytical capacity regarding transportation research.

(a) The recommendation on the statewide household travel survey must be based on how well a statewide survey investment would: Address policy questions related to household travel; address gaps between separate regional and local transportation models; and create a dataset to allow both for analysis and response to policymakers' questions relating to household travel and for transportation modeling and development. In evaluating potential survey options, the committee shall consider opportunities for the state to partner and expand on developed established household travel surveys, including surveys conducted at both the Puget Sound regional council and the federal highway administration. In its recommendation, the

committee shall outline the process required for a statewide survey, including the costs and timing of each option.

(b) The committee shall recommend an agency or agencies to perform ongoing analysis of a statewide household travel survey and other transportation research. The committee shall consider the ability of an agency or agencies to meet shorter timeline policy needs, as well as longer timeline research projects. The recommendation must include the timing and costs associated with the development of such analytical capacity.

(7) \$1,000,000 of the carbon emissions reduction account—state appropriation is for the joint transportation committee to oversee the development of tools and methodologies to assist in program delivery evaluation for programs that receive appropriations from the carbon emissions reduction account. Program delivery evaluation must include carbon emissions reduction estimates by program and by unit of time, program cost per unit of emission reduction, quantified benefits to vulnerable populations and overburdened communities by program cost, any additional appropriate qualitative and quantitative metrics, and actionable recommendations for improvements in program delivery. A report is due to the transportation committees of the legislature by October 1, 2024.

(8) \$500,000 of the motor vehicle account—state appropriation is for the joint transportation committee to engage an independent review team to work in coordination with the Washington state department of transportation's analysis, funded in section 217(11) of this act, of highway, road, and freight rail transportation needs, options, and impacts from shifting the movement of freight and goods that currently move by barge through the lower Snake river dams to highways, other roads, and rail.

(a) The department shall include the independent review team in all phases of the analysis to enable the team to develop an independent assessment of the analysis, assumptions, stakeholder engagement, and cost and impact estimates. Summary findings from the independent assessment must be provided to the department, the governor's office, and the transportation committees of the legislature on a quarterly basis, with a final report due to the governor and the transportation committees of the legislature by June 30, 2025.

(b) The independent review team must conduct an independent stakeholder engagement effort. The river transportation work group must be formed to provide data and guidance to the independent review team for the independent stakeholder engagement effort. The river transportation work group must be made up of stakeholders, including farming and agricultural production, federally recognized tribes and fishing industry, tug and barge operators, shippers and receivers, public ports, railroad operators, cruise lines, the federal highway administration, and the army corps of engineers.

(c) The independent review team shall make regular presentations to the joint transportation committee and, by request, to the transportation committees of the legislature.

(9) The joint transportation committee shall also convene a work group that includes, but is not limited to, the executive committee of the joint transportation committee, the office of financial management, the Washington state department of transportation, and the Washington state treasurer's office to develop recommendations, by October 15, 2023, to meet the challenge of identifying an achievable delivery schedule for completing transportation projects across the state.

NEW SECTION. Sec. 205. FOR THE TRANSPORTATION COMMISSION

Motor Vehicle Account—State Appropriation.... \$3,029,000
 Interstate 405 and State Route Number 167 Express
 Toll Lanes Account—State Appropriation..... \$150,000

Multimodal Transportation Account—State	
Appropriation.....	\$200,000
State Route Number 520 Corridor Account—State	
Appropriation.....	\$288,000
Tacoma Narrows Toll Bridge Account—State	
Appropriation.....	\$179,000
Alaskan Way Viaduct Replacement Project Account—	
State Appropriation.....	\$167,000
TOTAL APPROPRIATION.....	\$4,013,000

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

(1) \$125,000 of the multimodal transportation account—state appropriation and \$125,000 of the motor vehicle account—state appropriation are provided solely for the commission to update the statewide transportation plan required under RCW 47.01.071(4). The update process must be informed by guidance from a steering committee comprised of the commission, the joint transportation committee's executive committee, the governor's office, the secretary of the department of transportation, and representatives of metropolitan and regional transportation planning organizations. As part of the update process, the commission shall undertake specific actions in the following order:

(a) Conduct stakeholder outreach, gathering input, and framing the outreach around the current plan's policy construct and high level priorities, the 2022 transportation revenue package, and recently enacted significant policy legislation;

(b) Report outreach findings and results to the joint transportation committee for review and input;

(c) Restructure the plan to (i) primarily focus on high level policy priorities within the six transportation policy goals under RCW 47.04.280 and (ii) align policies, strategies, and objectives with the interests of stakeholders and legislators;

(d) Gather further input from stakeholders and the joint transportation committee on the restructured plan's format and content; and

(e) Finalize the updated plan, based upon input from stakeholders and the joint transportation committee.

(2) The legislature finds that the current balance of and projected revenues into the Alaskan Way viaduct replacement project account are sufficient to meet financial obligations during fiscal years 2024 and 2025.

(3) Within the parameters established under RCW 47.56.880, the commission shall review toll revenue performance on the Interstate 405 and state route number 167 corridor and adjust Interstate 405 tolls as appropriate to increase toll revenue to provide sufficient funds for payments of future debt pursuant to RCW 47.10.896 and to support improvements to the corridor. The commission shall consider adjusting maximum toll rates, minimum toll rates, and time-of-day rates, and restricting direct access ramps to transit and HOV vehicles only, or any combination thereof, in setting tolls to increase toll revenue. The commission is encouraged to make any adjustments to toll rates in coordination with the planned expansion of express toll lanes between the cities of Renton and Bellevue.

(4) \$500,000 of the motor vehicle account—state appropriation is provided solely for the commission to conduct a route jurisdiction study aimed at assessing the current state highway inventory and local roadway designations to determine if changes are needed in jurisdictional assignment between the state, county, and city road systems. The study must also review current criteria used to define the state highway system to determine if such criteria continue to be applicable. The commission shall submit a report of study findings and recommendations to the transportation committees of the legislature by July 1, 2025.

(5) The commission may coordinate with the department of transportation to jointly seek federal funds available through the federal strategic innovations in revenue collection grant program, applying toll credits for meeting match requirements. The commission must provide draft applications for federal grant opportunities to the chairs and ranking members of the transportation committees of the legislature for review and comment prior to submission.

(6) The transportation commission shall conduct an assessment aimed at identifying approaches to streamlining the current rule-making process for setting toll rates and policies for eligible toll facilities, while maintaining public access and providing opportunities to provide input on proposals. The intent of the assessment is to identify rule-making approaches that support the state's ability to set toll rates and policies in a timely and efficient manner, so that the state can meet anticipated funding obligations. This assessment should include a review of rate-setting processes used by toll authorities in other states. The transportation commission shall provide recommendations to the transportation committees of the legislature by July 31, 2024.

(7) The commission shall provide regular updates on the status of ongoing coordination with the state of Oregon on any bistate agreements regarding the mutual or joint setting, adjustment, and review of toll rates and exemptions. Prior to finalizing any such agreement, the commission shall provide a draft of the agreement to the transportation committees of the legislature for review and input. Additionally, the commission shall advise on the status of any bistate agreements to the joint transportation committee beginning in September 2023 and quarterly thereafter until any agreements are finalized.

(8) \$200,000 of the motor vehicle account—state appropriation is provided solely for the commission to carry out a study assessing approaches to increasing safety and compliance of high occupancy vehicle lanes, express toll lanes, tolled facilities, and construction zones, facilitated by advanced technologies.

(a) The approaches assessed must, at a minimum, focus on advanced roadside technologies that: Are able to operate independently without connection to the department of transportation's existing communication systems and utilities; have a limited physical footprint that does not use over-roadway infrastructure; and have a 95 percent or greater license plate reading accuracy.

(b) The study must review current laws, including assessing underlying policies related to prohibitions on program cost coverage coming from infraction or other revenues generated by advanced technology systems, and identify provisions needed to enable a future technology-based safety and compliance program.

(c) The commission shall submit an interim report to the transportation committees of the legislature by January 10, 2024, that, at a minimum, provides an initial assessment of the viability of deploying a system into operation. A final report of findings and recommendations must be submitted to the transportation committees of the legislature by June 30, 2024.

(9) \$75,000 of the multimodal transportation account—state appropriation is provided solely for the commission to carry out an initial assessment and scoping effort to determine the feasibility of creating a future west coast transportation network plan. This plan would serve to proactively identify and coordinate improvements and investments across the west coast states to freight rail, passenger rail, highways, and air transportation. The intent for the plan is to leverage and align west coast efforts to reduce our collective carbon footprint, improve freight and passenger mobility, and strengthen west coast resiliency. This effort must be carried out in partnership with the Oregon and California transportation commissions and the state department

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of transportations from each state, and must consider, but not be limited to:

(a) Current state activities, investments, and plans that support the establishment of clean transportation in the air, on the highways, and on rail lines moving freight and passengers;

(b) Currently identified resiliency risks along the west coast and existing strategic plans and investments that could inform a future west coast unified plan; and

(c) Incorporation of work from the statewide transportation policy plan.

NEW SECTION. Sec. 206. FOR THE FREIGHT MOBILITY STRATEGIC INVESTMENT BOARD

Multimodal Transportation Account—State	
Appropriation.....	\$400,000
Freight Mobility Investment Account—State	
Appropriation.....	\$1,591,000
TOTAL APPROPRIATION.....	\$1,991,000

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

(1) Within appropriated funds, the freight mobility strategic investment board may opt in as provided under RCW 70A.02.030 to assume all of the substantive and procedural requirements of covered agencies under chapter 70A.02 RCW. The board shall include in its 2023 and 2024 annual reports to the legislature a progress report on opting into the healthy environment for all act and a status report on diversity, equity, and inclusion within the board's jurisdiction.

(2) The board shall on an annual basis provide a status update on project delivery, including information on project timeline, cost, and budgeted cash flow over time to the office of financial management and the transportation committees of the legislature on the delivery of the freight mobility strategic investment projects on LEAP Transportation Document 2023-2 ALL PROJECTS, as developed on April 21, 2023.

(3) \$731,000 of the freight mobility investment account—state appropriation is provided solely for the implementation of chapter . . . (Substitute House Bill No. 1084), Laws of 2023 (freight mobility priorities). If chapter . . . (Substitute House Bill No. 1084), Laws of 2023 is not enacted by June 30, 2023, the amount provided in this subsection lapses.

(4) \$400,000 of the multimodal transportation account—state appropriation is provided solely for the board, in consultation with the department of transportation, to develop an implementation plan for specific truck parking solutions. It is the intent of the legislature for the board to identify specific sites to increase truck parking capacity in the near term, as well as to recommend other steps that can be taken in the 2024 and 2025 legislative sessions to increase truck parking capacity. The board must provide a status report that includes funding recommendations for the 2024 legislative session to the transportation committees of the legislature by December 1, 2023, and a final report that includes detailed findings on additional specific sites and specific actions recommended to expand truck parking capacity in the near term to the transportation committees of the legislature by December 1, 2024.

NEW SECTION. Sec. 207. FOR THE WASHINGTON STATE PATROL

Alaskan Way Viaduct Replacement Project Account—	
State Appropriation.....	\$43,000
State Patrol Highway Account—State	
Appropriation.....	\$610,711,000
State Patrol Highway Account—Federal	
Appropriation.....	\$20,340,000
State Patrol Highway Account—Private/Local	
Appropriation.....	\$4,594,000

Highway Safety Account—State Appropriation .	\$1,447,000
Ignition Interlock Device Revolving Account—State	
Appropriation	\$1,959,000
Multimodal Transportation Account—State	
Appropriation	\$316,000
State Route Number 520 Corridor Account—State	
Appropriation	\$89,000
Tacoma Narrows Toll Bridge Account—State	
Appropriation	\$275,000
I-405 and SR 167 Express Toll Lanes Account—State	
Appropriation	\$2,895,000
TOTAL APPROPRIATION	\$642,669,000

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

(1) \$580,000 of the state patrol highway account—state appropriation is provided solely for the operation of and administrative support to the license investigation unit to enforce vehicle registration laws in southwestern Washington. The Washington state patrol, in consultation with the department of revenue, shall maintain a running estimate of the additional vehicle registration fees, sales and use taxes, and local vehicle fees remitted to the state pursuant to activity conducted by the license investigation unit. Beginning October 1, 2023, and semiannually thereafter, the Washington state patrol shall submit a report detailing the additional revenue amounts generated since July 1, 2023, to the director of the office of financial management and the transportation committees of the legislature. At the end of the fiscal quarter in which it is estimated that more than \$625,000 in state sales and use taxes have been remitted to the state since July 1, 2023, the Washington state patrol shall notify the state treasurer and the state treasurer shall transfer funds pursuant to section 406 of this act.

(2) Washington state patrol officers engaged in off-duty uniformed employment providing traffic control services to the department of transportation or other state agencies may use state patrol vehicles for the purpose of that employment, subject to guidelines adopted by the chief of the Washington state patrol. The Washington state patrol must be reimbursed for the use of the vehicle at the prevailing state employee rate for mileage and hours of usage, subject to guidelines developed by the chief of the Washington state patrol.

(3)(a) By December 1st of each year during the 2023-2025 fiscal biennium, the Washington state patrol must report to the transportation committees of the legislature on the status of recruitment and retention activities as follows:

- (i) A summary of recruitment and retention strategies;
- (ii) The number of transportation funded staff vacancies by major category;
- (iii) The number of applicants for each of the positions by these categories;
- (iv) The composition of workforce;
- (v) Other relevant outcome measures with comparative information with recent comparable months in prior years; and

(vi) Activities related to the implementation of the agency's workforce diversity plan, including short-term and long-term, specific comprehensive outreach, and recruitment strategies to increase populations underrepresented within both commissioned and noncommissioned employee groups.

(b) During the 2023-2025 fiscal biennium, the office of financial management, with assistance of the Washington state patrol, must conduct two surveys regarding the competitiveness with law enforcement agencies within the boundaries of the state of Washington pursuant to RCW 43.43.380, with the first survey being informational regarding the change since the last survey was conducted and the second survey used as part of the collective

bargaining process. Prior to the 2024 legislative session, the office of financial management, with assistance of the Washington state patrol, must also provide comparison information regarding recruitment bonus amounts currently being offered by local law enforcement agencies in the state.

(4)(a) \$6,575,000 of the state patrol highway account—state appropriation is provided solely for the land mobile radio system replacement, upgrade, and other related activities.

(b) Beginning January 1, 2024, the Washington state patrol must report semiannually to the office of the chief information officer on the progress related to the projects and activities associated with the land mobile radio system, including the governance structure, outcomes achieved in the prior six-month time period, and how the activities are being managed holistically as recommended by the office of the chief information officer. At the time of submittal to the office of the chief information officer, the report must be transmitted to the office of financial management and the transportation committees of the legislature.

(5) The appropriations in this section provide sufficient funding for state patrol staffing assuming vacancy savings that may change over time. Funding for staffing will be monitored and adjusted in the 2024 supplemental transportation appropriations act to restore funding as authorized staffing levels are achieved.

(6) \$2,688,000 of the state patrol highway account—state appropriation is provided solely for enhancing the state patrol's diversity, equity, and inclusion program, a community engagement program to improve relationships with historically underrepresented communities and to recruit and retain a diverse workforce, and contracting with an external psychologist to perform exams. The state patrol will work with the governor's office of equity and meet all reporting requirements and responsibilities pursuant to RCW 43.06D.060. Funds provided for the community engagement program must ensure engagement with communities throughout the state.

(7)(a) \$10,000 of the state patrol highway account—state appropriation is provided solely for the Washington state patrol to administer a pilot program that implements a yellow alert system notifying the public when a hit-and-run accident resulting in a fatality or substantial bodily harm has occurred and been reported to the state patrol or other local law enforcement entity. The Washington state patrol must post on traffic message boards or share on public communication systems any identifying information acquired including, but not limited to, a complete or partial license plate number or a description of the vehicle. Each alert must be posted or shared as such for at least 24 hours.

(b) The Washington state patrol must report the following to the transportation committees of the legislature annually until June 30, 2025:

- (i) The number of yellow alerts received;
- (ii) The number of arrests made from accidents reported on the yellow alert system;
- (iii) The number of hit-and-run accidents resulting in a fatality or substantial bodily harm statewide;
- (iv) The number of arrests made from accidents described under (b)(iii) of this subsection; and
- (v) The number of hit-and-run accidents reported statewide.

(c) The Washington state patrol must also report on the efficacy of the program and recommend in its final report if the pilot program should continue or be enacted on a permanent basis and implemented statewide, based on the results of the report.

(8)(a) \$2,608,000 of the state patrol highway account—state appropriation is provided solely for administrative costs, advertising, outreach, and bonus payments associated with developing and implementing a state trooper expedited recruitment incentive program for the purpose of recruiting and

filling vacant trooper positions in the 2023-2025 fiscal biennium. The legislature is committed to continuing the state trooper expedited recruitment incentive program until the vacancy levels are significantly reduced from current levels. The recruitment, advertising, and outreach associated with this program must continue efforts to create a more diverse workforce and must also provide an accelerated pathway for joining the state patrol for high quality individuals who have previously been employed as a general authority peace officer.

(b) The state trooper expedited recruitment incentive program established by the Washington state patrol must include:

(i) Thorough hiring procedures to ensure that only the highest quality candidates are selected as cadets and as lateral hires, including extensive review of past law enforcement employment history through extensive reference checks, Brady list identification, and any other issues that may impact the performance, credibility, and integrity of the individual.

(ii) An accelerated training program for lateral hires from other agencies that recognizes the knowledge and experience of candidates previously employed in law enforcement; and

(iii) A sign-on bonus for each trooper hired through the expedited recruitment incentive program as follows:

(A) \$5,000 for each cadet after completion of the Washington state patrol academy;

(B) \$5,000 for each successful graduating cadet after completion of a one-year probation period;

(C) \$8,000 for each lateral hire after completion of the accelerated training program for lateral hires;

(D) \$6,000 for each lateral hire after completion of a one-year probation period; and

(E) \$6,000 for each lateral hire after completion of two years of service.

(c) The expenditure on the state trooper expedited recruitment incentive program is contingent upon execution of an appropriate memorandum of understanding between the governor or the governor's designee and the exclusive bargaining representative, consistent with the terms of this section. Expenditures and eligibility for the state trooper expedited recruitment incentive program established in this section are subject to the availability of amounts appropriated for this specific purpose.

(d) For the purposes of this subsection:

(i) "Cadet" means a person employed for the express purpose of receiving the on-the-job training required for attendance at the Washington state patrol academy and for becoming a commissioned trooper.

(ii) "Lateral hire" means an eligible employee previously employed as a general authority peace officer.

(9) \$3,896,000 of the state patrol highway account—state appropriation is provided solely for implementation of chapter . . . (Engrossed Substitute Senate Bill No. 5272), Laws of 2023 (speed safety cameras). If chapter . . . (Engrossed Substitute Senate Bill No. 5272), Laws of 2023 is not enacted by June 30, 2023, the amount provided in this subsection lapses.

(10) \$500,000 of the state patrol highway account—state appropriation is provided solely for bonuses and other recruitment and retention-related compensation adjustments for communication officers and other noncommissioned staff of the Washington state patrol who are covered by a collective bargaining agreement. Funding in this subsection must first be used for targeted adjustments for communication officers. Remaining amounts may be used for compensation adjustments for other noncommissioned staff. Funding provided in this subsection is contingent upon the governor or the governor's designee reaching an appropriate memorandum of understanding with the exclusive bargaining representative. Agreements reached

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for compensation adjustments under this section may not exceed the amounts provided. If any agreement or combination of agreements exceed the amount provided in this subsection, all the agreements are subject to the requirements of RCW 41.80.010(3).

(11) \$4,732,000 of the state patrol highway account—state appropriation is provided solely for two accelerated training programs for lateral hires.

(12) \$98,000 of the state patrol highway account—state appropriation is provided solely for the implementation of chapter . . . (House Bill No. 1179), Laws of 2023 (nonconviction data). If chapter . . . (House Bill No. 1179), Laws of 2023 is not enacted by June 30, 2023, the amount provided in this subsection lapses.

(13) \$76,000 of the state patrol highway account—state appropriation is provided solely for the implementation of chapter . . . (House Bill No. 1112), Laws of 2023 (negligent driving). If chapter . . . (House Bill No. 1112), Laws of 2023 is not enacted by June 30, 2023, the amount provided in this subsection lapses.

(14) \$107,000 of the state patrol highway account—state appropriation is provided solely for the implementation of chapter . . . (Engrossed Second Substitute House Bill No. 1715), Laws of 2023 (domestic violence). If chapter . . . (Engrossed Second Substitute House Bill No. 1715), Laws of 2023 is not enacted by June 30, 2023, the amount provided in this subsection lapses.

(15) By December 1, 2024, the Washington state patrol must provide a report to the governor and appropriate committees of the legislature on the status of *McClain v. Washington State Patrol* and an update on legal expenses associated with the case.

(16) \$32,000 of the state patrol highway account—state appropriation is provided solely for the implementation of chapter . . . (Senate Bill No. 5606), Laws of 2023 (illegal racing). If chapter . . . (Senate Bill No. 5606), Laws of 2023 is not enacted by June 30, 2023, the amount provided in this subsection lapses.

NEW SECTION. Sec. 208. FOR THE DEPARTMENT OF LICENSING

Driver Licensing Technology Support Account—State Appropriation.....	\$1,743,000
Marine Fuel Tax Refund Account—State Appropriation.....	\$34,000
Motorcycle Safety Education Account—State Appropriation.....	\$5,299,000
Limited Fish and Wildlife Account—State Appropriation.....	\$765,000
Highway Safety Account—State Appropriation	\$277,256,000
Highway Safety Account—Federal Appropriation	\$2,371,000
Motor Vehicle Account—State Appropriation ..	\$98,824,000
Motor Vehicle Account—Private/Local Appropriation.....	\$1,336,000
Ignition Interlock Device Revolving Account—State Appropriation.....	\$6,401,000
Department of Licensing Services Account—State Appropriation.....	\$8,972,000
License Plate Technology Account—State Appropriation.....	\$4,204,000
Abandoned Recreational Vehicle Account—State Appropriation.....	\$3,091,000
Limousine Carriers Account—State Appropriation	\$126,000
Electric Vehicle Account—State Appropriation.....	\$443,000
DOL Technology Improvement & Data Management Account—State Appropriation	\$944,000
Agency Financial Transaction Account—State Appropriation.....	\$16,998,000
Move Ahead WA Flexible Account—State Appropriation.....	\$2,096,000
TOTAL APPROPRIATION.....	\$430,903,000

The appropriations in this section are subject to the following

conditions and limitations:

(1) \$1,100,000 of the highway safety account—state appropriation and \$1,100,000 of the move ahead WA flexible account—state appropriation are provided solely for the department to provide an interagency transfer to the department of children, youth, and families for the purpose of providing driver's license support. In addition to support services required under RCW 74.13.338(2), support services may include reimbursement of:

(a) The cost for a youth in foster care of any eligible age to complete a driver training education course, as outlined in chapter 46.82 or 28A.220 RCW;

(b) The costs incurred by foster youth in foster care for a motor vehicle insurance policy;

(c) The costs of roadside assistance, motor vehicle insurance deductibles, motor vehicle registration fees, towing services, car maintenance, comprehensive car insurance, and gas cards; and

(d) Any other costs related to obtaining a driver's license and driving legally and safely.

(2) \$150,000 of the highway safety account—state appropriation is provided solely for the department to conduct a study on the feasibility of implementing a mobile application for driver licensing. The department must submit a report of the study findings and any recommendations to the governor and the transportation committees of the legislature by December 1, 2024. The study must:

(a) Review the adoption actions in other states, including successes and lessons learned;

(b) Examine existing technical infrastructure and potential changes needed to maximize interoperability, utility, and privacy protection;

(c) Identify the technical investments and other costs associated with issuing digital drivers' licenses through a mobile application;

(d) Identify how the technology may impact and can be used by external stakeholders, such as law enforcement;

(e) Recommend any process changes required to implement the program successfully and ensure customer satisfaction; and

(f) Recommend any statutory changes required to allow for the usage of digital drivers' licenses, including recognition of interstate travelers.

(3)(a) \$350,000 of the highway safety account—state appropriation is provided solely for the department, in consultation with the Washington traffic safety commission, the department of health, the elder law section of the Washington state bar association, organizations representing older drivers, and driver rehabilitation specialists, to develop a comprehensive plan aimed at improving older driver safety. The department must submit a report on the comprehensive plan to the governor and the transportation committees of the legislature by December 1, 2024. The plan must include, but is not limited to:

(i) A comprehensive review of department policies surrounding older drivers and medically at-risk drivers, including:

(A) The medical assessment review process; and

(B) The counter assessment process in licensing service offices;

(ii) A feasibility analysis of the department establishing a medical advisory board to advise on general policy for at-risk drivers, driving privileges for individual medically at-risk drivers, and an appeals process for drivers whose privileges are revoked or restricted due to medical conditions;

(iii) A recommended assessment tool to determine a driver's potential risk to themselves or others when operating a motor vehicle so the department may make informed decisions on appropriate courses of action within the older driver program; and

(iv) Detailed information on how each component of the plan improves the safety associated with older drivers, while preserving the maximum level of older driver independence and privacy;

(b) The department may also use funds provided in this subsection to implement improvements to older driver traffic safety within existing authority.

(4) \$5,499,000 of the motor vehicle account—state appropriation is provided solely for the department to upgrade and improve its prorate and fuel tax system, and is subject to the conditions, limitations, and review requirements of section 701 of this act. In each phase of the project, the department must ensure and document the increase in business capabilities and customer service outcomes, the improvements in fuel tax collection related information designed to resolve historical discrepancies in reporting information, and how the implementation plan mitigates risks associated with the proposed timeline and results in the sustainability of systems and platforms for the future. Before initiating the implementation phase of the project, the department must report to the office of the chief information officer on how the project meets its FAST act modernization roadmap, and vendor management and resource plans.

(5) \$16,000 of the motorcycle safety education account—state appropriation, \$2,000 of the limited fish and wildlife account—state appropriation, \$947,000 of the highway safety account—state appropriation, \$308,000 of the motor vehicle account—state appropriation, \$14,000 of the ignition interlock device revolving account—state appropriation, and \$14,000 of the department of licensing services account—state appropriation are provided solely for the department to redesign and improve its online services and website, and are subject to the conditions, limitations, and review requirements in section 701 of this act.

(6) The department shall report on a quarterly basis on licensing service office operations, associated workload, and information with comparative information with recent comparable months in prior years. The report must include detailed statewide and by licensing service office information on staffing levels, average monthly wait times, the number of enhanced drivers' licenses and enhanced identicards issued and renewed, and the number of primary drivers' licenses and identicards issued and renewed. By November 1, 2024, the department must prepare a report with recommendations on the future of licensing service office operations based on the recent implementation of efficiency measures designed to reduce the time for licensing transactions and wait times, and the implementation of statutory and policy changes made during the pandemic.

(7) For the 2023-2025 fiscal biennium, the department shall charge \$1,336,000 for the administration and collection of a motor vehicle excise tax on behalf of a regional transit authority, as authorized under RCW 82.44.135. The amount in this subsection must be deducted before distributing any revenues to a regional transit authority.

(8) \$742,000 of the motor vehicle account—state appropriation is provided solely for the increased costs associated with improvements desired to resolve delays in the production of license plates, including converting all subagents to the standard ordering process as recommended in the December 2022 plate inventory report, and to provide updated annual reports detailing changes in license plate production, inventory, and other practices taken to guard against plate production delays. The reports must be submitted to the governor and the transportation committees of the legislature by December 1, 2023, and December 1, 2024.

(9) \$243,000 of the highway safety account—state appropriation is provided solely for the department to continue to

provide written materials on, place signage in licensing service offices regarding, and include into new driver training curricula, the requirements of RCW 46.61.212, the slow down and move over law.

(10) The appropriations in this section provide sufficient funding for the department of licensing assuming vacancy savings which may change over time. Funding for staffing will be monitored and adjusted in the 2024 supplemental transportation appropriations act to restore funding as authorized staffing levels are achieved.

(11) \$3,082,000 of the abandoned recreational vehicle disposal account—state appropriation is provided solely for providing reimbursements in accordance with the department's abandoned recreational vehicle disposal reimbursement program. It is the intent of the legislature that the department prioritize this funding for allowable and approved reimbursements and not to build a reserve of funds within the account. During the 2023-2025 fiscal biennium, the department must report any amounts recovered to the office of financial management and appropriate committees of the legislature on a quarterly basis.

(12) \$1,077,000 of the highway safety account—federal appropriation is provided solely for implementation of chapter . . . (Senate Bill No. 5041), Laws of 2023 (CDL drug and alcohol clearinghouse) or chapter . . . (House Bill No. 1448), Laws of 2023 (CDL drug and alcohol clearinghouse). If neither chapter . . . (Senate Bill No. 5041), Laws of 2023 or chapter . . . (House Bill No. 1448), Laws of 2023 are enacted by June 30, 2023, the amount provided in this subsection lapses.

(13) \$116,000 of the highway safety account—state appropriation is provided solely for implementation of chapter . . . (Senate Bill No. 5251), Laws of 2023 (streamlining CDL issuance) or chapter . . . (House Bill No. 1058), Laws of 2023 (streamlining CDL issuance). If neither chapter . . . (Senate Bill No. 5251), Laws of 2023 or chapter . . . (House Bill No. 1058), Laws of 2023 are enacted by June 30, 2023, the amount provided in this subsection lapses.

(14) \$845,000 of the highway safety account—state appropriation is provided solely for the implementation of chapter . . . (Substitute Senate Bill No. 5583), Laws of 2023 (improving young driver safety). If chapter . . . (Substitute Senate Bill No. 5583), Laws of 2023 is not enacted by June 30, 2023, the amount provided in this subsection lapses.

(15) \$180,000 of the motor vehicle account—state appropriation is provided solely for the implementation of chapter . . . (Substitute Senate Bill No. 5504), Laws of 2023 (open motor vehicle safety recalls). If chapter . . . (Substitute Senate Bill No. 5504), Laws of 2023 is not enacted by June 30, 2023, the amount provided in this subsection lapses.

(16) \$497,000 of the highway safety account—state appropriation is provided solely for the implementation of chapter . . . (Engrossed Second Substitute Senate Bill No. 5112), Laws of 2023 (updating processes related to voter registration). If chapter . . . (Engrossed Second Substitute Senate Bill No. 5112), Laws of 2023 is not enacted by June 30, 2023, the amount provided in this subsection lapses.

(17) \$29,000 of the motor vehicle account—state appropriation is provided solely for the implementation of chapter . . . (Senate Bill No. 5333), Laws of 2023 (the state sport special license plate). If chapter . . . (Senate Bill No. 5333), Laws of 2023 is not enacted by June 30, 2023, the amount provided in this subsection lapses.

(18) \$29,000 of the motor vehicle account—state appropriation is provided solely for implementation of chapter . . . (Senate Bill No. 5590), Laws of 2023 (Mount St. Helens special license plate) or chapter . . . (House Bill No. 1489), Laws of 2023 (Mount St.

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Helens special license plate). If neither chapter . . . (Senate Bill No. 5590), Laws of 2023 or chapter . . . (House Bill No. 1489), Laws of 2023 are enacted by June 30, 2023, the amount provided in this subsection lapses.

(19) \$29,000 of the motor vehicle account—state appropriation is provided solely for implementation of chapter . . . (Substitute Senate Bill No. 5738) (LeMay special license plate) or chapter . . . (Substitute House Bill No. 1829), Laws of 2023 (LeMay special license plate). If neither chapter . . . (Substitute Senate Bill No. 5738), Laws of 2023 or chapter . . . (Substitute House Bill No. 1829), Laws of 2023 are enacted by June 30, 2023, the amount provided in this subsection lapses.

(20) \$29,000 of the highway safety account—state appropriation is provided solely for the implementation of chapter . . . (Senate Bill No. 5347), Laws of 2023 (driver's abstract changes). If chapter . . . (Senate Bill No. 5347), Laws of 2023 is not enacted by June 30, 2023, the amount provided in this subsection lapses.

(21) \$47,000 of the highway safety account—state appropriation is provided solely for the implementation of chapter . . . (Engrossed Second Substitute Senate Bill No. 5440), Laws of 2023 (competency evaluations). If chapter . . . (Engrossed Second Substitute Senate Bill No. 5440), Laws of 2023 is not enacted by June 30, 2023, the amount provided in this subsection lapses.

(22) \$23,000 of the highway safety account—state appropriation is provided solely for the implementation of chapter . . . (Senate Bill No. 5606), Laws of 2023 (illegal racing). If chapter . . . (Senate Bill No. 5606), Laws of 2023 is not enacted by June 30, 2023, the amount provided in this subsection lapses.

(23) \$155,000 of the highway safety account—state appropriation is provided solely for the implementation of chapter . . . (Second Substitute Senate Bill No. 5128), Laws of 2023 (jury diversity). If chapter . . . (Second Substitute Senate Bill No. 5128), Laws of 2023 is not enacted by June 30, 2023, the amount provided in this subsection lapses.

(24)(a) \$36,000 of the motor vehicle account—state appropriation is provided solely for the issuance of nonemergency medical transportation vehicle decals to implement the high occupancy vehicle lane access pilot program established in section 217(2) of this act. A for hire nonemergency medical transportation vehicle is a vehicle that is a "for hire vehicle" under RCW 46.04.190 that provides nonemergency medical transportation, including for life-sustaining transportation purposes, to meet the medical transportation needs of individuals traveling to medical practices and clinics, cancer centers, dialysis facilities, hospitals, and other care providers.

(b) As part of this pilot program, the owner of a for hire nonemergency medical transportation vehicle may apply to the department, county auditor or other agent, or subagent appointed by the director, for a high occupancy vehicle exempt decal for a for hire nonemergency medical transportation vehicle. The high occupancy vehicle exempt decal allows the for hire nonemergency medical transportation vehicle to use a high occupancy vehicle lane as specified in RCW 46.61.165 and 47.52.025 during the 2023-2025 fiscal biennium.

(c) For the exemption in this subsection to apply to a for hire nonemergency medical transportation vehicle, the decal:

(i) Must be displayed on the vehicle so that it is clearly visible from outside the vehicle;

(ii) Must identify that the vehicle is exempt from the high occupancy vehicle requirements; and

(iii) Must be visible from the rear of the vehicle.

(d) The owner of a for hire nonemergency medical transportation vehicle or the owner's representative must apply for a high occupancy vehicle exempt decal on a form provided or

approved by the department. The application must include:

(i) The name and address of the person who is the owner of the vehicle;

(ii) A full description of the vehicle, including its make, model, year, and the vehicle identification number;

(iii) The purpose for which the vehicle is principally used;

(iv) An attestation signed by the vehicle's owner or the owner's representative that the vehicle's owner has a minimum of one contract or service agreement to provide for hire transportation services for medical purposes with one or more of the following entities: A health insurance company; a hospital, clinic, dialysis center, or other medical institution; a day care center, retirement home, or group home; a federal, state, or local agency or jurisdiction; or a broker who negotiates these services on behalf of one or more of these entities; and

(v) Other information as required by the department upon application.

(e) The department, county auditor or other agent, or subagent appointed by the director shall collect the fee required under (f) of this subsection when issuing or renewing a high occupancy vehicle exempt decal.

(f) The department, county auditor or other agent, or subagent must collect a \$5 fee when issuing or renewing a decal under this subsection, in addition to any other fees and taxes required by law.

(g) A high occupancy vehicle exempt decal expires June 30, 2025, and must be marked to indicate its expiration date. The decal may be renewed if the pilot program is continued past the date of a decal's expiration. The status as an exempt vehicle continues until the high occupancy vehicle exempt decal is suspended or revoked for misuse, the vehicle is no longer used as a for hire nonemergency medical transportation vehicle, or the pilot program established in section 217(2) of this act is terminated.

(h) The department may adopt rules to implement this subsection.

(25)(a) \$265,000 of the highway safety account—state appropriation is provided solely for the department to provide an interagency transfer to the Washington center for deaf and hard of hearing youth, in consultation with the department and the office of the superintendent of public instruction, to fund the cost of interpreters for driver training education for deaf and hard of hearing youth to enable them to access driver training education at the same cost as their peers, and to pilot a sustainable driver training education program to determine how best to meet the driver training education needs of deaf and hard of hearing youth in the state in the future. The pilot must include:

(i) Determination of an appropriate number of instructors and an appropriate method of certification for instructors who are fluent in American Sign Language (ASL);

(ii) Determination of how best to provide driver training education statewide to deaf and hard of hearing novice drivers;

(iii) Development of a program to offer the required curriculum under RCW 28A.220.035 to deaf and hard of hearing novice drivers; and

(iv) Capped course instruction costs for deaf and hard of hearing students at the average rate of their hearing peers.

(b) The department shall submit a report to the transportation committees of the legislature developed by the Washington center for deaf and hard of hearing youth by March 1, 2024, that provides recommendations for a permanent program to make driver education equitably accessible for deaf and hard of hearing students.

(26) \$350,000 of the highway safety account—state appropriation is provided solely for the department to improve the process for commercial driver's license (CDL) holders to submit

medical certification documents and update self-certification status to the department. The department shall:

- (a) Update license express to improve the process and make it more user friendly;
- (b) Add options for the driver to renew or replace the driver's CDL credentials as part of the medical or self-certification process;
- (c) Add a customer verification step confirming the requested changes and clearly stating how this change will impact the driver's CDL; and
- (d) Add improved messaging throughout the process.

In addition, the department shall make available on the driving record abstract a complete medical certificate downgrade history, and provide a one-time mailing to all current CDL holders explaining the process to update their medical certificate documents and self-certification.

(27) \$1,962,000 of the highway safety account—state appropriation is provided solely for the establishment of a pilot mobile licensing unit to provide licensing and identicard services. By December 1, 2024, the department must submit a report to the governor and the transportation committees of the legislature detailing the locations served, the number and type of documents issued, and other outcome measures associated with the mobile licensing unit. The report must include consideration of the facility needs of licensing service offices in the context of flexible mobile licensing services.

(28) \$2,000,000 of the highway safety account—state appropriation is provided solely for driver's license assistance and support services in King county with an existing provider that is already providing these services to low-income immigrant and refugee women. By December 1st of each year, the department must submit information on the contracted provider, including: The annual budget of the contracted provider in the preceding year; information regarding private and other governmental support for the activities of the provider; and a description of the number of people served, services delivered, and outcome measures.

(29)(a) \$150,000 of the motor vehicle account—state appropriation is provided solely for the department, in consultation with the Washington state transportation commission, to conduct a study on the feasibility of implementing and administering a per-mile fee program. The study must:

- (i) Identify the technical investment required to implement a per-mile program within existing technology platforms;
- (ii) Identify the staffing and resources needed to administer the program, including any additional resources to support the vehicle licensing offices;
- (iii) Research third-party vendor options for offering customers different mileage reporting methods or for outsourcing certain aspects of administering the program; and
- (iv) Review use cases and adoption rates in other states, including successes and lessons learned.

(b) A report of the study findings is due to the transportation committees of the legislature and the governor by December 31, 2023.

(30) \$8,000 of the motorcycle safety education account—state appropriation is provided solely for the implementation of chapter . . . (Substitute House Bill No. 1171), Laws of 2023 (motorcycle safety board). If chapter . . . (Substitute House Bill No. 1171), Laws of 2023 is not enacted by June 30, 2023, the amount provided in this subsection lapses.

(31) \$168,000 of the motor vehicle account—state appropriation is provided solely for the implementation of chapter . . . (Engrossed Substitute House Bill No. 1736), Laws of 2023 (vehicle odometer readings). If chapter . . . (Engrossed Substitute

House Bill No. 1736), Laws of 2023 is not enacted by June 30, 2023, the amount provided in this subsection lapses.

(32) \$29,000 of the motor vehicle account—state appropriation is provided solely for the implementation of chapter . . . (Engrossed Substitute House Bill No. 1853), Laws of 2023 (transportation resources). If chapter . . . (Engrossed Substitute House Bill No. 1853), Laws of 2023 is not enacted by June 30, 2023, the amount provided in this subsection lapses.

(33) \$426,000 of the highway safety account—state appropriation is provided solely for the implementation of chapter . . . (Substitute House Bill No. 1493), Laws of 2023 (impaired driving). If chapter . . . (Substitute House Bill No. 1493), Laws of 2023 is not enacted by June 30, 2023, the amount provided in this subsection lapses.

(34) \$282,000 of the highway safety account—state appropriation is provided solely for the implementation of chapter . . . (House Bill No. 1112), Laws of 2023 (negligent driving). If chapter . . . (House Bill No. 1112), Laws of 2023 is not enacted by June 30, 2023, the amount provided in this subsection lapses.

NEW SECTION. Sec. 209. FOR THE DEPARTMENT OF TRANSPORTATION—TOLL OPERATIONS AND MAINTENANCE—PROGRAM B

State Route Number 520 Corridor Account—State	
Appropriation	\$58,854,000
State Route Number 520 Civil Penalties Account—State	
Appropriation	\$4,178,000
Tacoma Narrows Toll Bridge Account—State	
Appropriation	\$30,729,000
Alaskan Way Viaduct Replacement Project Account—	
State Appropriation	\$20,701,000
Interstate 405 and State Route Number 167 Express	
Toll Lanes Account—State Appropriation	\$23,756,000
TOTAL APPROPRIATION	\$138,218,000

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

(1) \$1,300,000 of the Tacoma Narrows toll bridge account—state appropriation and \$12,484,000 of the state route number 520 corridor account—state appropriation are provided solely for the purposes of addressing unforeseen operations and maintenance costs on the Tacoma Narrows bridge and the state route number 520 bridge, respectively. The office of financial management shall place the amounts provided in this subsection, which represent a portion of the required minimum fund balance under the policy of the state treasurer, in unallotted status. The office may release the funds only when it determines that all other funds designated for operations and maintenance purposes have been exhausted.

(2) As long as the facility is tolled, the department must provide annual reports to the transportation committees of the legislature on the Interstate 405 express toll lane project performance measures listed in RCW 47.56.880(4). These reports must include:

(a) Information on the travel times and travel time reliability (at a minimum, average and 90th percentile travel times) maintained during peak and nonpeak periods in the express toll lanes and general purpose lanes for both the entire corridor and commonly made trips in the corridor including, but not limited to, northbound from Bellevue to Rose Hill, state route number 520 at NE 148th to Interstate 405 at state route number 522, Bellevue to Bothell (both NE 8th to state route number 522 and NE 8th to state route number 527), and a trip internal to the corridor (such as NE 85th to NE 160th) and similar southbound trips; and

(b) Underlying congestion measurements, that is, speeds, that are being used to generate the summary graphs provided, to be made available in a digital file format.

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(3) \$314,000 of the Interstate 405 and state route number 167 express toll lanes account—state appropriation, \$734,000 of the state route number 520 corridor account—state appropriation, \$315,000 of the Tacoma Narrows toll bridge account—state appropriation, and \$413,000 of the Alaskan Way viaduct replacement project account—state appropriation are provided solely for the reappropriation of unspent funds on the new tolling back office system from the 2021-2023 fiscal biennium.

(4) The department shall make detailed annual reports to the transportation committees of the legislature and the public on the department's website in a manner consistent with past practices as specified in section 209(5), chapter 186, Laws of 2022.

(5) As part of the department's 2025-2027 biennial budget request, the department shall update the cost allocation recommendations that assign appropriate costs to each of the toll funds for services provided by relevant Washington state department of transportation programs, the Washington state patrol, and the transportation commission. The recommendations shall be based on updated traffic and toll transaction patterns and other relevant factors.

(6) Up to \$16,460,000 of the amounts provided for operations and maintenance expenses on the state route number 520 facility from the state route number 520 corridor account during the 2023-2025 fiscal biennium in this act are derived from the receipt of federal American rescue plan act of 2021 funds and not toll revenues.

NEW SECTION. Sec. 210. FOR THE DEPARTMENT OF TRANSPORTATION—INFORMATION TECHNOLOGY—PROGRAM C

Transportation Partnership Account—State	
Appropriation.....	\$1,494,000
Motor Vehicle Account—State Appropriation	\$122,240,000
Puget Sound Ferry Operations Account—State	
Appropriation.....	\$307,000
Multimodal Transportation Account—State	
Appropriation.....	\$2,986,000
Transportation 2003 Account (Nickel Account)—State	
Appropriation.....	\$1,488,000
TOTAL APPROPRIATION.....	\$128,515,000

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

(1) \$2,006,000 of the motor vehicle account—state appropriation is provided solely for hardware cost increases. Before any hardware replacement, the department, in consultation with WaTech, must further review leasing options.

(2) The appropriations in this section provide sufficient funding for the department assuming vacancy savings that may change over time. Funding for staffing will be monitored and adjusted in the 2024 supplemental transportation appropriations act to restore funding as authorized staffing levels are achieved.

NEW SECTION. Sec. 211. FOR THE DEPARTMENT OF TRANSPORTATION—FACILITY MAINTENANCE, OPERATIONS, AND CONSTRUCTION—PROGRAM D—OPERATING

Motor Vehicle Account—State Appropriation ..	\$39,987,000
Move Ahead WA Account—State Appropriation	\$2,532,000
State Route Number 520 Corridor Account—State	
Appropriation.....	\$34,000
TOTAL APPROPRIATION.....	\$42,553,000

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

(1) The appropriations in this section provide sufficient funding for the department assuming vacancy savings which may change over time. Funding for staffing will be monitored and adjusted in the 2024 supplemental transportation appropriations act to restore

funding as authorized staffing levels are achieved.

(2)(a)(i) \$500,000 of the move ahead WA account—state appropriation is provided solely for the department to conduct a detailed space study and develop an implementation plan that builds off the findings and recommendations of the department's "Telework Impact Study" completed in September 2022. Such efforts must also incorporate office space use reduction requirements for the department in this act as well as current and planned telework levels. The detailed space study and development of the implementation plan must be conducted in consultation with the office of financial management and the department of enterprise services, and must focus on office and administrative space efficiency, providing specific recommendations, cost estimates, and cost savings. While focused on office and administrative space, the department is encouraged to review other types of facilities where efficiencies can be achieved. The final study report must include:

(A) The development of low, medium, and high scenarios based on reducing space use, with the high space reduction scenario being based on a minimum of a 30 percent reduction by 2030;

(B) Detailed information on any increased capital and other implementation costs under each scenario;

(C) Detailed information on reduced costs, such as leases, facility maintenance, and utilities, under each scenario;

(D) An analysis of opportunities to collocate with other state, local, and other public agencies to reduce costs and improve cost-efficiency while meeting utilization standards; and

(E) An assessment of the commercial value and return to the state transportation funds associated with the sale of the property from consolidation and other space efficiency measures.

(ii) The department must submit the implementation plan and final report from the detailed space study to the office of financial management and the transportation committees of the legislature by October 1, 2024.

(b)(i) Conducting the detailed space study under (a) of this subsection must not prevent or delay the department from meeting other space use and related requirements, or where warranted by current information or opportunities.

(ii) In addition to the reporting requirement under (a) of this subsection, the department must provide information to the office of financial management in its comparative analysis of office space, leases, and relocation costs required by the omnibus operating appropriations act.

NEW SECTION. Sec. 212. FOR THE DEPARTMENT OF TRANSPORTATION—TRANSPORTATION EQUIPMENT FUND—PROGRAM E

Move Ahead WA Account—State Appropriation	\$20,000,000
Multimodal Transportation Account—State	
Appropriation	\$433,000
TOTAL APPROPRIATION	\$20,433,000

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

(1) The entire move ahead WA account—state appropriation is provided solely for the department's costs related to replacing obsolete transportation equipment and replacing fuel sites. Beginning December 1, 2024, and annually thereafter, the department must provide a report to the office of financial management and the transportation committees of the legislature detailing the current progress on replacing obsolete equipment, progress towards reaching a level purchasing state, and the status of a fuel site replacement prioritization plan. The report must also include:

(a) A list of department owned and managed fuel sites prioritized by urgency of replacement;

(b) A discussion of department practices that would create a sustained revenue source for capital repair and replacement of fuel sites; and

(c) A discussion of to what extent the fuel site infrastructure can support zero emissions vehicles.

(2)(a) \$100,000 of the multimodal transportation account—state appropriation is provided solely for the department to administer a pilot program to install and test intelligent speed monitoring technology in a portion of the department's fleet of vehicles while using global positioning system technology and other mapping tools to monitor vehicle location and corresponding speed limits on traveled roadways.

(b) The pilot program must begin by January 1, 2024, for a 12-month period. By June 30, 2025, the department must report to the transportation committees of the legislature the results of the pilot program and provide any legislative or policy recommendations.

NEW SECTION. Sec. 213. FOR THE DEPARTMENT OF TRANSPORTATION—AVIATION—PROGRAM F

Aeronautics Account—State Appropriation	\$13,979,000
Aeronautics Account—Federal Appropriation	\$3,650,000
Aeronautics Account—Private/Local Appropriation	\$60,000
TOTAL APPROPRIATION.....	\$17,689,000

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

(1) \$2,000,000 of the aeronautics account—state appropriation is provided solely for the move ahead WA aviation grants. The department shall prioritize projects eligible for federal funding.

(2) \$1,476,000 of the aeronautics account—state appropriation is provided solely for sustainable aviation grants recommended by the department under the sustainable aviation grants program. The department shall submit a report to the transportation committees of the legislature by October 1, 2024, identifying a selection of sustainable aviation projects for funding by the legislature. In considering projects to recommend to fund, the department shall only consider projects that advance the state of sustainable aviation technology and lead to future innovation. Innovative sustainable aviation projects may include, but are not limited to, pilot projects demonstrating the use of:

- (a) Mobile battery charging technology;
- (b) Hydrogen electrolyzers and storage;
- (c) Electric ground equipment; and
- (d) Hanger charging technology.

(3) \$300,000 of the aeronautics account—state appropriation is provided solely for the department to develop a statewide advanced air mobility aircraft plan to develop and integrate advanced air mobility aircraft into current modal systems. The department shall submit a report by June 1, 2025, to the office of financial management and the transportation committees of the legislature including, but not limited to:

(a) Near, medium, and long-term recommendations for land use planning for advanced and urban air mobility vertiports and vertistops;

(b) An inventory of infrastructure needs to support a statewide vertiport network and a recommended program to deploy funds to local governments to share costs;

(c) Proposed state governance structures and regulatory mechanisms to adequately complement federal aviation administration oversight;

(d) Recommended policies to foster vertiport and vertistop infrastructure development that ensure open public access, efficiency in land use siting, and equitable distribution across the state; and

(e) In consultation with local jurisdictions, planning organizations, and other modal managers, recommendations on

advanced air mobility aircraft integration into statewide transportation plans.

(4) \$1,931,000 of the aeronautics account—state appropriation is provided solely for the implementation of chapter . . . (Engrossed Substitute House Bill No. 1791), Laws of 2023 (commercial aviation services). If chapter . . . (Engrossed Substitute House Bill No. 1791), Laws of 2023 is not enacted by June 30, 2023, the amount in this subsection lapses.

(5) \$100,000 of the aeronautics account—state appropriation is provided solely for the department, and where appropriate in conjunction with the state commercial aviation work group, to evaluate various operational and technological enhancements addressing the environmental impacts from commercial aviation activities. The enhancements may include, but are not limited to: (a) Climate-friendly routing of aircraft; (b) innovations addressing the climate change effects of noncarbon dioxide emissions from aviation activities; (c) simulation models applied to congested airports; and (d) online tools to track, analyze, and improve carbon footprints related to aviation activities. A report of findings is due to the governor and the transportation committees of the legislature by June 30, 2025.

NEW SECTION. Sec. 214. FOR THE DEPARTMENT OF TRANSPORTATION—PROGRAM DELIVERY MANAGEMENT AND SUPPORT—PROGRAM H

Motor Vehicle Account—State Appropriation..	\$64,470,000
Motor Vehicle Account—Federal Appropriation...	\$500,000
Multimodal Transportation Account—State	
Appropriation	\$851,000
Move Ahead WA Flexible Account—State	
Appropriation	\$572,000
TOTAL APPROPRIATION	\$66,393,000

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

(1) During the 2023-2025 fiscal biennium, if the department takes possession of the property situated in the city of Edmonds for which a purchase agreement was executed between Unocal and the department in 2005 (Tax Parcel Number 262703-2-003-0009), and if the department confirms that the property is still no longer needed for transportation purposes, the department shall provide the city of Edmonds with the first right of purchase at fair market value in accordance with RCW 47.12.063(3) for the city's intended use of the property to rehabilitate near-shore habitat for salmon and related species.

(2) \$469,000 of the motor vehicle account—state appropriation is reappropriated and provided solely for the implementation of chapter 217, Laws of 2021 (noxious weeds).

(3) The department shall determine the fair market value of the northern parcel of site 14 on the Puget Sound Gateway Program SR 509 Completion Project Surplus Property list, located immediately south of S. 216th Street and adjacent to the Barnes Creek Nature Trail in Des Moines, to be submitted to the transportation committees of the legislature by December 15, 2023, for an evaluation of possible next steps for use of the property that is in the public interest.

(4) The appropriations in this section provide sufficient funding for the department assuming vacancy savings that may change over time. Funding for staffing will be monitored and adjusted in the 2024 supplemental transportation appropriations act to restore funding as authorized staffing levels are achieved.

(5)(a) \$572,000 of the move ahead WA flexible account—state appropriation is provided solely to track and maximize clean fuels credits and revenue generated by state agencies pursuant to chapter 70A.535 RCW.

(b) The LEAP Transportation Document 2023-2 ALL PROJECTS as developed April 21, 2023, anticipates fulfillment

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of the requirements under chapter 70A.535 RCW of generating credits and revenue for transportation investments funded in an omnibus transportation appropriations act, including the move ahead WA transportation package. The omnibus transportation appropriations act anticipates credits for ferry electrification for new hybrid electric vessels, active transportation, transit programs and projects, alternative fuel infrastructure, connecting communities, and multimodal investments.

(c) Pursuant to the reporting requirements of RCW 70A.535.050(5), the department must present a detailed projection of the credit revenues generated and achieved directly as a result of the funding and activities in this subsection.

(6) \$93,000 of the multimodal transportation account—state appropriation is provided solely for the implementation of chapter . . . (Engrossed Second Substitute House Bill No. 1170), Laws of 2023 (climate resilience strategy). If chapter . . . (Engrossed Second Substitute House Bill No. 1170), Laws of 2023 is not enacted by June 30, 2023, the amount provided in this subsection lapses.

(7) \$1,600,000 of the motor vehicle account—state appropriation is provided solely for real estate services activities. The legislature finds that the section of public roadway owned by the department that is located south of state route number 532 and west of Interstate 5 in the vicinity of the intersection of state route number 532 and 19th Avenue NW is no longer necessary for the state highway system. Therefore, pursuant to RCW 36.75.090, the department shall certify that the roadway is no longer needed by the state and convey the roadway to the county for continued use as a public highway for motor vehicle use. In consideration of the value of maintenance services provided by the county on the roadway during the time of department ownership, the department shall also convey to the county any access rights owned by the department limiting access to state route number 532 from 19th Avenue NW.

NEW SECTION. Sec. 215. FOR THE DEPARTMENT OF TRANSPORTATION—PUBLIC-PRIVATE PARTNERSHIPS—PROGRAM K

Motor Vehicle Account—State Appropriation	\$694,000
Electric Vehicle Account—State Appropriation..	\$4,746,000
Multimodal Transportation Account—State	
Appropriation.....	\$4,400,000
Multimodal Transportation Account—Federal	
Appropriation.....	\$25,000,000
Carbon Emissions Reduction Account—State	
Appropriation.....	\$164,600,000
TOTAL APPROPRIATION.....	\$199,440,000

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

(1) \$3,746,000 of the electric vehicle account—state appropriation and \$30,000,000 of the carbon reduction emissions account—state appropriation are provided solely for the clean alternative fuel vehicle charging and refueling infrastructure program in chapter 287, Laws of 2019 (advancing green transportation adoption).

(2) \$1,000,000 of the electric vehicle account—state appropriation and \$500,000 of the multimodal transportation account—state appropriation are provided solely for a colocated DC fast charging and hydrogen fueling station near the Wenatchee or East Wenatchee area near a state route or near or on a publicly owned facility to service passenger, light-duty and heavy-duty vehicles. The hydrogen fueling station must include a DC fast charging station colocated at the hydrogen fueling station site. Funds may be used for one or more fuel cell electric vehicles that would utilize the fueling stations. The department must contract with a public utility district that produces hydrogen in the

area to own and/or manage and provide technical assistance for the design, planning, permitting, construction, maintenance and operation of the hydrogen fueling station. The department and public utility district are encouraged to collaborate with and seek contributions from additional public and private partners for the fueling station.

(3) The appropriations in this section provide sufficient funding for the department assuming vacancy savings that may change over time. Funding for staffing will be monitored and adjusted in the 2024 supplemental transportation appropriations act to restore funding as authorized staffing levels are achieved.

(4) The legislature recognizes that for the state to meet long-term zero emissions goals requires consumers have options when investing in different vehicle technologies, including battery electric vehicles and fuel cell electric vehicles. Therefore, it is the intent of the legislature to appropriate multimodal transportation account funds not to exceed \$30,000,000 over the next three biennia as a state match for secured federal funds to finance hydrogen fueling stations in disadvantaged and overburdened communities for both passenger and light-truck vehicles and medium to heavy-duty vehicles. The department, in consultation with the interagency electric vehicle coordinating council, must pursue any federal funding available through the charging and fueling infrastructure discretionary grant program and any other sources under the federal infrastructure investment and jobs act (P.L. 117-58).

(5) The public-private partnerships program must continue to explore retail partnerships at state-owned park and ride facilities, as authorized in RCW 47.04.295.

(6) \$1,200,000 of the multimodal transportation account—state appropriation and \$2,000,000 of the carbon reduction emissions account—state appropriation are provided solely for the pilot program established under chapter 287, Laws of 2019 (advancing green transportation adoption) to provide clean alternative fuel vehicle use opportunities to underserved communities and low to moderate income members of the workforce not readily served by transit or located in transportation corridors with emissions that exceed federal or state emissions standards. Consistent with the geographical diversity element described in RCW 47.04.355(4), the legislature strongly encourages the department to consider implementing the pilot in both urban and rural communities if possible, to obtain valuable information on the needs of underserved communities located in different geographical locations in Washington.

(7) \$120,000,000 of the carbon emissions reduction account—state appropriation is provided solely for implementation of zero-emission commercial vehicle infrastructure and incentive programs and for the replacement of school buses powered by fossil fuels with zero-emission school buses, including the purchase and installation of zero-emission school bus refueling infrastructure.

(a) Of this amount, \$20,000,000 is for the department to administer an early action grant program to provide expedited funding to zero-emission commercial vehicle infrastructure demonstration projects. The department must contract with a third-party administrator to implement the early action grant program.

(b) The office of financial management shall place the remaining \$100,000,000 in unallotted status until the joint transportation committee completes the medium and heavy duty vehicle infrastructure and incentive strategy required under section 204 of this act. The director of the office of financial management or the director's designee shall consult with the chairs and ranking members of the transportation committees of the legislature prior to making a decision to allot these funds.

(8) \$3,000,000 of the carbon emissions reduction account—state appropriation is provided solely for hydrogen refueling infrastructure investments. The office of financial management shall place the amounts provided in this subsection in unallotted status until the joint transportation committee completes the medium and heavy duty vehicle infrastructure and incentive strategy required under section 204 of this act. The director of the office of financial management or the director's designee shall consult with the chairs and ranking members of the transportation committees of the legislature prior to making a decision to allot these funds.

(9) \$2,100,000 of the carbon emissions reduction account—state appropriation is provided solely to fund electric vehicle charging infrastructure for the electric charging megasite project at Mount Vernon library commons.

(10) \$2,500,000 of the carbon emissions reduction account—state appropriation is provided solely for zero emission cargo handling equipment incentives. The office of financial management shall place the amounts provided in this subsection in unallotted status until the joint transportation committee completes the medium and heavy duty vehicle and cargo handling and off-road equipment infrastructure and incentive strategy required under section 204 of this act. The director of the office of financial management or the director's designee shall consult with the chairs and ranking members of the transportation committees of the legislature prior to making a decision to allot these funds.

(11) \$5,000,000 of the carbon emissions reduction account—state appropriation is provided solely for clean off-road equipment incentives. The office of financial management shall place the amounts provided in this subsection in unallotted status until the joint transportation committee completes the medium and heavy duty vehicle and cargo handling and off-road equipment infrastructure and incentive strategy required under section 204 of this act. The director of the office of financial management or the director's designee shall consult with the chairs and ranking members of the transportation committees of the legislature prior to making a decision to allot these funds.

(12) \$2,500,000 of the multimodal transportation account—state appropriation is provided solely for the department to coordinate with cities, counties, ports, and private entities to develop actionable recommendations for state assistance in the development of specific candidate truck parking sites to be developed with amenities, identified by location. The department shall identify private land parcels for potential development of sites, which may include, but should not be limited to, a feasibility analysis of sites adjacent to Interstate 90 near North Bend for a 400 to 600 space truck parking site. The public benefit of each potential truck parking site must be included in this assessment. The department shall consider opportunities for the state to provide assistance in the development of truck parking sites, including possible opportunities to provide assistance in land acquisition and evaluating land use requirements. The department must update the transportation committees of the legislature on agency activities and their status by December 1, 2023, and to provide a final report to the transportation committees of the legislature by December 1, 2024.

NEW SECTION. Sec. 216. FOR THE DEPARTMENT OF TRANSPORTATION—HIGHWAY MAINTENANCE—PROGRAM M

Motor Vehicle Account—State Appropriation	\$535,033,000
Motor Vehicle Account—Federal Appropriation	\$7,000,000
Move Ahead WA Account—State Appropriation	\$50,000,000
State Route Number 520 Corridor Account—State Appropriation	\$4,838,000

Tacoma Narrows Toll Bridge Account—State Appropriation	\$1,585,000
Alaskan Way Viaduct Replacement Project Account—State Appropriation	\$8,752,000
Interstate 405 and State Route Number 167 Express Toll Lanes Account—State Appropriation	\$2,624,000
TOTAL APPROPRIATION	\$609,832,000

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

(1) \$5,000,000 of the motor vehicle account—state appropriation is provided solely for a contingency pool for snow and ice removal. The department must notify the office of financial management and the transportation committees of the legislature when they have spent the base budget for snow and ice removal and will begin using the contingency pool funding.

(2)(a) \$115,000 of the state route number 520 corridor account—state appropriation is provided solely for the department to enter into a dispute resolution process with local jurisdictions to produce interagency agreements to address the ongoing facility and landscape maintenance of the three state route number 520 eastside lids and surrounding areas at the Evergreen Point Road, 84th Avenue NE, and 92nd Avenue NE.

(b) The agreements pursuant to (a) of this subsection must be executed by June 30, 2024.

(3) The appropriations in this section provide sufficient funding for the department assuming vacancy savings that may change over time. Funding for staffing will be monitored and adjusted in the 2024 supplemental transportation appropriations act to restore funding as authorized staffing levels are achieved.

(4)(a) \$7,000,000 of the motor vehicle account—state appropriation is provided solely for the department to address the risks to safety and public health associated with homeless encampments on department owned rights-of-way. The department must coordinate and work with local government officials and social service organizations who provide services and direct people to housing alternatives that are not in highway rights-of-way to help prevent future encampments from forming on highway rights-of-way and may reimburse the organizations doing this outreach assistance who transition people into treatment or housing or for debris clean up on highway rights-of-way. A minimum of \$2,000,000 of this appropriation must be used to deliver more frequent removal of litter on the highway rights-of-way that is generated by unsheltered people and may be used to hire crews specializing in collecting and disposing of garbage, clearing debris or hazardous material, and implementing safety improvements where hazards exist to the traveling public and department employees. The department may use these funds to either reimburse local law enforcement costs or the Washington state patrol if they are providing enhanced safety to department staff during debris cleanup or during efforts to prevent future encampments from forming on highway rights-of-way.

(b) Beginning November 1, 2023, and semiannually thereafter, the Washington state patrol and the department of transportation must jointly submit a report to the governor and the transportation committees of the legislature on the status of these efforts, including:

(i) A summary of the activities related to addressing encampments, including information on arrangements with local governments or other entities related to these activities;

(ii) A description of the planned activities in the ensuing two quarters to further address the emergency hazards and risks along state highway rights-of-way; and

(iii) Recommendations for executive branch or legislative action to achieve the desired outcome of reduced emergency hazards and risks along state highway rights-of-way.

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(5) \$1,000,000 of the motor vehicle account—state appropriation is provided solely for a partnership program between the department and the city of Spokane, to be administered in conjunction with subsection (4) of this section. The program must address the safety and public health problems created by homeless encampments on the department's property along state highways within the city limits. \$555,000 of the motor vehicle account—state appropriation is for dedicated department maintenance staff and associated clean-up costs. The department and the city of Spokane shall enter into a reimbursable agreement to cover up to \$445,000 of the city's expenses for clean-up crews and landfill costs.

(6) \$1,025,000 of the motor vehicle account—state appropriation is provided solely for the department to implement safety improvements and debris clean up on department-owned rights-of-way in the city of Seattle at levels above that being implemented as of January 1, 2019, to be administered in conjunction with subsection (4) of this section. The department must maintain a crew dedicated solely to collecting and disposing of garbage, clearing debris or hazardous material, and implementing safety improvements where hazards exist to the traveling public, department employees, or people encamped upon department-owned rights-of-way. The department may request assistance from the Washington state patrol as necessary in order for both agencies to provide enhanced safety-related activities regarding the emergency hazards along state highway rights-of-way in the Seattle area.

(7) \$1,015,000 of the motor vehicle account—state appropriation is provided solely for a partnership program between the department and the city of Tacoma, to be administered in conjunction with subsection (4) of this section. The program must address the safety and public health problems created by homeless encampments on the department's property along state highways within the city limits. \$570,000 of the motor vehicle account—state appropriation is for dedicated department maintenance staff and associated clean-up costs. The department and the city of Tacoma shall enter into a reimbursable agreement to cover up to \$445,000 of the city's expenses for clean-up crews and landfill costs.

(8) \$1,500,000 of the motor vehicle account—state appropriation is provided solely for the department to contract with the city of Fife to address the risks to safety and public health associated with homeless encampments on department-owned rights-of-way along the SR 167/SR 509 Puget Sound Gateway project corridor in and adjacent to the city limits pursuant to section 216(10), chapter 186, Laws of 2022. However, the amount provided in this subsection must be placed in unallotted status and may not be spent prior to November 1, 2023. If, after November 1, 2023, the department, in consultation with the office of financial management, determines that the department fully spent the \$2,000,000 appropriated in section 216(10), chapter 186, Laws of 2022, within the 2021-2023 fiscal biennium for this purpose, the amount provided in this subsection must remain in unallotted status and unspent. If the department did not fully spend the \$2,000,000 within the 2021-2023 fiscal biennium, the department may only spend from the appropriation in this subsection an amount not in excess of the amount unspent from the \$2,000,000 within the 2021-2023 fiscal biennium, with any remaining amount to remain in unallotted status and unspent. In no event may the department spend more than \$2,000,000 within the 2021-2023 and 2023-2025 fiscal biennia for this purpose.

NEW SECTION. Sec. 217. FOR THE DEPARTMENT OF TRANSPORTATION—TRANSPORTATION OPERATIONS—PROGRAM Q—OPERATING

Highway Safety Fund—State Appropriation\$3,529,000

Motor Vehicle Account—State Appropriation..	\$85,466,000
Motor Vehicle Account—Federal Appropriation	\$2,050,000
Motor Vehicle Account—Private/Local Appropriation	\$294,000
.....
Move Ahead WA Account—State Appropriation	\$3,090,000
Multimodal Transportation Account—State	
Appropriation	\$5,000,000
State Route Number 520 Corridor Account—State	
Appropriation	\$247,000
Tacoma Narrows Toll Bridge Account—State	
Appropriation	\$44,000
Alaskan Way Viaduct Replacement Project Account—	
State Appropriation	\$1,122,000
Interstate 405 and State Route Number 167 Express	
Toll Lanes Account—State Appropriation	\$37,000
TOTAL APPROPRIATION	\$100,879,000

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

(1) \$6,000,000 of the motor vehicle account—state appropriation is provided solely for low-cost enhancements. The department shall give priority to low-cost enhancement projects that improve safety or provide congestion relief. By December 15th of each odd-numbered year, the department shall provide a report to the legislature listing all low-cost enhancement projects completed in the prior fiscal biennium.

(2)(a) During the 2023-2025 fiscal biennium, the department shall continue a pilot program that expands private transportation providers' access to high occupancy vehicle lanes. Under the pilot program, when the department reserves a portion of a highway based on the number of passengers in a vehicle, the following vehicles must be authorized to use the reserved portion of the highway if the vehicle has the capacity to carry eight or more passengers, regardless of the number of passengers in the vehicle: (i) Auto transportation company vehicles regulated under chapter 81.68 RCW; (ii) passenger charter carrier vehicles regulated under chapter 81.70 RCW, except marked or unmarked stretch limousines and stretch sport utility vehicles as defined under department of licensing rules; (iii) private nonprofit transportation provider vehicles regulated under chapter 81.66 RCW; and (iv) private employer transportation service vehicles. For purposes of this subsection, "private employer transportation service" means regularly scheduled, fixed-route transportation service that is offered by an employer for the benefit of its employees. Nothing in this subsection is intended to authorize the conversion of public infrastructure to private, for-profit purposes or to otherwise create an entitlement or other claim by private users to public infrastructure.

(b) The department shall expand the high occupancy vehicle lane access pilot program to vehicles that deliver or collect blood, tissue, or blood components for a blood-collecting or distributing establishment regulated under chapter 70.335 RCW. Under the pilot program, when the department reserves a portion of a highway based on the number of passengers in a vehicle, blood-collecting or distributing establishment vehicles that are clearly and identifiably marked as such on all sides of the vehicle are considered emergency vehicles and must be authorized to use the reserved portion of the highway.

(c) The department shall expand the high occupancy vehicle lane access pilot program to for hire nonemergency medical transportation vehicles, when in use for medical purposes, as described in section 208(24) of this act. Under the pilot program, when the department reserves a portion of a highway based on the number of passengers in a vehicle, nonemergency medical transportation vehicles that meet the requirements identified in section 208(24) of this act must be authorized to use the reserved

portion of the highway.

(d) Nothing in this subsection is intended to exempt these vehicles from paying tolls when they do not meet the occupancy requirements established by the department for express toll lanes.

(3) The appropriations in this section assume implementation of additional cost recovery mechanisms to recoup at least \$100,000 in credit card and other financial transaction costs related to the collection of fees imposed under RCW 46.17.400, 46.44.090, and 46.44.0941 for driver and vehicle fee transactions beginning January 1, 2023. The department may recover transaction fees incurred through credit card transactions.

(4) The department shall promote safety messages encouraging drivers to slow down and move over and pay attention when emergency lights are flashing on the side of the road and other suitable safety messages on electronic message boards the department operates across the state. The messages must be promoted through June 30, 2025. The department may coordinate such messaging with any statewide public awareness campaigns being developed by the department of licensing or the Washington state traffic safety commission, or both.

(5) \$5,000,000 of the multimodal transportation account—state appropriation is provided solely for the department to address emergent issues related to safety for pedestrians and bicyclists. Funds may only be spent after approval from the office of financial management. By December 15th of each odd-numbered year, the department shall provide a report to the legislature listing all emergent issues addressed in the prior fiscal biennium.

(6) The appropriations in this section provide sufficient funding for the department assuming vacancy savings that may change over time. Funding for staffing will be monitored and adjusted in the 2024 supplemental transportation appropriations act to restore funding as authorized staffing levels are achieved.

(7) \$3,529,000 of the highway safety account—state appropriation is provided solely for implementation of chapter . . . (Engrossed Substitute Senate Bill No. 5272), Laws of 2023 (speed safety cameras). If chapter . . . (Engrossed Substitute Senate Bill No. 5272), Laws of 2023 is not enacted by June 30, 2023, the amount provided in this subsection lapses.

(8) \$1,279,000 of the move ahead WA account—state appropriation is provided solely for maintenance and operations of the virtual coordination center. The department is encouraged to apply for federal grant funds for the virtual coordination center and may use state funds as a match. By December 1, 2023, the department shall report to the transportation committees of the legislature: (a) Recommendations to expand the center's operations, including specific additional jurisdictions and corridors across the state; and (b) amounts received and dates of receipt of any new cash and in-kind matches from virtual coordination center partners including, but not limited to, the city of Seattle, King county, other state and local jurisdictions, and private sector partners.

(9) \$100,000 of the motor vehicle account—state appropriation is provided solely for the department to prepare and submit a report to the transportation committees of the legislature by December 1, 2024, with a prioritized list of recommendations for improving safety and mobility on Interstate 90 between North Bend and Cle Elum during winter weather events, including estimated costs. The recommendations must include, but are not limited to, options to improve compliance with traction tire and chain requirements and reduce snow-related closures.

(10)(a) The department shall establish the weigh station preclearance program in accordance with the commercial vehicle information systems and networks electronic screening truck inspection and weigh station preclearance standards authorized by the federal motor carrier safety administration. The program

must include preclearance systems providers that meet the following criteria:

(i) The preclearance system commercial mobile radio services and dedicated short-range communication devices as transponders technologies must be represented in the program.

(ii) The preclearance system must be broadly deployed across the state for interstate operability purposes on the effective date of this section.

(b) Computer software and hardware, including any infrastructure-based devices or technologies, that is necessary to implement this section and must be made available at no cost to the Washington state patrol. The preclearance system provider is responsible for all costs of operating and maintaining the computer software and hardware. The computer software and hardware must meet all of the following criteria:

(i) The computer software and hardware must meet the requirements of the federal motor carrier safety administration for core compliance with the commercial vehicle information systems and networks electronic screening truck inspection and weigh station preclearance standards.

(ii) In-vehicle equipment must be operated in compliance with applicable state law and regulations.

(iii) Preclearance messaging must be transmitted and received by the driver through electronic messaging within the cab of the commercial motor vehicle.

(iv) If required for preclearance services, real-time data from weigh-in-motion systems or any other systems shall be made available to preclearance system providers.

(c) The department, in consultation with the Washington state patrol, shall establish standards for the program in order to meet the needs of this state and conform with weigh station preclearance programs in other states, including standards regarding safety history credential status.

(11)(a) \$5,000,000 of the motor vehicle account—state appropriation is provided solely for the department, in coordination with the independent review team of the joint transportation committee, to conduct an analysis of highway, road, and freight rail transportation needs, options, and impacts from shifting the movement of freight and goods that currently move by barge through the lower Snake river dams to highways, other roads, and rail. The study should generate volume estimates and evaluate scenarios for changes in infrastructure and operations that would be necessary to address those additional volumes. The assessment must include quantitative analysis based on available data in terms of both financial and carbon emission costs; and qualitative input gathered from tribal governments, local governments, freight interests, and other key stakeholders, including impacts on disadvantaged/underserved communities. The analysis must include a robust public engagement process to solicit feedback from interested stakeholders including but not limited to: Residents and officials in affected cities and counties; stakeholders involved in railroad, agriculture, fishing, trucking, shipping and other related industries; appropriate Native American tribes; representatives of advocacy and community organizations; and transportation, public works, and economic development organizations in the affected areas, federal highway administration and army corps of engineers. The analysis must be informed by the work of the joint transportation committee's independent review team, and must include the following:

(i) Existing volumes and traffic patterns;

(ii) Potential changes in volumes and traffic patterns immediately following the loss of freight movement by barge and over the following 20 years, including the carbon emissions impact of this mode shift;

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(iii) Identification of whether regional geography, land availability, and state and federal regulatory processes would allow for rail and road expansions and increased capacity;

(iv) Identification of potential infrastructure and operational improvements to existing highways, other roads, and rail, including additional access to facilities, needed to accommodate the higher freight volumes and impacts and potential opportunities to mitigate impacts on shipping rates;

(v) Identification of rail line development options, including impacts and potential opportunities to mitigate impacts on grain storage and handling facilities at regional unit train yards and port export facilities;

(vi) An assessment of costs associated with mitigating potential slope failure and stabilization necessitated by the drawdown of the river. An assessment of impacts and potential opportunities to mitigate impacts on adjacent roads, bridges, railroads, and utility corridors shall be included;

(vii) Both financial and carbon cost estimates for development and implementation of identified needs and options, including planning, design, and construction;

(viii) Analysis of the impacts and potential opportunities to mitigate impacts of these infrastructure changes on environmental justice and disadvantaged/underserved communities during construction, as well as from future operations;

(ix) Analysis of safety impacts and potential opportunities to mitigate impacts for a shift from barge transportation to rail or truck, including increases in rural community traffic and consistency with the Washington State Strategic Highway Safety Plan: Target Zero;

(x) Impacts and potential opportunities to mitigate impacts on highly affected commodities, including agriculture, petroleum, project cargo, and wind energy components;

(xi) Analysis of the impacts and potential opportunities to mitigate impacts that reduced competition resulting from removing barging of agricultural products on the Snake river would have on Washington's agricultural industry along with impacts modal shifts would have on the entire supply chain, including export facilities and ports on the Lower Columbia River; and

(xii) Determination of the feasibility that additional east-west freight rail capacity can be achieved, particularly through Columbia River Gorge, and the alternative routes that exist in the event that adding more infrastructure on these routes is not feasible.

(b) The department shall provide status updates on a quarterly basis in coordination with the joint transportation committee. The legislature intends to require a final report to the governor and the transportation committees of the legislature by December 31, 2026.

NEW SECTION. Sec. 218. FOR THE DEPARTMENT OF TRANSPORTATION—TRANSPORTATION MANAGEMENT AND SUPPORT—PROGRAM S

Motor Vehicle Account—State Appropriation ..	\$62,639,000
Motor Vehicle Account—Federal Appropriation ...	\$780,000
Motor Vehicle Account—Private/Local	
Appropriation.....	\$500,000
Move Ahead WA Flexible Account—State	
Appropriation.....	\$5,400,000
Puget Sound Ferry Operations Account—State	
Appropriation.....	\$510,000
Multimodal Transportation Account—State	
Appropriation.....	\$22,323,000
State Route Number 520 Corridor Account—State	
Appropriation.....	\$220,000
Tacoma Narrows Toll Bridge Account—State	

Appropriation	\$136,000
Alaskan Way Viaduct Replacement Project Account—	
State Appropriation	\$127,000
Interstate 405 and State Route Number 167 Express	
Toll Lanes Account—State Appropriation.....	\$114,000
TOTAL APPROPRIATION	\$92,749,000

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

(1)(a) \$2,000,000 of the motor vehicle account—state appropriation and \$5,400,000 of the move ahead WA flexible account—state appropriation are provided solely for efforts to increase diversity in the transportation construction workforce through:

(i) The preapprenticeship support services (PASS) and career opportunity maritime preapprenticeship support services (COMPASS) programs, which aim to increase diversity in the highway construction and maritime workforces and prepare individuals interested in entering the highway construction and maritime workforces. In addition to the services allowed under RCW 47.01.435, the PASS and COMPASS programs may provide housing assistance for youth aging out of the foster care and juvenile rehabilitation systems to support their participation in a transportation-related preapprenticeship program and support services to obtain necessary maritime documents and coast guard certification; and

(ii) Assisting minority and women-owned businesses to perform work in the highway construction industry.

(b) The department shall report annually to the transportation committees of the legislature on efforts to increase diversity in the transportation construction workforce.

(2) \$1,512,000 of the motor vehicle account—state appropriation and \$488,000 of the Puget Sound ferry operations account—state appropriation are provided solely for the department to develop, track, and monitor the progress of community workforce agreements, and to assist with the development and implementation of internal diversity, equity, and inclusion efforts and serve as subject matter experts on federal and state civil rights provisions. The department shall engage with relevant stakeholders, and provide a progress report on the implementation of efforts under this subsection to the transportation committees of the legislature and the governor by December 1, 2024.

(3) For Washington state department of transportation small works roster projects under RCW 39.04.155, the department may only allow firms certified as small business enterprises, under 49 C.F.R. 26.39, to bid on the contract, unless the department determines there would be insufficient bidders for a particular project. The department shall report on the effectiveness of this policy to the transportation committees of the legislature by December 1, 2024.

(4) \$21,195,000 of the motor vehicle account—state appropriation and \$21,194,000 of the multimodal transportation account—state appropriation are provided solely for the department to upgrade the transportation reporting and accounting information system to the current cloud version of the software, and is subject to the conditions, limitations, and review requirements of section 701 of this act.

(5) The appropriations in this section provide sufficient funding for the department assuming vacancy savings that may change over time. Funding for staffing will be monitored and adjusted in the 2024 supplemental transportation appropriations act to restore funding as authorized staffing levels are achieved.

(6) \$56,000 of the motor vehicle account—state appropriation is provided solely for the implementation of chapter . . . (Engrossed Second Substitute House Bill No. 1216), Laws of

2023 (clean energy siting). If chapter . . . (Engrossed Second Substitute House Bill No. 1216), Laws of 2023 is not enacted by June 30, 2023, the amount provided in this subsection lapses.

NEW SECTION. Sec. 219. FOR THE DEPARTMENT OF TRANSPORTATION—TRANSPORTATION PLANNING, DATA, AND RESEARCH—PROGRAM T

Carbon Emissions Reduction Account—State	
Appropriation.....	\$3,000,000
Motor Vehicle Account—State Appropriation ..	\$32,089,000
Motor Vehicle Account—Federal Appropriation	\$31,412,000
Motor Vehicle Account—Private/Local	
Appropriation.....	\$400,000
Move Ahead WA Flexible Account—State	
Appropriation.....	\$11,922,000
Multimodal Transportation Account—State	
Appropriation.....	\$2,414,000
Multimodal Transportation Account—Federal	
Appropriation.....	\$2,809,000
Multimodal Transportation Account—Private/Local	
Appropriation.....	\$100,000
TOTAL APPROPRIATION.....	\$84,146,000

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

(1) \$750,000 of the multimodal transportation account—state appropriation is provided solely for the department to partner with the department of commerce and regional transportation planning organizations in implementing vehicle miles traveled targets and supporting actions. As part of target setting, important factors that must be considered include land use patterns, safety, and vulnerable populations. The department shall provide an interim report by June 30, 2024, and a final report by June 30, 2025.

(2) The appropriations in this section provide sufficient funding for the department assuming vacancy savings that may change over time. Funding for staffing will be monitored and adjusted in the 2024 supplemental transportation appropriations act to restore funding as authorized staffing levels are achieved.

(3) \$150,000 of the motor vehicle account—state appropriation is provided solely for the department to continue implementation of a performance-based project evaluation model. The department must issue a report by September 1, 2024.

(4)(a) \$180,000 of the multimodal transportation account—state appropriation is provided solely for Thurston regional planning council (TRPC) to conduct a study examining options for multimodal high capacity transportation (HCT) to serve travelers on the Interstate 5 corridor between central Thurston county (Olympia area) and Pierce county.

(b) The study will include an assessment of travelsheds and ridership potential and identify and provide an evaluation of options to enhance connectivity and accessibility for the greater south Puget Sound region with an emphasis on linking to planned or existing commuter or regional light rail. The study must account for previous and ongoing efforts by transit agencies and the department. The study will emphasize collaboration with a diverse community of interests, including but not limited to transit, business, public agencies, tribes, and providers and users of transportation who because of age, income, or ability may face barriers and challenges.

(c) The study is due to the governor and transportation committees of the legislature by September 1, 2024.

(5) \$400,000 of the multimodal transportation account—state appropriation is provided solely for the city of Seattle's office of planning and community development to support an equitable development initiative to reconnect the South Park neighborhood, currently divided by state route number 99.

(a) The support work must include:

(i) A public engagement and visioning process led by a neighborhood-based, community organization; and

(ii) A feasibility study of decommissioning state route number 99 in the South Park neighborhood to include, but not be limited to, traffic studies, environmental impact analysis, and development of alternatives, including the transfer of the land to a neighborhood-led community land trust.

(b) The support work must be conducted in coordination and partnership with neighborhood residents, neighborhood industrial and commercial representatives, the state department of transportation, and other entities and neighborhoods potentially impacted by changes to the operation of state route number 99.

(c) The city must provide a report on the plan that includes recommendations to the Seattle city council, state department of transportation, and the transportation committees of the legislature by December 1, 2024.

(6) \$2,557,000 of the motor vehicle account—state appropriation is provided solely for the department to upgrade the department's linear referencing system (LRS) and highway performance monitoring system (HPMS), and is subject to the conditions, limitations, and review requirements in section 701 of this act.

(7) \$306,000 of the multimodal transportation account—state appropriation is provided solely for the department to appoint or designate a liaison to serve as a point of contact and resource for the department, local governments, and project proponents regarding land use decisions and processing development permit applications. The liaison must, as a priority, facilitate and expedite any department decisions required for project approval.

(8) \$627,000 of the motor vehicle account—federal appropriation is provided solely for remaining work on the "Forward Drive" road usage charge research project overseen by the transportation commission using the remaining amounts of the federal grant award. The remaining work of this project includes:

(a) Analysis of road usage charge simulation and participant surveys;

(b) Follow up on road usage charge experiences related to payment installments, mileage exemptions, and vehicle-based mileage reporting;

(c) Completion of technology research; and

(d) Development of the final "Forward Drive" research program report.

(9)(a) \$11,922,000 of the move ahead WA flexible account—federal appropriation is provided solely for an Interstate 5 planning and environmental linkage study and a statewide Interstate 5 master plan, building upon existing work under way in the corridor. It is the intent of the legislature to provide a total of \$40,000,000 for this work by 2029.

(b) The work under (a) of this subsection must include, but is not limited to, the following:

(i) Seismic resiliency planning to refine the level of effort and develop informed cost estimates for the seismic vulnerability analysis;

(ii) HOV lane system-wide performance planning and initial steps to launch a pilot project that progresses innovative and emerging technologies;

(iii) Interstate 5 corridor planning work, including development of a framework, coordination of corridor needs, development of core evaluation criteria and a prioritization process, and identification of early action priority projects that address safety or resiliency, or both, along the corridor; and

(iv) A report to the transportation committees of the legislature by December 1, 2024, with recommendations for future phases and a detailed funding request for work planned through 2029.

(c) Of the amounts provided in this subsection, \$300,000 is

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provided solely for the department to conduct a Seattle Interstate 5 ramp reconfiguration study. The study must be conducted in coordination and partnership with the city of Seattle's department of transportation, informed by the input of Interstate 5 lid stakeholders, and coordinated with work under (a) and (b) of this subsection. The department must provide a study report, including recommendations, to the city of Seattle's department of transportation and the transportation committees of the legislature by December 1, 2024. The study must include an analysis of:

(i) Options and opportunities to reconfigure, relocate, or remove Interstate 5 ramps within and between Chinatown-International District and the University District for the purpose of improving through-traffic operations, enhancing multimodal transportation safety, and enabling more efficient air rights development;

(ii) Potential mitigation needs and cost estimates of ramp changes and demolitions;

(iii) Benefits of ramp changes and demolitions to pedestrian and bicycle travel, transit operations, and future lid design;

(iv) Ramps for the mainline, collector-distributor lanes and express lanes including, at a minimum, ramps connecting to and from James Street, Cherry Street, 6th Avenue, Madison Street, Seneca Street, Spring Street, University Street, Union Street, Olive Way, Yale Avenue, NE 45th Street, and NE 50th Street;

(v) Removal of the existing ramps at Seneca Street, Spring Street, and University Street; and

(vi) Removal and consolidation options of the existing NE 45th Street and NE 50th Street ramps.

(d) The department shall work with the emergency management division of the military department to identify strategic transportation corridors, opportunities to improve resilience and reinforce the corridors against natural disasters, and opportunities to secure federal funding for investments in the resilience of the transportation network. The department shall provide a report to the transportation committees of the legislature by December 1, 2023, on:

(i) Strategic transportation corridors and opportunities to improve their resilience;

(ii) Federal funding opportunities the state should pursue; and

(iii) Recommendations for actions to maximize federal funding for the state of Washington.

(10) The department shall continue to coordinate planning work focused on the transportation system in western Washington across modes with the goal of maximizing system performance toward the policy goals in RCW 47.04.280 in the most cost-effective manner. This coordination must include, but is not limited to: The Interstate 5 highway corridor, existing rail infrastructure and future high-speed rail alignment, and commercial aviation capacity. The department must report to the joint transportation committee through existing reporting mechanisms on the status of these planning efforts including, but not limited to, a long-term strategy for addressing resilience of the transportation system in western Washington through consideration of changing demand, modal integration, and preservation needs. The coordinated work must include an analysis of different alternatives to promote system resilience, including performance and cost of each scenario.

(11) \$200,000 of the motor vehicle account—state appropriation is provided solely for planning and intersection improvements along state route number 904 and improvements to the local network that would feed intersections with state route number 904. This work must include, but is not limited to, the Medical Lake/Four Lakes Road/West 3rd Ave intersection and feeding local network. The department must collaborate with Spokane county and the city of Cheney on this work and other

improvement ideas along the corridor.

(12) \$1,500,000 of the motor vehicle account—state appropriation is provided solely for a comprehensive analysis of the state and local transportation network in the US 12/A Street/Tank Farm Road/Sacajawea Road/Lewis Street Interchange vicinity to identify long-term, practical, and multimodal solutions that maximize the use of the existing transportation system and reduce the risk of crashes in the corridor.

(13) \$3,000,000 of the carbon emissions reduction account—state appropriation is provided solely for the department, in coordination with the department's HEAL act team and environmental services office, to develop and implement a community outreach, education, and technical assistance program for overburdened communities and their community partners in order to develop community-centered carbon reduction strategies to make meaningful impacts in a community, and to provide assistance in gaining access to available funding to implement these strategies, where applicable. The department may provide appropriate compensation to members of overburdened communities who provide solicited community participation and input needed by the department to implement and administer the program established in this subsection. By June 1, 2024, and by June 1, 2025, the department must submit a report to the transportation committees of the legislature and to the governor that provides an update on the department's community outreach, education, and technical assistance program development and implementation efforts.

NEW SECTION. Sec. 220. FOR THE DEPARTMENT OF TRANSPORTATION—CHARGES FROM OTHER AGENCIES—PROGRAM U

Aeronautics Account—State Appropriation.....	\$1,000
Transportation Partnership Account—State Appropriation	\$29,000
Motor Vehicle Account—State Appropriation	\$105,197,000
Puget Sound Ferry Operations Account—State Appropriation	\$244,000
State Route Number 520 Corridor Account—State Appropriation	\$69,000
Connecting Washington Account—State Appropriation	\$233,000
Multimodal Transportation Account—State Appropriation	\$5,585,000
Tacoma Narrows Toll Bridge Account—State Appropriation	\$43,000
Alaskan Way Viaduct Replacement Project Account—State Appropriation	\$38,000
Interstate 405 and State Route Number 167 Express Toll Lanes Account—State Appropriation.....	\$40,000
TOTAL APPROPRIATION	\$111,479,000

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

(1) Consistent with existing protocol and practices, for any negotiated settlement of a claim against the state for the department that exceeds \$5,000,000, the department, in conjunction with the attorney general and the department of enterprise services, shall notify the director of the office of financial management and the transportation committees of the legislature.

(2) On August 1, 2023, and semiannually thereafter, the department, in conjunction with the attorney general and the department of enterprise services, shall provide a report with judgments and settlements dealing with the Washington state ferry system to the director of the office of financial management and the transportation committees of the legislature. The report

must include information on: (a) The number of claims and settlements by type; (b) the average claim and settlement by type; (c) defense costs associated with those claims and settlements; and (d) information on the impacts of moving legal costs associated with the Washington state ferry system into the statewide self-insurance pool.

(3) On August 1, 2023, and semiannually thereafter, the department, in conjunction with the attorney general and the department of enterprise services, shall provide a report with judgments and settlements dealing with the nonferry operations of the department to the director of the office of financial management and the transportation committees of the legislature. The report must include information on: (a) The number of claims and settlements by type; (b) the average claim and settlement by type; and (c) defense costs associated with those claims and settlements.

(4) When the department identifies significant legal issues that have potential transportation budget implications, the department must initiate a briefing for appropriate legislative members or staff through the office of the attorney general and its legislative briefing protocol.

NEW SECTION. Sec. 221. FOR THE DEPARTMENT OF TRANSPORTATION—PUBLIC TRANSPORTATION—PROGRAM V

Carbon Emissions Reduction Account—State	
Appropriation.....	\$500,000
Climate Transit Programs Account—State	
Appropriation.....	\$406,287,000
State Vehicle Parking Account—State	
Appropriation.....	\$784,000
Regional Mobility Grant Program Account—State	
Appropriation.....	\$115,060,000
Rural Mobility Grant Program Account—State	
Appropriation.....	\$32,774,000
Multimodal Transportation Account—State	
Appropriation.....	\$118,255,000
Multimodal Transportation Account—Federal	
Appropriation.....	\$4,374,000
Multimodal Transportation Account—Private/Local	
Appropriation.....	\$100,000
TOTAL APPROPRIATION.....	\$678,134,000

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

(1) \$64,354,000 of the multimodal transportation account—state appropriation and \$78,100,000 of the climate transit programs account—state appropriation are provided solely for a grant program for special needs transportation provided by transit agencies and nonprofit providers of transportation. Of this amount:

(a) \$14,420,000 of the multimodal transportation account—state appropriation and \$17,963,000 of the climate transit programs account—state appropriation are provided solely for grants to nonprofit providers of special needs transportation. Grants for nonprofit providers must be based on need, including the availability of other providers of service in the area, efforts to coordinate trips among providers and riders, and the cost effectiveness of trips provided.

(b) \$48,278,000 of the multimodal transportation account—state appropriation and \$60,137,000 of the climate transit programs account—state appropriation are provided solely for grants to transit agencies to transport persons with special transportation needs. To receive a grant, the transit agency must, to the greatest extent practicable, have a maintenance of effort for special needs transportation that is no less than the previous year's maintenance of effort for special needs transportation. Grants for

transit agencies must be prorated based on the amount expended for demand response service and route deviated service in calendar year 2021 as reported in the "2021 Summary of Public Transportation" published by the department of transportation. No transit agency may receive more than 30 percent of these distributions. Fuel type may not be a factor in the grant selection process.

(c) \$1,656,000 of the multimodal transportation account—state appropriation is provided solely for the reappropriation of amounts provided for this purpose in the 2021-2023 fiscal biennium.

(2) \$32,774,000 of the rural mobility grant program account—state appropriation is provided solely for grants to aid small cities in rural areas as prescribed in RCW 47.66.100. Fuel type may not be a factor in the grant selection process.

(3) \$11,382,000 of the multimodal transportation account—state appropriation is provided solely for a public transit rideshare grant program for: (a) Public transit agencies to add or replace rideshare vehicles; and (b) incentives and outreach to increase rideshare use. The grant program for public transit agencies may cover capital costs only, and costs for operating vanpools at public transit agencies are not eligible for funding under this grant program. Awards from the grant program must not be used to supplant transit funds currently funding ride share programs, or to hire additional employees. Fuel type may not be a factor in the grant selection process. Of the amounts provided in this subsection, \$1,092,000 is for the reappropriation of amounts provided for this purpose in the 2021-2023 fiscal biennium.

(4) \$37,382,000 of the regional mobility grant program account—state appropriation is reappropriated and provided solely for the regional mobility grant projects identified in LEAP Transportation Document 2023-2 ALL PROJECTS as developed April 21, 2023, Program - Public Transportation Program (V).

(5)(a) \$77,679,000 of the regional mobility grant program account—state appropriation is provided solely for the regional mobility grant projects identified in LEAP Transportation Document 2023-2 ALL PROJECTS as developed April 21, 2023, Program - Public Transportation Program (V). The department shall review all projects receiving grant awards under this program at least semiannually to determine whether the projects are making satisfactory progress. Any project that has been awarded funds, but does not report activity on the project within one year of the grant award, must be reviewed by the department to determine whether the grant should be terminated. The department shall promptly close out grants when projects have been completed, and any remaining funds must be used only to fund projects identified in the LEAP transportation document referenced in this subsection. The department shall provide annual status reports on December 15, 2023, and December 15, 2024, to the office of financial management and the transportation committees of the legislature regarding the projects receiving the grants. It is the intent of the legislature to appropriate funds through the regional mobility grant program only for projects that will be completed on schedule. A grantee may not receive more than 25 percent of the amount appropriated in this subsection unless all other funding is awarded. Additionally, when allocating funding for the 2023-2025 fiscal biennium, no more than 30 percent of the total grant program may directly benefit or support one grantee unless all other funding is awarded. Fuel type may not be a factor in the grant selection process.

(b) In order to be eligible to receive a grant under (a) of this subsection during the 2023-2025 fiscal biennium, a transit agency must establish a process for private transportation providers to apply for the use of park and ride facilities. For purposes of this subsection, (i) "private transportation provider" means: An auto

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transportation company regulated under chapter 81.68 RCW; a passenger charter carrier regulated under chapter 81.70 RCW, except marked or unmarked stretch limousines and stretch sport utility vehicles as defined under department of licensing rules; a private nonprofit transportation provider regulated under chapter 81.66 RCW; or a private employer transportation service provider; and (ii) "private employer transportation service" means regularly scheduled, fixed-route transportation service that is offered by an employer for the benefit of its employees.

(c) \$1,500,000 of the amount appropriated in this subsection is provided solely for a contingency fund to assist current regional mobility grantees with cost escalations and overages. The department shall create a system for grantees to request funds, and set a cap of contingency funds per grantee to ensure an equitable distribution among requesters.

(d) During the 2023-2025 fiscal biennium, the department shall consider applications submitted by regional transportation planning organizations and metropolitan planning organizations for the regional mobility grant program funding in the 2025-2027 fiscal biennium.

(e) \$6,195,000 of the multimodal transportation account—state appropriation, \$3,300,000 of the climate transit programs account—state appropriation, and \$784,000 of the state vehicle parking account—state appropriation are provided solely for CTR grants and activities. Fuel type may not be a factor in the grant selection process. Of this amount, \$495,000 of the multimodal transportation account—state appropriation is reappropriated and provided solely for continuation of previously approved projects under the first mile/last mile connections grant program.

(f) \$11,914,000 of the multimodal transportation account—state appropriation is provided solely for connecting Washington transit projects identified in LEAP Transportation Document 2023-2 ALL PROJECTS as developed April 21, 2023. It is the intent of the legislature that entities identified to receive funding in the LEAP transportation document referenced in this subsection receive the amounts specified in the time frame specified in that LEAP document. If an entity has already completed a project in the LEAP transportation document referenced in this subsection before the time frame identified, the entity may substitute another transit project or projects that cost a similar or lesser amount.

(g) The department shall not require more than a 10 percent match from nonprofit transportation providers for state grants.

(h) \$12,000,000 of the multimodal transportation account—state appropriation and \$39,400,000 of the climate transit programs account—state appropriation are provided solely for the green transportation capital projects identified in LEAP Transportation Document 2023-2 ALL PROJECTS as developed April 21, 2023, Program - Public Transportation Program (V). Of the amount of climate transit program account funds appropriated in this subsection, up to one percent may be used for program administration and staffing.

(i) \$4,407,000 of the multimodal transportation account—state appropriation is reappropriated and provided solely for the green transportation capital grant projects identified in LEAP Transportation Document 2023-2 ALL PROJECTS as developed April 21, 2023, Program - Public Transportation Program (V).

(j) \$10,000,000 of the climate transit programs account—state appropriation is provided solely for tribal transit grants. Up to one percent of the amount provided in this subsection may be used for program administration and staffing.

(k) The department must establish a tribal transit competitive grant program to be administered as part of the department's consolidated grant program. Grants to federally recognized tribes may be for any transit purpose, including planning, operating

costs, maintenance, and capital costs. The department shall report to the transportation committees of the legislature and the office of financial management with a list of projects recommended for funding by September 1, 2023, along with recommendations on how to remove barriers for tribes to access grant funds, including removal of grant match requirements, and recommendations for how the department can provide technical assistance.

(l) Within the amount provided in this subsection, \$5,038,000 is provided solely for move ahead Washington tribal transit grant projects as listed in LEAP Transportation Document 2023-2 ALL PROJECTS as developed April 21, 2023. Of this amount, \$529,000 is for the Sauk-Suiattle Commuter project (L1000318).

(12) \$188,900,000 of the climate transit programs account—state appropriation is provided solely for transit support grants for public transit agencies that have adopted a zero-fare policy for youth 18 years of age and under by October 1, 2022. The department must confirm zero-fare policies are in effect at transit agencies to be eligible for biennial distributions.

(13) \$38,000,000 of the climate transit programs account—state appropriation is provided solely for the bus and bus facility grant program for replacement, rehabilitation, and purchase of transit rolling stock, or construction, modification, or rehabilitation of transit facilities.

(14) \$2,000,000 of the climate transit programs account—state appropriation is provided solely for newly selected transit coordination grants. The department shall prioritize grant proposals that promote the formation of joint partnerships between transit agencies or merge service delivery across entities.

(15) \$46,587,000 of the climate transit programs account—state appropriation is provided solely for move ahead Washington transit projects as listed in LEAP Transportation Document 2023-2 ALL PROJECTS as developed April 21, 2023, Move Ahead WA - Transit Projects.

(a) For projects funded as part of this subsection, if the department expects to have substantial reappropriations for the 2023-2025 fiscal biennium, the department may, on a pilot basis, apply funding from a project with an appropriation that is unable to be used within the 2023-2025 fiscal biennium to advance one or more of the projects listed, prioritizing projects first by tier then by project readiness.

(b) In instances when projects listed in the LEAP transportation document referenced in this subsection (15) are no longer viable or have been completed, the department may recommend in its next budget submittal alternative project proposals from the local jurisdictions if the project is similar in type and scope and consistent with limitations on certain funds provided. In the event that the listed project has been completed, the local jurisdictions may, rather than submitting an alternative project, be reimbursed in the year in which it was scheduled for documented costs incurred implementing the listed project, not in excess of the amount awarded from the funding program.

(c) At least 10 business days before advancing or swapping a project pursuant to this subsection, the department must notify the office of financial management and the transportation committees of the legislature. The advancement of a project may not hinder the delivery of the projects for which the reappropriations are necessary for the 2023-2025 fiscal biennium.

(16) \$580,000 of the multimodal transportation account—state appropriation is provided solely for the department to provide a statewide vanpool benefit for all state employees. For department employees working in remote job sites, such as mountain passes, the department must ensure employees are able to access job sites via a subsidized vanpool or provide a modal alternative for the "last mile" to ensure employees can access the job site without additional charge.

(17) \$200,000 of the multimodal transportation account—state appropriation is provided solely for the department to update the 2019 feasibility study to add a fifth travel Washington intercity bus line in the Yakima Valley. The department must provide a summary report of the updated feasibility and cost estimates to the transportation committees of the legislature by December 1, 2024.

(18) The appropriations in this section provide sufficient funding for the department assuming vacancy savings that may change over time. Funding for staffing will be monitored and adjusted in the 2024 supplemental transportation appropriations act to restore funding as authorized staffing levels are achieved.

(19) \$555,000 of the multimodal transportation account—state appropriation and \$500,000 of the carbon emissions reduction account—state appropriation are provided solely for an interagency transfer to the Washington State University extension energy program to administer a technical assistance and education program for public agencies on the use of alternative fuel vehicles. The Washington State University extension energy program shall prepare a report regarding the utilization of the program and submit this report to the transportation committees of the legislature by November 15, 2023.

(20)(a) \$400,000 of the multimodal transportation account—state appropriation is provided solely for King county metro to develop a pilot program to place teams, including human services personnel, along routes that are enduring significant public safety issues and various disruptive behavior in south King county. The team would be available to deescalate disruptions, provide immediate access to transit resources, and refer customers to community resources to break cycles of inappropriate behavior. The teams must consist of individuals trained in deescalation and outreach. Team functions and duties should be cocreated with community stakeholders.

(b) King county metro must provide a report to the transportation committees of the legislature by June 30, 2024, regarding the effectiveness of the program, any suggestions for improving its efficacy, and any modifications that might be necessary for other transit providers to institute similar programs.

(21) \$500,000 of the multimodal transportation account—state appropriation is provided solely for planning to move Grays Harbor transit operation and administration facilities from the current location.

NEW SECTION. Sec. 222. FOR THE DEPARTMENT OF TRANSPORTATION—MARINE—PROGRAM X

Puget Sound Ferry Operations Account—State	
Appropriation.....	\$575,986,000
Puget Sound Ferry Operations Account—Federal	
Appropriation.....	\$163,791,000
Puget Sound Ferry Operations Account—Private/Local	
Appropriation.....	\$121,000
TOTAL APPROPRIATION.....	\$739,898,000

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

(1) The office of financial management budget instructions require agencies to recast enacted budgets into activities. The Washington state ferries shall include a greater level of detail in its 2023-2025 supplemental and 2025-2027 omnibus transportation appropriations act requests, as determined jointly by the office of financial management, the Washington state ferries, and the transportation committees of the legislature. This level of detail must include the administrative functions in the operating as well as capital programs. The data in the tables in the report must be supplied in a digital file format.

(2) \$90,014,000 of the Puget Sound ferry operations account—federal appropriation and \$50,067,000 of the Puget Sound ferry

operations account—state appropriation are provided solely for auto ferry vessel operating fuel in the 2023-2025 fiscal biennium, which reflect cost savings from a reduced biodiesel fuel requirement and, therefore, is contingent upon the enactment of section 703 of this act. The amount provided in this subsection represents the fuel budget for the purposes of calculating any ferry fare fuel surcharge. The department shall review future use of alternative fuels and dual fuel configurations, including hydrogen.

(3) \$500,000 of the Puget Sound ferry operations account—state appropriation is provided solely for operating costs related to moving vessels for emergency capital repairs. Funds may only be spent after approval by the office of financial management.

(4) The department must work to increase its outreach and recruitment of populations underrepresented in maritime careers and continue working to expand apprenticeship and internship programs, with an emphasis on programs that are shown to improve recruitment for positions with the state ferry system.

(5) \$175,000 of the Puget Sound ferry operations account—state appropriation is provided solely for the department to continue a study of passenger demographics. The study may be included as part of a larger origin and destination study. The department shall report study results to the transportation committees of the legislature by December 1, 2023.

(6) The department shall continue to oversee a consultant study to identify and recommend cost-effective strategies to maximize walk-on passenger ridership of the Anacortes – San Juan ferry routes. The study is due to the transportation committees of the legislature by December 1, 2023.

(7) \$11,842,000 of the Puget Sound ferry operations account—state appropriation is provided solely for Washington state ferries to:

- (a) Provide scholarships, coursework fees, and stipends for candidates to become licensed deck officers (mates);
- (b) Improve the process for unlicensed candidates who have achieved able-bodied sailor (AB) status to earn their mate's license;
- (c) Annually hire, orient, train, and develop entry level engine room staff at the wiper classification with the intention of successfully promoting to oiler classification;
- (d) Create an operations project management office; and
- (e) Increase human resources capacity and add a workforce ombuds.

(8)(a) During negotiations of the 2025-2027 collective bargaining agreements, the department must conduct a review and analysis of the collective bargaining agreements governing state ferry employees, to identify provisions that create barriers for, or contribute to creating a disparate impact on, newly hired ferry employees, including those who are women, people of color, veterans, and other employees belonging to communities that have historically been underrepresented in the workforce. The review and analysis must incorporate, to the extent practicable, the findings and recommendations from the December 2022 joint transportation committee study on Washington state ferries' workforce, and must also include, but not be limited to, provisions regarding seniority, work assignments, and work shifts. The review and analysis must also include consultation with the governor's office of labor relations, the governor's office of equity, and the attorney general's office.

(b) For future negotiations or modifications of the collective bargaining agreements, it is the intent of the legislature that the collective bargaining representatives for the state and ferry employee organizations may consider the findings of the review and analysis required in (a) of this subsection and negotiate in a manner to remove identified barriers and address identified

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impacts so as not to perpetuate negative impacts.

(9) \$1,500,000 of the Puget Sound ferry operations account—state appropriation is provided solely for the restoration of service to Sidney, British Columbia. Funds must be held in unallotted status pending completion of the assessment referenced in subsection (12) of this section.

(10) \$1,504,000 of the Puget Sound ferry operations account—state appropriation is provided solely for the implementation of chapter . . . (Senate Bill No. 5550), Laws of 2023 (state ferry workforce development issues). If chapter . . . (Senate Bill No. 5550), Laws of 2023 is not enacted by June 30, 2023, the amount provided in this subsection lapses.

(11) \$1,000,000 of the Puget Sound ferry operations account—state appropriation is provided solely for support of the Kitsap transit passenger ferry to supplement service on the Seattle-Bremerton route.

(12) \$100,000 of the Puget Sound ferry operations account—state appropriation is provided solely to assess temporary service restoration options for the Sidney, British Columbia route until Washington state ferries can resume its service. Washington state ferries must provide service options and recommendations to the office of financial management and the transportation committees of the legislature by December 15, 2023.

(13) \$2,100,000 of the Puget Sound ferry operations account—state appropriation is provided solely for security services at Colman Dock.

(14) \$9,000,000 of the Puget Sound ferry operations account—state appropriation is provided solely for overtime and familiarization expenses incurred by engine, deck, and terminal staff. The department must provide updated staffing cost estimates for fiscal years 2024 and 2025 with its annual budget submittal and updated estimates by January 1, 2024.

(15) \$1,064,000 of the Puget Sound ferry operations account—state appropriation is provided solely for traffic control at ferry terminals at Seattle, Fauntleroy, Kingston, Edmonds, Mukilteo, and Bainbridge Island, during peak ferry travel times, with a particular focus on Sundays and holiday weekends.

(16) \$93,000 of the Puget Sound ferry operations account—state appropriation is provided solely for the Washington state ferries to secure housing for workforce training sessions and to pay in advance for the costs of transportation worker identification credentials, merchant mariner credentials, and medical examinations for incoming ferry system employees and trainees.

(17) \$10,417,000 of the Puget Sound ferry operations account—state appropriation is provided solely for vessel maintenance initiatives to:

- (a) Add a second shift at the Eagle Harbor maintenance facility;
- (b) Establish maintenance management project controls to maximize vessel maintenance work at the Eagle Harbor facility;
- (c) Expand the existing Washington state ferries Eagle Harbor apprenticeship program from two to eight apprentices; and
- (d) Maintain assets in a state of good repair by investing in enterprise asset management operating capacity.

(18)(a) \$855,000 of the Puget Sound ferry operations account—state appropriation is provided solely for Washington state ferries to provide to Seattle Central Community College for a pilot with the Seattle Maritime Academy for the 2023-2025 fiscal biennium. Funding may not be expended until Washington state ferries certifies to the office of financial management that a memorandum of agreement with Seattle Central Community College has been executed, and the office of financial management determines that funds provided in this subsection are utilized for programs that are a benefit to the Washington state ferries or the prospective workforce pipeline of the Washington

state ferries. The memorandum of agreement with Seattle Central Community College must address:

(i) Prioritized use of training and other facilities and implementation of joint training opportunities for Washington state ferries' employees and trainees;

(ii) Development of a joint recruitment plan with Seattle Central Community College aimed at increasing enrollment of women and people of color, with specific strategies to recruit existing community and technical college students, maritime skills center students, high school students from maritime programs, including maritime skills center students, foster care graduates, and former juvenile rehabilitation and adult incarcerated individuals; and

(iii) Consultation between the parties on the development of the training program, recruitment plan and operational plan, with an emphasis on increasing enrollment of women and people of color.

(b) The joint training and recruitment plan must be submitted to the appropriate policy and fiscal committees of the legislature by December 1, 2023. The Washington state ferries must submit findings of program effectiveness and recommendations for continuation of the pilot, to the appropriate committees of the legislature by December 1, 2024.

(19) \$420,000 of the Puget Sound ferry operations account appropriation—state is provided solely for a contract with an organization with experience evaluating and developing recommendations for the Washington state ferries' workforce to provide expertise on short-term strategies including, but not limited to, addressing recruitment, retention, diversity, training needs, leadership development, and succession planning. The consultant shall provide additional assistance as deemed necessary by the Washington state ferries to implement recommendations from the joint transportation committee 2022 workforce study. Periodic updates must be given to the joint transportation committee and the governor.

(20) By December 31st of each year, as part of the annual ferries division performance report, the department must report on the status of efforts to increase the staff available for maintaining the customary level of ferry service, including staff for deck, engine, and terminals. The report must include data for a 12-month period up to the most recent data available, by staff group, showing the number of employees at the beginning of the 12-month period, the number of new employees hired, the number of employees separating from service, and the number of employees at the end of the 12-month period. The department report on additional performance measures must include:

- (a) Numbers of trip cancellations due to crew availability or vessel mechanical issues; and
- (b) Current level of service compared to the full-service schedules in effect in 2019.

NEW SECTION. Sec. 223. FOR THE DEPARTMENT OF TRANSPORTATION—RAIL—PROGRAM Y—OPERATING

Carbon Emissions Reduction Account—State	
Appropriation	\$2,250,000
Multimodal Transportation Account—State	
Appropriation	\$90,565,000
Multimodal Transportation Account—Private/Local	
Appropriation	\$46,000
TOTAL APPROPRIATION	\$92,861,000

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

(1) The department shall continue to pursue restoring Amtrak Cascades service to pre-COVID service levels, and to the service levels committed to through the department's obligation of funding from the federal American recovery and reinvestment

act. A status report must be provided to the transportation committees of the legislature and the office of financial management by September 1, 2023.

(2)(a) \$2,250,000 of the multimodal transportation account—state appropriation is provided solely for the continued coordination, engagement, and planning for a new ultra high-speed ground transportation corridor with participation from Washington state, Oregon state, and British Columbia, and is a reappropriation of funds appropriated in the 2021-2023 fiscal biennium. For purposes of this subsection, "ultra high-speed" means a maximum testing speed of at least 250 miles per hour. These efforts are to support and advance activities and must abide by the memorandum of understanding signed by the governors of Washington and Oregon states, and the premier of the province of British Columbia in November 2021. The department shall establish a policy committee with participation from Washington state, Oregon state, and British Columbia, including representation from the two largest caucuses of each chamber of the Washington state legislature, and coordinate the activities of the policy committee to include:

(i) Developing an organizational framework that facilitates input in decision-making from all parties;

(ii) Developing a public engagement approach with a focus on equity, inclusion, and meaningful engagement with communities, businesses, federal, state, provincial, and local governments including indigenous communities;

(iii) Developing and leading a collaborative approach to prepare and apply for potential future federal, state, and provincial funding opportunities, including development of strategies for incorporating private sector participation and private sector contributions to funding, including through the possible use of public-private partnerships;

(iv) Beginning work on scenario analysis addressing advanced transportation technologies, land use and growth assumptions, and an agreed to and defined corridor vision statement; and

(v) Developing a recommendation on the structure and membership of a formal coordinating entity that will be responsible for advancing the project through the project initiation stage to project development and recommended next steps for establishment of the coordinating entity. Project development processes must include consideration of negative and positive impacts on communities of color, low-income households, indigenous peoples, and other disadvantaged communities.

(b) By June 30, 2024, the department shall provide to the governor and the transportation committees of the legislature a high-level status update that includes, but is not limited to, the status of the items included in (a)(i) through (v) of this subsection.

(c) By June 30, 2025, the department shall provide to the governor and the transportation committees of the legislature a report detailing the work conducted by the policy committee and recommendations for establishing a coordinating entity. The report must also include an assessment of current activities and results relating to stakeholder engagement, planning, and any federal funding application. As applicable, the assessment should also be sent to the executive and legislative branches of government in Oregon state and appropriate government bodies in the province of British Columbia.

(3) The appropriations in this section provide sufficient funding for the department assuming vacancy savings that may change over time. Funding for staffing will be monitored and adjusted in the 2024 supplemental transportation appropriations act to restore funding as authorized staffing levels are achieved.

(4) \$1,800,000 of the multimodal transportation account—state appropriation is provided solely for the department to pursue

federal grant opportunities to develop and implement a technology-based truck parking availability system along the Interstate 5 Corridor in partnership with Oregon state and California state to maximize utilization of existing truck parking capacity and deliver real-time parking availability information to truck drivers. The department may use a portion of the appropriation in this subsection for grant proposal development and as state match funding for technology-based truck parking availability system federal grant applications. The department must update the transportation committees of the legislature on agency activities and their status by December 1, 2023, and to provide a final report to the transportation committees of the legislature by December 1, 2024.

(5) \$5,950,000 of the multimodal transportation account—state appropriation is provided solely for implementation of truck parking improvements recommended by the freight mobility strategic investment board in consultation with the department under section 206(4) of this act. The office of financial management must place this amount in unallotted status.

NEW SECTION. Sec. 224. FOR THE DEPARTMENT OF TRANSPORTATION—LOCAL PROGRAMS—PROGRAM Z—OPERATING

Motor Vehicle Account—State Appropriation..	\$13,569,000
Motor Vehicle Account—Federal Appropriation	\$2,567,000
Multituse Roadway Safety Account—State	
Appropriation	\$1,230,000
Multimodal Transportation Account—State	
Appropriation	\$1,450,000
TOTAL APPROPRIATION	\$18,816,000

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

(1) \$500,000 of the motor vehicle account—state appropriation is provided solely for development, administration, program management, and evaluation of the federal fund exchange pilot program.

(2) \$1,063,000 of the motor vehicle account—state appropriation is provided solely for the department, from amounts set aside out of statewide fuel taxes distributed to counties according to RCW 46.68.120(3), to contract with the Washington state association of counties to:

(a) Contract with the department of fish and wildlife to identify, inventory, and prioritize county-owned fish passage barriers;

(b) Continue streamlining and updating the county road administration board's data dashboard, to provide a more detailed, more transparent, and user-friendly platform for data management, reporting, and research by the public and other interested parties;

(c) Commission a study to develop guidance for county public works departments conducting environmental justice assessments in their communities and recommend best practices for community engagement plans to address environmental health disparities for identified overburdened communities;

(d) Contract for a study to identify best practices within public works for the recruitment and retention of employees, including: Recommendations for improving outreach and recruitment to underrepresented populations, methods to partner with local community colleges and universities, methods to expand apprenticeship and internship programs, strategies to increase training and development opportunities, and recommendations for career advancement programs and better work-life balance outcomes;

(e) Update the 2020 county transportation revenue study; and

(f) By December 15, 2024, report to the office of financial management and the appropriate committees of the legislature the deliverables from and the amounts expended on the purposes

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enumerated in this subsection.

(3) The department shall examine the feasibility of creating a new departmental program for active transportation. By December 1, 2023, the department shall report findings and recommendations to the transportation committees of the legislature and the office of financial management, including, but not limited to:

(a) Estimated cost, new staffing needs, and time frame to establish the program;

(b) A proposed budget structure, and whether both operating and capital components should be established; and

(c) Identification of staff, capital projects, and other resources that would need to transfer from other existing programs.

(4) The appropriations in this section provide sufficient funding for the department assuming vacancy savings that may change over time. Funding for staffing will be monitored and adjusted in the 2024 supplemental transportation appropriations act to restore funding as authorized staffing levels are achieved.

(5)(a) \$200,000 of the multimodal transportation account—state appropriation is provided solely for the department to develop the preliminary phase of an action plan for the establishment of cycle highways in locations that connect population centers and support mode shift.

(b) The action plan may complement and incorporate existing resources, including the state trails database maintained by the recreation and conservation office, local and regional plans, and the state active transportation plan.

(c) The action plan may also include, but is not limited to:

(i) Recommended design; geometric and operational criteria and typologies appropriate to urban, suburban, and rural settings; settings that include shared use; and incremental approaches to achieve desired facility types;

(ii) A model or methodology to project potential demand and carrying capacity based on facility quality, level of traffic stress, location, directness, land use, and other key attributes;

(iii) Examination of the feasibility of developing high-capacity infrastructure for bicycle and micromobility device use within a variety of contexts and recommendations for pilot projects;

(iv) Identification of key gaps in regional networks, including planned and aspirational routes and locations within three miles of high-capacity transit or existing shared-use paths and trails suitable for transportation;

(v) Identification of legal, regulatory, financial, collaboration, and practical barriers to development and community acceptance and support of such facilities; and

(vi) Recommended strategies to consider and address issues to avoid unintended consequences such as displacement, and to ensure equity in long-term development of such facilities.

(d) The department must provide a report with its initial findings, and recommendations for next steps, to the transportation committees of the legislature by June 30, 2025.

(6) \$140,000 of the motor vehicle account—state appropriation is provided solely for the Pierce county ferry to eliminate fares for passengers 18 years of age and younger.

(7) \$750,000 of the multimodal transportation account—state appropriation is provided solely for a grant program to support local initiatives that expand or establish civilian intervention programs for nonmoving violations, focusing on nonpunitive interventions such as helmet voucher programs, fee offset programs, fix-it tickets, and repair vouchers that provide solutions for vehicle equipment failures for low-income road users.

(a) Grants must be awarded to local jurisdictions based on locally developed proposals to establish or expand existing programs, including programs with community led organizations. Eligible jurisdictions under the grant program include cities,

counties, tribal government entities, tribal organizations, law enforcement agencies, or nonprofit organizations.

(b) The department shall report on its website by December 1st of each year on the recipients, locations, and types of projects funded under this subsection.

(8) \$146,000 of the motor vehicle account—state appropriation is provided solely for the implementation of chapter . . . (Engrossed House Bill No. 1782), Laws of 2023 (Wahkiakum ferry). If chapter . . . (Engrossed House Bill No. 1782), Laws of 2023 is not enacted by June 30, 2023, the amount provided in this subsection lapses.

NEW SECTION. Sec. 225. FOR THE DEPARTMENT OF TRANSPORTATION—VACANCY-RELATED TRANSFER AUTHORITY

(1) The appropriations to the department of transportation must be expended for the programs and in the amounts specified in this act. Appropriations made in this act to the department of transportation must initially be allotted as required under this act. Subsequent allotment modifications may not include transfers of appropriation authority between sections of this act except as expressly provided in this act. Allotment modifications may not permit moneys that are provided solely for a specified purpose to be used for another purpose. However, between October 1, 2023, and March 1, 2024, subject to subsection (2)(a) of this section, the department of transportation may transfer state appropriation authority for the 2023-2025 fiscal biennium among operating programs after approval by the director of the office of financial management.

(2)(a) To ensure that staffing vacancy savings assumed in this act do not impair the ability of each individual program to fill authorized staffing positions, maintain operational capacity, and provide anticipated service delivery levels, the department of transportation may, after approval by the director of the office of financial management: (i) Transfer state motor vehicle account and multimodal transportation account appropriation authority among operating programs, up to the amount of the assumed vacancy savings in each program receiving the transfer; and (ii) make associated staffing-related allotment modifications associated with expenditures for fiscal year 2024. However, transfers authorized in this section may not include the toll operations and maintenance program (program B) or the marine operations program (program X) appropriation authority or allotments, and transfers may only be made within each specific fund source. The department may not transfer appropriation authority, and the director of the office of financial management may not approve the transfer, unless the transfer is consistent with the objective of conserving, to the maximum extent possible, the expenditure of state funds and not federal funds.

(b) The director of the office of financial management shall notify in writing the transportation committees of the legislature seven days before approving any allotment modifications or transfers under this section. The written notification must include a narrative explanation and justification of the changes, along with expenditures and allotments by programs and appropriation, both before and after any allotment modifications or transfers.

NEW SECTION. Sec. 226. FOR THE DEPARTMENT OF TRANSPORTATION—CLEAN FUELS CREDIT PROGRAM

The department of transportation, with the assistance of designated staff in the department, must register for the clean fuels credit program and start tracking revenue generation pursuant to chapter 70A.535 RCW for investments funded in an omnibus transportation appropriations act. The omnibus transportation appropriations act anticipates credits for ferry electrification for new hybrid electric vessels, active

transportation, transit programs and projects, alternative fuel infrastructure, connecting communities, and multimodal investments.

TRANSPORTATION AGENCIES—CAPITAL

NEW SECTION. Sec. 301. FOR THE WASHINGTON STATE PATROL

State Patrol Highway Account—State

Appropriation.....\$7,700,000

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

(1) \$7,700,000 of the state patrol highway account—state appropriation is provided solely for the following projects:

- (a) \$250,000 is for emergency repairs;
- (b) \$2,000,000 is for roof replacements;
- (c) \$350,000 is for fuel tank decommissioning;
- (d) \$500,000 is for generator and electrical replacement;
- (e) \$500,000 is for the exterior envelope of the Yakima office;
- (f) \$2,000,000 is for energy efficiency projects;
- (g) \$1,000,000 is for pavement surface improvements;
- (h) \$300,000 is for fire alarm panel replacement;

(i) \$200,000 is for an academy master plan. As part of the academy master plan, the Washington state patrol must review and provide an analysis on the potential to colocate some training programs with other state agencies, including the department of corrections, the department fish and wildlife, the liquor and cannabis board, and the criminal justice training commission. The Washington state patrol must consult with the other state agencies to determine where cost efficiencies and mutually beneficial shared arrangements for training delivery could occur. The funding for this academy master plan is not a commitment to fund any components related to the expansion of the academy in the future;

(j) \$500,000 reappropriation is for the Tacoma district office generator replacement project; and

(k) \$100,000 reappropriation is for the energy improvement project at the SeaTac northbound facility.

(2) The Washington state patrol may transfer funds between projects specified in subsection (1) of this section to address cash flow requirements.

(3) If a project specified in subsection (1) of this section is completed for less than the amount provided, the remainder may be transferred to another project specified in subsection (1) of this section not to exceed the total appropriation provided in subsection (1) of this section after notifying the office of financial management and the transportation committees of the legislature 20 days before any transfer.

(4) By December 1, 2023, the Washington state patrol shall provide a report to the transportation committees of the legislature detailing utility incentives that will reduce the cost of heating, ventilating, and air conditioning systems funded in this section.

(5) By December 1, 2023, the Washington state patrol shall provide its capital improvement and preservation plan for agency facilities to the appropriate committees of the legislature.

NEW SECTION. Sec. 302. FOR THE COUNTY ROAD ADMINISTRATION BOARD

Move Ahead WA Account—State Appropriation\$9,333,000

Rural Arterial Trust Account—State

Appropriation.....\$58,000,000

Motor Vehicle Account—State Appropriation\$2,456,000

County Arterial Preservation Account—State

Appropriation.....\$35,500,000

TOTAL APPROPRIATION.....\$105,289,000

NEW SECTION. Sec. 303. FOR THE TRANSPORTATION IMPROVEMENT BOARD

Small City Pavement and Sidewalk Account—State

Appropriation \$3,975,000

Transportation Improvement Account—State

Appropriation \$240,000,000

Complete Streets Grant Program Account—State

Appropriation \$14,670,000

Move Ahead WA Account—State Appropriation\$9,333,000

Climate Active Transportation Account—State

Appropriation \$19,067,000

TOTAL APPROPRIATION \$287,045,000

NEW SECTION. Sec. 304. FOR THE DEPARTMENT OF TRANSPORTATION—FACILITIES—PROGRAM D—(DEPARTMENT OF TRANSPORTATION-ONLY PROJECTS)—CAPITAL

Motor Vehicle Account—State Appropriation.. \$29,173,000

Move Ahead WA Account—State Appropriation\$12,011,000

Multimodal Transportation Account—State

Appropriation \$1,200,000

TOTAL APPROPRIATION \$42,384,000

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

(1) \$4,025,000 of the motor vehicle account—state appropriation is provided solely for payments of a financing contract issued pursuant to chapter 39.94 RCW for the department facility located at 15700 Dayton Ave N in Shoreline. All payments from the department of ecology pursuant to the agreement with the department to pay a share of the financing contract for this facility must be deposited into the motor vehicle account.

(2)(a) \$10,011,000 of the move ahead WA account—state appropriation is provided solely for the department to improve its ability to keep facility assets in a state of good repair. In using the funds appropriated in this subsection, the department, with periodic reporting to the joint transportation committee, must develop and implement a prioritization of facility capital preservation needs and repair projects. The legislature intends these to be reasonable, forward-thinking investments that consider potential future space efficiency measures and consolidations, including those assessed as having high commercial value and potential returns to state transportation funds associated with the sale of the property. Prioritization must be based on, but not limited to, the following criteria: (i) Employee safety and facility security; (ii) state and federal regulatory and statutory requirements and compliance issues, including clean buildings requirements; (iii) quality of work issues; (iv) facility condition assessment evaluations and scoring; (v) asset preservation; and (vi) amount of operational support provided by the facility to the achievement of the department's performance measures and outcomes, including facility utilization based on field operations work supported at the location. "Field operations" include maintenance, transportation operations, materials testing, and construction.

(b) By October 15, 2024, covering the first 15 months of the 2023-2025 fiscal biennium, the department must provide a report based on the prioritization of facility preservation needs and repair projects developed pursuant to (a) of this subsection to the office of financial management and the transportation committees of the legislature. The report must include: (i) A by facility ranking based on the criteria implemented; (ii) detailed information on the actions taken in the previous period to address the identified issues and deficiencies; and (iii) the plan, by facility, to address issues and deficiencies for the remainder of the 2023-2025 fiscal biennium and the 2025-2027 fiscal biennium.

(c) The by facility ranking developed under (b) of this subsection must be the basis of an agency budget submittal for the 2025-2027 fiscal biennium.

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(3)(a) \$1,200,000 of the multimodal transportation account—state appropriation is provided solely for the department to evaluate safety rest areas along Interstate 5 and Interstate 90 for potential truck parking expansion opportunities. The department shall also evaluate commercial vehicle inspection locations, in coordination with the Washington state patrol, for potential truck parking expansion opportunities.

(b) These evaluations must include assessments of opportunities to provide additional truck parking through rest stop and inspection location reconfiguration, expansion, and conversion, as well as evaluation of potential improvements to restroom facilities at weigh stations with truck parking. The department shall consider opportunities to expand rest stop footprints onto additional department-owned property, as well as opportunities to acquire property for rest stop expansion. Opportunities to convert a rest stop to a commercial vehicle-only rest stop must be considered if property is available to develop a new light-duty vehicle rest stop within a reasonable distance. The department shall include an evaluation of a potential truck parking site at John Hill Rest Area along the Interstate 90 corridor identified in the joint transportation committee's "Truck Parking Action Plan." Evaluations must include cost estimates for reconfiguration, expansion, and conversion, as well as other recommendations for the development of these sites.

(c) The department should consult with the federal highway administration, the Washington state patrol, the Washington trucking association, the freight mobility strategic investment board, and local communities.

(d) The department must update the transportation committees of the legislature on agency activities and their status by December 1, 2023, and to provide a final report to the transportation committees of the legislature by December 1, 2024.

(4) \$15,457,000 of the motor vehicle account—state appropriation is provided solely for making improvements to the department facility located at 11018 NE 51st Cir in Vancouver to meet the Washington state clean buildings performance standard.

NEW SECTION. Sec. 305. FOR THE DEPARTMENT OF TRANSPORTATION—IMPROVEMENTS—PROGRAM I

Alaskan Way Viaduct Replacement Project Account—	
State Appropriation.....	\$23,794,000
Climate Active Transportation Account—State	
Appropriation.....	\$2,000,000
Move Ahead WA Account—Private/Local	
Appropriation.....	\$137,500,000
Transportation 2003 Account (Nickel Account)—State	
Appropriation.....	\$317,000
Transportation Partnership Account—State	
Appropriation.....	\$32,643,000
Motor Vehicle Account—State Appropriation ..	\$80,524,000
Motor Vehicle Account—Federal Appropriation	\$445,933,000
Coronavirus State Fiscal Recovery Fund—Federal	
Appropriation.....	\$300,000,000
Motor Vehicle Account—Private/Local	
Appropriation.....	\$52,530,000
Connecting Washington Account—State	
Appropriation.....	\$2,143,116,000
Special Category C Account—State	
Appropriation.....	\$133,749,000
Multimodal Transportation Account—State	
Appropriation.....	\$5,915,000
State Route Number 520 Corridor Account—State	
Appropriation.....	\$400,000
Interstate 405 and State Route Number 167 Express	
Toll Lanes Account—State Appropriation	\$304,480,000

Move Ahead WA Account—State	
Appropriation	\$590,313,000
Move Ahead WA Account—Federal	
Appropriation	\$340,300,000
TOTAL APPROPRIATION	\$4,593,514,000

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

(1) Except as provided otherwise in this section, the entire connecting Washington account—state appropriation, the entire move ahead WA account—federal appropriation, the entire move ahead WA account—state appropriation, and the entire transportation partnership account—state appropriation are provided solely for the projects and activities as listed by fund, project, and amount in LEAP Transportation Document 2023-1 as developed April 21, 2023, Program - Highway Improvements Program (I). However, limited transfers of specific line-item project appropriations may occur between projects for those amounts listed subject to the conditions and limitations in section 601 of this act.

(2) Except as provided otherwise in this section, the entire motor vehicle account—state appropriation and motor vehicle account—federal appropriation are provided solely for the projects and activities listed in LEAP Transportation Document 2023-2 ALL PROJECTS as developed April 21, 2023, Program - Highway Improvements Program (I). Any federal funds gained through efficiencies, adjustments to the federal funds forecast, or the federal funds redistribution process must then be applied to highway and bridge preservation activities.

(3) Within the motor vehicle account—state appropriation and motor vehicle account—federal appropriation, the department may transfer appropriation authority between programs I and P, except for appropriation authority that is otherwise restricted in this act, as follows:

(a) Ten days prior to any transfer, the department must submit its request to the office of financial management and the transportation committees of the legislature and consider any concerns raised.

(b) The director of the office of financial management must first provide written authorization for such transfer to the department and the transportation committees of the legislature.

(c) The department shall submit a report on appropriation authority transferred in the prior fiscal year using this subsection as part of the department's annual budget submittal.

(4) The connecting Washington account—state appropriation includes up to \$1,737,009,000 in proceeds from the sale of bonds authorized in RCW 47.10.889.

(5) The special category C account—state appropriation includes up to \$118,773,000 in proceeds from the sale of bonds authorized in RCW 47.10.812.

(6) The transportation partnership account—state appropriation includes up to \$32,643,000 in proceeds from the sale of bonds authorized in RCW 47.10.873.

(7) The appropriations in this section include savings due to anticipated project underruns; however, it is unknown which projects will provide savings. The legislature intends to provide sufficient flexibility for the department to manage to this savings target. To provide this flexibility, the office of financial management may authorize, through an allotment modification, reductions in the amounts that are provided solely for a particular purpose within this section subject to the following conditions and limitations:

(a) The department must confirm that any modification requested under this subsection of amounts provided solely for a specific purpose are not expected to be used for that purpose in this fiscal biennium;

(b) Allotment modifications authorized under this subsection may not result in increased funding for any project beyond the amount provided for that project in the 2023-2025 fiscal biennium in LEAP Transportation Document 2023-2 ALL PROJECTS as developed April 21, 2023;

(c) Allotment modifications authorized under this subsection apply only to amounts appropriated in this section from the following accounts: Connecting Washington account—state, and move ahead WA account—state; and

(d) The office of financial management must provide notice of allotment modifications authorized under this subsection within 10 working days to the transportation committees of the legislature. By December 1, 2023, and December 1, 2024, the department must submit a report to the transportation committees of the legislature regarding the actions taken to date under this subsection.

(8) The department shall itemize all future requests for the construction of buildings on a project list and submit them through the transportation executive information system as part of the department's annual budget submittal. It is the intent of the legislature that new facility construction must be transparent and not appropriated within larger highway construction projects.

(9) The legislature continues to prioritize the replacement of the state's aging infrastructure and recognizes the importance of reusing and recycling construction aggregate and recycled concrete materials in our transportation system. To accomplish Washington state's sustainability goals in transportation and in accordance with RCW 70A.205.700, the legislature reaffirms its determination that recycled concrete aggregate and other transportation building materials are natural resource construction materials that are too valuable to be wasted and landfilled, and are a commodity as defined in WAC 173-350-100.

(10) By June 30, 2025, to the extent practicable, the department shall decommission the facilities for the Lacey project engineering office and the Tumwater project engineering office at the end of their lease terms and consolidate the Lacey project engineering office and the Tumwater project engineering office into the department's Olympic regional headquarters.

(11) The legislature intends that any savings realized on the following projects will not be attributable to the application of practical design, retired risk, or unused contingency funding for the purposes of RCW 47.01.480:

(a) I-5/Marvin Road/SR 510 Interchange (L1100110); and

(b) I-82/EB WB On and Off Ramps (L2000123).

(12)(a) \$300,000,000 of the coronavirus state fiscal recovery fund—federal appropriation, \$312,653,000 of the motor vehicle account—federal appropriation, \$427,459,000 of the move ahead WA account—state appropriation, and \$1,293,000 of the motor vehicle account—state appropriation are provided solely for the Fish Passage Barrier Removal project (OBI4001) with the intent of fully complying with the federal *U.S. v. Washington* court injunction by 2030.

(b) The fish passage barrier removal program, in consultation with the office of innovative partnerships, shall explore opportunities to employ innovative delivery methods to ensure compliance with the court injunction including, but not limited to, public-private partnerships and batched contracts. It is the intent of the legislature that appropriations for this purpose may be used to jointly leverage state and local funds for match requirements in applying for competitive federal aid grants provided in the infrastructure investment and jobs act for removals of fish passage barriers under the national culvert removal, replacement, and restoration program. State funds used for the purpose described in this subsection must not compromise full compliance with the court injunction by 2030.

(c) The department shall coordinate with the Brian Abbott fish passage barrier removal board to use a watershed approach by replacing both state and local culverts guided by the principle of providing the greatest fish habitat gain at the earliest time. The department shall deliver high habitat value fish passage barrier corrections that it has identified, guided by the following factors: Opportunity to bundle projects, tribal priorities, ability to leverage investments by others, presence of other barriers, project readiness, culvert conditions, other transportation projects in the area, and transportation impacts. The department and Brian Abbott fish barrier removal board must provide updates on the implementation of the statewide culvert remediation plan to the legislature by November 1, 2023, and June 1, 2024.

(d) The department must keep track of, for each barrier removed: (i) The location; (ii) the amount of fish habitat gain; and (iii) the amount spent to comply with the injunction.

(e) During the 2023-2025 fiscal biennium, the department shall provide reports of the amounts of federal funding received for this project to the governor and transportation committees of the legislature by November 1, 2023, and semiannually thereafter.

(13)(a) \$6,000,000 of the move ahead WA account—state appropriation is provided solely for the Stormwater Retrofits and Improvements project (L4000040). It is the intent of the legislature, over the 16-year move ahead WA investment program, to provide \$500,000,000 for this program.

(b) The appropriation in this subsection is provided solely for the Urban Stormwater Partnership - I-5 Ship-Canal Bridge Pilot (Seattle) project.

(c) The funding provided for stormwater retrofits and improvements must enhance stormwater runoff treatment from existing roads and infrastructure with an emphasis on green infrastructure retrofits. Projects must be prioritized based on benefits to salmon recovery and ecosystem health, reducing toxic pollution, addressing health disparities, and cost-effectiveness. The department of transportation must submit progress reports on its efforts to reduce the toxicity of stormwater runoff from existing infrastructure, recommendations for addressing barriers to innovative solutions, and anticipated demand for funding each fiscal biennium.

(14)(a) \$35,465,000 of the connecting Washington account—state appropriation is provided solely for the SR 3 Freight Corridor (T30400R) project. The legislature intends to provide a total of \$78,910,000 for this project, including an increase of \$12,000,000 in future biennia to safeguard against inflation and supply/labor interruptions and ensure that:

(i) The northern terminus remains at Lake Flora Road and the southern terminus at the intersection of SR 3/SR 302;

(ii) Multimodal safety improvements at the southern terminus remain in the project to provide connections to North Mason school district and provide safe routes to schools; and

(iii) Intersections on the freight corridor are constructed at Romance Hill and Log Yard road.

(b) With respect to right-of-way acquisition and the construction of the SR 3 Freight Corridor project (T30400R), tribal consultation with the Suquamish tribe shall begin at the earliest stage of planning, including without limitation on all funding decisions and funding programs, to provide a government-to-government mechanism for the tribe to evaluate, identify, and expressly notify governmental entities of any potential impacts to tribal cultural resources, archaeological sites, sacred sites, fisheries, or other rights and interests in tribal lands and lands within which the tribe possesses rights reserved or protected by federal treaty, statute, or executive order. The consultation is independent of, and in addition to, any public participation process required under state law, or by a state

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agency, including the requirements of Executive Order 21-02 related to archaeological and cultural resources, and regardless of whether the agency receives a request for consultation from the Suquamish tribe. Regularly scheduled tribal consultation meetings with the Suquamish tribe shall continue throughout the duration of any funding or program decisions and proposed project approval.

(15) \$6,000,000 of the move ahead WA account—state appropriation and \$10,000,000 of the move ahead WA account—federal appropriation are provided solely for the SR 3/Gorst Area - Widening project (L4000017). Tribal consultation with the Suquamish tribe must begin at the earliest stage of planning, including, without limitation, all funding decisions and funding programs, to provide a government-to-government mechanism for the tribe to evaluate, identify, and expressly notify governmental entities of any potential impacts to tribal cultural resources, archaeological sites, sacred sites, fisheries, or other rights and interests in tribal lands and lands within which the tribe possesses rights reserved or protected by federal treaty, statute, or executive order. The consultation is independent of, and in addition to, any public participation process required under state law, or by a state agency, including the requirements of Executive Order 21-02 related to archaeological and cultural resources, and regardless of whether the agency receives a request for consultation from the Suquamish tribe. Regularly scheduled tribal consultation meetings with the Suquamish tribe must continue throughout the duration of any funding program and proposed project approval.

(16)(a) \$84,500,000 of the move ahead WA account—federal appropriation, \$137,500,000 of the move ahead WA account—private/local appropriation, and \$53,000,000 of the move ahead WA account—state appropriation are provided solely for the I-5 Columbia river bridge project (L4000054). The legislature finds that the replacement of the I-5 Columbia river bridge is a project of national significance and is critical for the movement of freight. One span is now 105 years old, at risk for collapse in the event of a major earthquake, and no longer satisfies the needs of commerce and travel. Replacing the aging interstate bridge with a modern, seismically resilient, multimodal structure that provides improved mobility for people, goods, and services is a high priority. Therefore, the legislature intends to support the replacement of the I-5 Columbia river bridge with an investment of \$1,000,000,000 over the 16-year move ahead WA investment program.

(b) The legislature recognizes the importance of the I-5/Mill Plain Boulevard project (L2000099) and intends to provide funding for reconstruction of the existing interchange in coordination with construction of the Interstate 5 bridge over the Columbia river.

(c) The department shall provide regular updates on the status of ongoing coordination with the state of Oregon on any bistate agreements regarding sharing of revenues, use of revenues, and fiscal responsibilities of each state. Prior to finalizing any such agreement, the department shall provide a draft of the agreement to the transportation committees of the legislature for review and input. Additionally, the department shall advise on the status of any bistate agreements to the joint transportation committee beginning in September 2023 and quarterly thereafter until any agreements are finalized.

(17) The legislature recognizes the importance of the US-12/Walla Walla Corridor Improvements project (T20900R) and intends to advance funding to provide matching funds if competitive federal funding is awarded for the final remaining four-lane section between Wallula and Nine Mile Hill. The department, in consultation with local governments in the

vicinity, must pursue any federal funding available.

(18) \$2,642,000 of the move ahead WA account—state appropriation is provided solely for the US 101/Sindars Bypass project (L4000013).

(19) \$570,842,000 of the connecting Washington account—state appropriation, \$155,000 of the multimodal transportation account—state appropriation, \$26,537,000 of the motor vehicle account—private/local appropriation, \$200,800,000 of the move ahead WA account—federal appropriation, \$68,191,000 of the move ahead WA account—state appropriation, and \$6,980,000 of the motor vehicle account—federal appropriation are provided solely for the SR 167/SR 509 Puget Sound Gateway project (M00600R).

(a) Any savings on the project must stay on the Puget Sound Gateway corridor until the project is complete.

(b) In making budget allocations to the Puget Sound Gateway project, the department shall implement the project's construction as a single corridor investment. The department shall continue to collaborate with the affected stakeholders as it implements the corridor construction and implementation plan for state route number 167 and state route number 509. Specific funding allocations must be based on where and when specific project segments are ready for construction to move forward and investments can be best optimized for timely project completion. Emphasis must be placed on avoiding gaps in fund expenditures for either project.

(c) The entire multimodal transportation account—state appropriation in this subsection is for:

(i) The design phase of the Puyallup to Tacoma multiuse trail along the state route number 167 right-of-way acquired for the project to connect a network of new and existing trails from Mount Rainier to Point Defiance Park; and

(ii) Segment 2 of the state route number 167 completion project shared-use path to provide connections to the interchange of state route number 167 at 54th to the intersection of state route number 509 and Taylor Way in Tacoma.

(20)(a) \$394,963,000 of the connecting Washington account—state appropriation, \$400,000 of the state route number 520 corridor account—state appropriation, and \$4,496,000 of the motor vehicle account—private/local appropriation are provided solely for the SR 520 Seattle Corridor Improvements - West End project (M00400R).

(b) Upon completion of the Montlake Phase of the West End project (current anticipated contract completion of 2023), the department shall sell that portion of the property not used for permanent transportation improvements and initiate a process to convey that surplus property to a subsequent owner.

(c) Of the amounts provided in this subsection, \$400,000 of the state route number 520 corridor account—state appropriation is provided solely for noise mitigation activities. It is the intent of the legislature to provide an additional \$600,000 for noise mitigation activities.

(21) \$450,000 of the motor vehicle account—state appropriation is provided solely for the SR 900 Safety Improvements project (L2021118). The department must: (a) Work in collaboration with King county and the Skyway coalition to align community assets, transportation infrastructure needs, and initial design for safety improvements along state route number 900; and (b) work with the Skyway coalition to lead community planning engagement and active transportation activities.

(22) \$25,000,000 of the motor vehicle account—federal appropriation is provided solely for a federal fund exchange pilot program. The pilot program must allow exchanges of federal surface transportation block grant population funding and state

funds at an exchange rate of 95 cents in state funds per \$1.00 in federal funds. The projects receiving the exchanged federal funds must adhere to all federal requirements, including the applicable disadvantaged business enterprise goals. The entirety of the appropriation in this subsection must be held in unallotted status until surface transportation block grant population funding has been offered to the state, and the department determines that a federalized project or projects funded in this section is eligible to spend the surface transportation block grant population funding. \$22,500,000 from existing state appropriations identified elsewhere within this section are available to be used as part of the exchange. Upon determination that a project or projects funded in this section is eligible to spend the offered surface transportation block grant population funding, state funds appropriated in this section for the eligible state project or projects in an amount equal to 100 percent of the offered surface transportation block grant population funding must be placed in unallotted status.

NEW SECTION. Sec. 306. FOR THE DEPARTMENT OF TRANSPORTATION—PRESERVATION—PROGRAM P

Move Ahead WA Account—State Appropriation	\$13,291,000
Recreational Vehicle Account—State Appropriation	\$793,000
Transportation 2003 Account (Nickel Account)—State Appropriation	\$48,759,000
Motor Vehicle Account—State Appropriation	\$135,073,000
Motor Vehicle Account—Federal Appropriation	\$534,350,000
Motor Vehicle Account—Private/Local Appropriation	\$12,000,000
Connecting Washington Account—State Appropriation	\$37,078,000
State Route Number 520 Corridor Account—State Appropriation	\$5,481,000
Tacoma Narrows Toll Bridge Account—State Appropriation	\$10,892,000
Alaskan Way Viaduct Replacement Project Account—State Appropriation	\$12,000
Interstate 405 and State Route Number 167 Express Toll Lanes Account—State Appropriation	\$27,026,000
Transportation Partnership Account—State Appropriation	\$10,000,000
TOTAL APPROPRIATION	\$834,755,000

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

(1) Except as provided otherwise in this section, the entire connecting Washington account—state appropriation, the entire move ahead WA account—federal appropriation, the entire move ahead WA account—state appropriation, and the entire transportation partnership account—state appropriation are provided solely for the projects and activities as listed by fund, project, and amount in LEAP Transportation Document 2023-1 as developed April 21, 2023, Program - Highway Preservation Program (P). However, limited transfers of specific line-item project appropriations may occur between projects for those amounts listed subject to the conditions and limitations in section 601 of this act.

(2) Except as provided otherwise in this section, the entire motor vehicle account—state appropriation and motor vehicle account—federal appropriation are provided solely for the projects and activities listed in LEAP Transportation Document 2023-2 ALL PROJECTS as developed April 21, 2023, Program - Highway Preservation Program (P). Any federal funds gained through efficiencies, adjustments to the federal funds forecast, or the federal funds redistribution process must then be applied to highway and bridge preservation activities.

(3) Within the motor vehicle account—state appropriation and motor vehicle account—federal appropriation, the department may transfer appropriation authority between programs I and P, except for appropriation authority that is otherwise restricted in this act, as follows:

(a) Ten days prior to any transfer, the department must submit its request to the office of financial management and the transportation committees of the legislature and consider any concerns raised.

(b) The director of the office of financial management must first provide written authorization for such transfer to the department and the transportation committees of the legislature.

(c) The department shall submit a report on appropriation authority transferred in the prior fiscal year using this subsection as part of the department's annual budget submittal.

(4) The transportation partnership account—state appropriation includes up to \$10,000,000 in proceeds from the sale of bonds authorized in RCW 47.10.873.

(5) \$22,000,000 of the motor vehicle account—state appropriation is provided solely for extraordinary costs incurred from litigation awards, settlements, or dispute mitigation activities not eligible for funding from the self-insurance fund (L2000290). The amount provided in this subsection must be held in unallotted status until the department submits a request to the office of financial management that includes documentation detailing litigation-related expenses. The office of financial management may release the funds only when it determines that all other funds designated for litigation awards, settlements, and dispute mitigation activities have been exhausted.

(6) Within the connecting Washington account—state appropriation, the department may transfer funds from Highway System Preservation (L1100071) to other preservation projects listed in the LEAP transportation document identified in subsection (1) of this section, if it is determined necessary for completion of these high priority preservation projects. The department's next budget submittal after using this subsection must appropriately reflect the transfer.

(7) By June 30, 2025, to the extent practicable, the department shall decommission the facilities for the Lacey project engineering office and the Tumwater project engineering office at the end of their lease terms and consolidate the Lacey project engineering office and the Tumwater project engineering office into the department's Olympic regional headquarters.

(8) The appropriations in this section include funding for starting planning, engineering, and construction of the Elwha River bridge replacement. To the greatest extent practicable, the department shall maintain public access on the existing route.

(9) \$25,000,000 of the motor vehicle account—federal appropriation is provided solely for a federal fund exchange pilot program. The pilot program must allow exchanges of federal surface transportation block grant population funding and state funds at an exchange rate of 95 cents in state funds per \$1.00 in federal funds. The projects receiving the exchanged federal funds must adhere to all federal requirements, including the applicable disadvantaged business enterprise goals. The entirety of the appropriation in this subsection must be held in unallotted status until surface transportation block grant population funding has been offered to the state and the department determines that a federalized project or projects funded in this section is eligible to spend the surface transportation block grant population funding. \$22,500,000 from existing state appropriations identified elsewhere within this section are available to be used as part of the exchange. Upon determination that a project or projects funded in this section is eligible to spend the offered surface transportation block grant population funding, state funds

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appropriated in this section for the eligible state project or projects in an amount equal to 100 percent of the offered surface transportation block grant population funding must be placed in unallotted status.

(10) \$21,000 of motor vehicle account—state appropriation is provided solely for the implementation of chapter . . . (House Bill No. 1004), Laws of 2023 (bridge jumping signs). If chapter . . . (House Bill No. 1004), Laws of 2023 is not enacted by June 30, 2023, the amount provided in this subsection lapses.

NEW SECTION. Sec. 307. FOR THE DEPARTMENT OF TRANSPORTATION—TRANSPORTATION OPERATIONS—PROGRAM Q—CAPITAL

Motor Vehicle Account—State Appropriation	....	\$9,738,000
Motor Vehicle Account—Federal Appropriation		\$5,100,000
Motor Vehicle Account—Private/Local		
Appropriation	.....	\$500,000
TOTAL APPROPRIATION	.....	\$15,338,000

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

(1) \$4,918,000 of the motor vehicle account—state appropriation is provided solely for Programmatic Investment for Traffic Operations Capital projects (000005Q). By December 15th of each odd-numbered year, the department shall provide a report to the legislature listing all traffic operations capital project investments completed in the prior fiscal biennium.

(2) \$3,080,000 of the motor vehicle account—state appropriation is provided solely to construct pedestrian signals at nine locations on state route number 7 from 124th Street South to 189th Street South (0000YYYY).

(3) \$1,463,000 of the motor vehicle account—state appropriation is provided solely for the replacement of 22 existing traffic cameras and installation of 10 new traffic cameras, including five pole installation sites, on the Interstate 90 corridor between mileposts 34 and 82 (L2021144). The department shall consult with news media organizations to explore options to allow such organizations access to traffic camera feeds.

NEW SECTION. Sec. 308. FOR THE DEPARTMENT OF TRANSPORTATION—WASHINGTON STATE FERRIES CONSTRUCTION—PROGRAM W

Carbon Emissions Reduction Account—State		
Appropriation	.....	\$74,027,000
Move Ahead WA Account—State Appropriation		\$17,114,000
Puget Sound Capital Construction Account—State		
Appropriation	.....	\$341,969,000
Puget Sound Capital Construction Account—Federal		
Appropriation	.....	\$33,698,000
Puget Sound Capital Construction Account—		
Private/Local Appropriation	.....	\$1,081,000
Transportation Partnership Account—State		
Appropriation	.....	\$7,442,000
Connecting Washington Account—State		
Appropriation	.....	\$10,809,000
Capital Vessel Replacement Account—State		
Appropriation	.....	\$46,818,000
TOTAL APPROPRIATION	.....	\$532,958,000

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

(1) Except as provided otherwise in this section, the entire appropriations in this section are provided solely for the projects and activities as listed in LEAP Transportation Document 2023-2 ALL PROJECTS as developed April 21, 2023, Program - Washington State Ferries Capital Program (W).

(2) \$5,000,000 of the Puget Sound capital construction account—state appropriation is provided solely for emergency capital repair costs (999910K). Funds may only be spent after

approval by the office of financial management.

(3) \$46,818,000 of the capital vessel replacement account—state appropriation is provided solely for the acquisition of a 144-car hybrid-electric vessel (L2000329). The amounts provided in this subsection are contingent upon the enactment of chapter . . . (Senate Bill No. 5760 or Engrossed House Bill No. 1846), Laws of 2023.

(4) The legislature intends that funding will be provided in the 2025-2027 fiscal biennium for the Future Hybrid Electric Ferry Class Pre-Design study (L2021131) to advance procurement of a new class of vessel that will account for changes in technology, staffing, and system needs. The legislature intends that part of the predesign study include a review of the benefits and costs of constructing all future new vessels based on the same design. The review may also compare and contrast the benefits and costs of a 144-vehicle capacity vessel with a 124-vehicle capacity vessel.

(5) \$8,032,000 of the Puget Sound capital construction account—state appropriation is provided solely for modernization of the ticketing and reservation system (990052C). Of this amount, \$3,032,000 must be held in unallotted status until Washington state ferries has consulted with the office of the chief information officer on the project scope and integration capabilities of the reservation system with existing Good to Go! and ORCA next generation products, and reported results to the office of financial management and the transportation committees of the legislature.

(6) \$125,000 of the Puget Sound capital construction account—state appropriation and \$125,000 of the Puget sound capital construction account—federal appropriation are provided solely for development of a terminal wait times information system (998609A). Washington state ferries must consult with the office of the chief information officer on a technology solution for automated vehicle detection, and report the project scope, along with office of the chief information officer recommendations, to the office of financial management and the transportation committees of the legislature by December 1, 2024.

(7) The transportation partnership account—state appropriation includes up to \$7,195,000 in proceeds from the sale of bonds authorized in RCW 47.10.873.

(8) For the purposes of ferry and terminal electrification, the department must apply to the department of ecology for additional competitive grant funds available from Volkswagen settlement funds, and report on the status of the grant application by December 1, 2023.

(9) For the 2023-2025 fiscal biennium, the marine division shall provide to the office of financial management and the transportation committees of the legislature a report for ferry capital projects in a manner consistent with past practices as specified in section 308, chapter 186, Laws of 2022.

NEW SECTION. Sec. 309. FOR THE DEPARTMENT OF TRANSPORTATION—RAIL—PROGRAM Y—CAPITAL

Carbon Emissions Reduction Account—State		
Appropriation	.....	\$104,300,000
Essential Rail Assistance Account—State		
Appropriation	.....	\$676,000
Move Ahead WA Flexible Account—State		
Appropriation	.....	\$35,000,000
Transportation Infrastructure Account—State		
Appropriation	.....	\$10,369,000
Multimodal Transportation Account—State		
Appropriation	.....	\$63,334,000
Multimodal Transportation Account—Federal		
Appropriation	.....	\$18,882,000
TOTAL APPROPRIATION	.....	\$232,561,000

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

(1) Except as provided otherwise in this section, the entire appropriations in this section are provided solely for the projects and activities as listed by project and amount in LEAP Transportation Document 2023-2 ALL PROJECTS as developed April 21, 2023, Program - Rail Program (Y).

(2)(a) \$2,030,000 of the transportation infrastructure account—state appropriation is provided solely for new low-interest loans approved by the department through the freight rail investment bank (FRIB) program. The department shall issue FRIB program loans with a repayment period of no more than 15 years, and charge only so much interest as is necessary to recoup the department's costs to administer the loans. The department shall report annually to the transportation committees of the legislature and the office of financial management on all FRIB loans issued.

(b) \$7,970,000 of the transportation infrastructure account—state appropriation is provided solely for new FRIB program loans recommended by the department for 2024 supplemental transportation appropriations. The department shall submit a prioritized list for any loans recommended to the office of financial management and the transportation committees of the legislature by November 15, 2023.

(c) The department may change the terms of existing loans in the essential rail assistance account for repayment of loans, including the repayment schedule and rate of interest, for a period of up to 15 years for any recipient with a total loan value in the program of over 10 percent as of June 30, 2023.

(3) \$7,566,836 of the multimodal transportation account—state appropriation is provided solely for new statewide emergent freight rail assistance projects identified in the LEAP transportation document referenced in subsection (1) of this section.

(4) \$369,000 of the transportation infrastructure account—state appropriation and \$1,100,000 of the multimodal transportation account—state appropriation are provided solely for final reimbursement to Highline Grain, LLC for approved work completed on Palouse River and Coulee City (PCC) railroad track in Spokane county between the BNSF Railway Interchange at Cheney and Geiger Junction and must be administered in a manner consistent with freight rail assistance program projects.

(5) The department shall issue a call for projects for the freight rail assistance program, and shall evaluate the applications in a manner consistent with past practices as specified in section 309, chapter 367, Laws of 2011. By November 15, 2024, the department shall submit a prioritized list of recommended projects to the office of financial management and the transportation committees of the legislature.

(6) \$50,000,000 of the carbon emissions reduction account—state appropriation is provided solely for state match contributions to support the department's application for federal grant opportunities for a new ultra high-speed ground transportation corridor. These funds are to remain in unallotted status and are available only upon award of federal funds. The department must provide periodic grant application updates to the transportation committees of the legislature, as well as anticipated state match estimates for successful grants.

(7) \$33,500,000 of the move ahead WA flexible account—state appropriation is provided solely for rehabilitation of the Palouse River and Coulee City Railroad (L4000079). Up to \$433,000 of the amount in this subsection may be used for management and oversight of operation and maintenance activities.

(8) \$15,000,000 of the multimodal transportation account—federal appropriation is provided solely for the rehabilitation of

the Salmon Bay drawbridge (752010A) to ensure the efficient movement of freight and passenger trains.

(9) \$6,300,000 of the carbon emissions reduction account—state appropriation is provided solely to fund a zero emission drayage truck demonstration project (L1000324) at Northwest Seaport Alliance facilities.

(10) \$14,000,000 of the carbon emissions reduction account—state appropriation is provided solely to fund a zero emission shore power infrastructure demonstration project at Northwest Seaport Alliance facilities (L1000325). Local funds sufficient to fully fund this project must be contributed to the project, and any agreements required for the project must be secured.

(11) \$5,000,000 of the carbon emissions reduction account—state appropriation is provided solely to fund the replacement of two Tacoma rail diesel-electric switcher locomotives with zero emission battery-electric switcher locomotives and to install on-site charging equipment at a Tacoma rail facility (L1000327). Local funds sufficient to fully fund this project must be contributed to the project, and any agreements required for the project must be secured.

(12) \$150,000 of the multimodal transportation account—state appropriation is provided solely for the application of durable markings along state route number 906 to create up to 20 parking spaces for larger vehicles, including trucks.

(13) \$26,500,000 of the carbon emissions reduction account—state appropriation is provided solely for port electrification competitive grants (L2021182). To be eligible to receive state funds under this section, a port must first adopt a policy that requires vessels that dock at the port facility to use shore power if such vessel is capable of using such power and when such power is available at the port facility.

(14) \$2,000,000 of the carbon emissions reduction account—state appropriation is provided solely for port electrification at the port of Bremerton (L1000337), which may include the purchase and installation of zero emission port shore power systems and other zero emission infrastructure, equipment, and technology.

(15) \$500,000 of the carbon emissions reduction account—state appropriation is provided solely for port electrification at the port of Anacortes (L1000338), which may include the purchase and installation of zero emission port shore power systems and other zero emission infrastructure, equipment, and technology.

NEW SECTION. Sec. 310. FOR THE DEPARTMENT OF TRANSPORTATION—LOCAL PROGRAMS—PROGRAM Z—CAPITAL

Carbon Emissions Reduction Account—State	
Appropriation	\$21,000,000
Climate Active Transportation Account—State	
Appropriation	\$157,463,000
Freight Mobility Investment Account—State	
Appropriation	\$21,098,000
Freight Mobility Multimodal Account—State	
Appropriation	\$22,728,000
Highway Infrastructure Account—State	
Appropriation	\$793,000
Highway Infrastructure Account—Federal Appropriation	
.....	\$1,600,000
Move Ahead WA Account—State	
Appropriation	\$106,707,000
Move Ahead WA Account—Federal	
Appropriation	\$10,000,000
Move Ahead WA Flexible Account—State Appropriation	
.....	\$29,000,000
Transportation Partnership Account—State	
Appropriation	\$500,000
Motor Vehicle Account—State Appropriation..	\$36,785,000

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Motor Vehicle Account—Federal Appropriation	\$103,553,000
Connecting Washington Account—State	
Appropriation.....	\$99,032,000
Multimodal Transportation Account—State	
Appropriation.....	\$73,818,000
TOTAL APPROPRIATION.....	\$684,077,000

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

(1) Except as provided otherwise in this section, the entire appropriations in this section are provided solely for the projects and activities as listed by project and amount in LEAP Transportation Document 2023-2 ALL PROJECTS as developed April 21, 2023, Program - Local Programs Program (Z).

(2) The amounts identified in the LEAP transportation document referenced under subsection (1) of this section for pedestrian safety/safe routes to school are as follows:

(a) \$34,673,000 of the multimodal transportation account—state appropriation and \$37,563,000 of the climate active transportation account—state appropriation are provided solely for pedestrian and bicycle safety program projects (L2000188 and L1000335). Of the amount of climate active transportation account funds appropriated in this subsection, up to one percent may be used for program administration and staffing.

(b) \$19,137,000 of the motor vehicle account—federal appropriation, \$38,915,000 of the climate active transportation account—state appropriation, and \$12,844,000 of the multimodal transportation account—state appropriation are provided solely for safe routes to school projects (L2000189 and L1000334). Of the amount of climate active transportation account funds appropriated in this subsection, up to one percent may be used for program administration and staffing.

(c) For future rounds of grant selection, the department must reevaluate the criteria to increase geographic diversity of jurisdictions consistent with the requirements of the healthy environment for all (HEAL) act.

(3) The department shall submit a report to the transportation committees of the legislature by December 1, 2023, and December 1, 2024, on the status of projects funded as part of the pedestrian safety/safe routes to school grant program and the Sandy Williams connecting communities grant program.

(4) \$6,875,000 of the multimodal transportation account—state appropriation is provided solely for connecting Washington bicycle and pedestrian projects listed in the LEAP transportation document referenced in subsection (1) of this section.

(5) \$36,640,000 of the motor vehicle account—federal appropriation is provided solely for acceleration of local preservation projects that ensure the reliable movement of freight on the national highway freight system (G2000100). The department will select projects as part of its update of the state freight plan, in consultation with the freight mobility strategic investment board and other stakeholders.

(6) \$23,750,000 of the motor vehicle account—state appropriation is provided solely for a federal fund exchange pilot program. The pilot program will allow exchanges of federal surface transportation block grant population funding and state funds at an exchange rate of 95 cents in state funds per \$1.00 in federal funds. The entirety of the appropriation in this subsection must be held in unallotted status until: Surface transportation block grant population funding has been offered to the state, the department determines that a federalized project or projects funded in section 305 or 306 of this act is eligible to spend the surface transportation block grant population funding, and state funds appropriated in section 305 or 306 for the eligible state project or projects in an amount equal to 100 percent of the offered surface transportation block grant population funding

have been placed in unallotted status. A report on the effectiveness of the exchange program, the total estimated cost of program administration, and recommendations for continuing the pilot program is due to the governor and transportation committees of the legislature by December 1, 2024.

(7) \$128,400,000 of the move ahead WA account—state appropriation and \$19,500,000 of the move ahead WA flexible account—state appropriation are provided solely for new move ahead WA road and highway projects listed in LEAP Transportation Document 2023-2 ALL PROJECTS as developed April 21, 2023, Program - Local Programs Program (Z).

(a) For projects funded in this subsection, the department expects to have substantial reappropriations for the 2023-2025 fiscal biennium, the department may, on a pilot basis, apply funding from a project with an appropriation that is unable to be used in the 2023-2025 fiscal biennium to advance one or more of the projects listed in LEAP Transportation Document 2023-2 ALL PROJECTS as developed April 21, 2023, Program - Local Programs Program (Z), prioritizing projects first by project readiness.

(i) In instances when projects listed in the LEAP transportation documents referenced in (a) of this subsection are no longer viable or have been completed, the department may recommend in its next budget submittal alternative project proposals from the local jurisdictions if the project is similar in type and scope and consistent with limitations of certain funds provided. In the event that the listed project has been completed the local jurisdictions may, rather than submitting an alternative project, instead be reimbursed in the year in which it was scheduled for documented costs incurred implementing the listed project, not in excess of the amount awarded from the funding program.

(ii) At least 10 business days before advancing or swapping a project pursuant to this subsection, the department must notify the office of financial management and the transportation committees of the legislature. The advancement of a project may not hinder the delivery of the projects for which the reappropriations are necessary for the 2023-2025 fiscal biennium.

(b) Of the amounts provided in this subsection, \$21,000,000 of the move ahead WA account—state appropriation is provided solely for three roundabouts to be constructed on state route number 507 in partnership with local authorities. The roundabout at Vail is with Thurston county, the roundabout at Bald Hills is with the city of Yelm, and the roundabout at state route number 702 is with Pierce county. The department is to work cooperatively with each local jurisdiction to construct these facilities within department rights-of-way. The department must provide all project predesign and design information developed to date to the local jurisdictions and have a project implementation agreement in place with each local jurisdiction within 180 calendar days of the effective date of this act. The implementation agreement may provide full control for the local authority to construct the project. Once the roundabouts are completed, the operations and maintenance of the roundabouts are the responsibility of the department.

(8) \$39,185,000 of the climate active transportation account—state appropriation and \$3,000,000 of the move ahead WA flexible account—state appropriation are provided solely for move ahead WA pedestrian and bike projects listed in LEAP Transportation Document 2023-2 ALL PROJECTS as developed April 21, 2023, Program - Local Programs Program (Z). For projects funded in this subsection, if the department expects to have substantial reappropriations for the 2023-2025 fiscal biennium, the department may, on a pilot basis, apply funding from a project with an appropriation that is unable to be used in the 2023-2025 fiscal biennium to advance one or more of the

projects listed in LEAP Transportation Document 2023-2 ALL PROJECTS as developed April 21, 2023, Program - Local Programs Program (Z), prioritizing projects first by tier then by project readiness.

(a) In instances when projects listed in the LEAP transportation document referenced in this subsection (8) of this section are no longer viable or have been completed, the department may recommend in its next budget submittal alternative project proposals from the local jurisdictions if the project is similar in type and scope and consistent with limitations of certain funds provided. In the event that the listed project has been completed the local jurisdictions may, rather than submitting an alternative project, instead be reimbursed in the year in which it was scheduled for documented costs incurred implementing the listed project, not in excess of the amount awarded from the funding program.

(b) At least 10 business days before advancing or swapping a project pursuant to this subsection, the department must notify the office of financial management and the transportation committees of the legislature. The advancement of a project may not hinder the delivery of the projects for which the reappropriations are necessary for the 2023-2025 fiscal biennium.

(9) \$16,800,000 of the climate active transportation account—state appropriation is provided solely for the statewide school-based bicycle education grant program (L1000309). The department may partner with a statewide nonprofit to deliver programs.

(10) \$25,000,000 of the climate active transportation account—state appropriation is provided solely for the Sandy Williams connecting communities pilot program (L1000308) to deliver projects to reconnect communities that have been bifurcated by state highways. Priority must be given to historically marginalized or overburdened communities. The department may consult with the Cooper Jones active transportation safety council to identify geographic locations where there are high incidences of serious injuries and fatalities of active transportation users among vulnerable populations.

(11) \$14,000,000 of the carbon emissions reduction account—state appropriation is provided solely for the Guemes Ferry Boat Replacement project (L4000124).

(12) \$6,500,000 of the move ahead WA flexible account—state appropriation is provided solely for development of an applied sustainable aviation evaluation center (L2021135). Snohomish county, in partnership with Washington State University, shall plan and establish facilities to evaluate, qualify or certify, and research technologies that can minimize the impact of aviation on human health and the environment. Funds may be used for, but are not limited to, planning, construction, and land acquisition for sustainable aviation fuel (SAF) qualification testing (ASTM D4054), research on the impact of SAF on the environment and human health, and SAF storage for the purpose of advancing sustainable aviation. At a minimum, three sustainable aviation platforms must be considered:

- (a) Sustainable aviation fuel (SAF);
- (b) Hydrogen; and
- (c) Battery electric energy storage mechanisms.

(13) The legislature intends to fund the Ballard and Magnolia Bridge project (L4000123) and the Aurora Avenue North Safety Improvements project (L4000154), as described in section 911(18) and (19) of this act.

(14) \$200,000 of the multimodal transportation account—state appropriation is provided solely for the Seattle office of planning and community development to update and add to the 2020 I-5 Lid Feasibility Study with additional test cases with ramp changes and removals in downtown Seattle and alternative assumptions

with regards to parking, expansion of Freeway Park, affordable housing, and commercial real estate (L2021140). The Seattle office of planning and community development shall conduct ongoing community engagement with underrepresented constituencies to support the technical work of this study and raise public awareness of opportunities of I-5 lids. Focus should be given to low-income households living and working in the I-5 lid study areas in central Seattle.

(15) \$1,000,000 of the multimodal transportation account—state appropriation is provided solely for the department to award grants to local jurisdictions to implement network-wide traffic conflict screening programs using video analytics in controlled intersections with a disproportionate number of traffic violations and injuries to active transportation users (L2021149). Grants must be awarded proportionally across the state and include controlled intersections in both urban and rural environments and along state highways and county roads. Grant recipients must report back to the department all traffic violation and active transportation facility data acquired during the grant period and provide the department with appropriate next steps for the state and the local jurisdiction to improve traffic safety for active transportation users in such intersections. The department must report such findings and recommendations to the transportation committees of the legislature by December 1, 2024.

(16)(a)(i) \$5,000,000 of the carbon emissions reduction account—state appropriation is provided solely for the department to establish a program for providing rebates to qualifying persons who purchase e-bikes and qualifying equipment and services from a qualifying retailer. Of this amount, \$3,000,000 is for rebate amounts as described under (a)(iii)(A) of this subsection, and \$2,000,000 is for rebate amounts as described under (a)(iii)(B) of this subsection.

(ii) To qualify for and use the rebate under this subsection, a person must be a resident of Washington state and purchase an e-bike and qualifying equipment and services, if any, from a qualifying retailer in this state. Qualifying equipment and services must be purchased as part of the same transaction as the e-bike.

(iii)(A) For persons who are at least 16 years of age and reside in households with incomes at or below 80 percent of the county area median income, the amount of the rebate is up to \$1,200 on the sale of an e-bike and any qualifying equipment and services.

(B) For all other persons who are at least 16 years of age, the amount of the rebate is up to \$300 on the sale of an e-bike and any qualifying equipment and services.

(C) No more than one rebate may be awarded per household.

(iv)(A) The department must establish application procedures for e-bike retailers to participate in the rebate program, and application and award procedures for applicants to participate in the program. If an applicant qualifies for a rebate amount and there is sufficient funds to award the applicant with the appropriate rebate amount, the department must provide the qualifying individual the rebate amount in a format that can be redeemed at the time of purchase at a qualifying retailer.

(B) An applicant must provide contact information, including a physical address, email address, and phone number, and demographic information, including the applicant's age, gender, race, and ethnicity, to the department on a form provided by the department at the time of applying for the rebate. The department may share or provide access to such information with the University of Washington to provide the University of Washington an opportunity to ask program applicants and recipients to fill out a survey collecting information only to the extent to inform its report described under (d) of this subsection.

(v) A qualifying retailer must register with the department before participating in the rebate program. A qualifying retailer

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must:

(A) Verify the identity of the qualifying individual at the time of purchase; and

(B) Calculate and apply the rebate at the time of purchase.

(vi) The department must reimburse a qualifying retailer that accepts a rebate from a qualifying individual no later than 30 days after the rebate is redeemed.

(vii) For purposes of this subsection (16)(a):

(A) "E-bike" means an electric assisted bicycle as defined in RCW 46.04.169, but does not include mountain bikes.

(B) "Qualifying equipment and services" means a bicycle helmet, safety vest, bicycle light, or bicycle lock, and any maintenance or other services agreed upon by the qualifying retailer and qualifying individual at the time of purchase.

(C) "Qualifying retailer" means a retail business establishment with one or more physical retail locations in this state that provides on-site e-bike sales, service, and repair and has registered with the department to participate in the rebate program established under this subsection.

(b) For fiscal year 2025, \$2,000,000 of the carbon emissions reduction account—state appropriation is provided solely for the department to establish an e-bike lending library and ownership grant program. The department may accept grant applications from other state entities, local governments, and tribes that administer or plan to administer an e-bike lending library or ownership program for their employees for commute trip reduction purposes. The department may also accept grant applications from nonprofit organizations or tribal governments that serve persons who are low-income or reside in overburdened communities and that administer or plan to administer an e-bike lending library or ownership program for qualifying persons. Grant recipients must report program information and participation data to the University of Washington to inform its report described under (d) of this subsection.

(c) It is the intent of the legislature that funding provided in (a) and (b) of this subsection continue to be appropriated in the 2025-2027 and 2027-2029 fiscal biennia.

(d) Of the amounts provided in this subsection (16), \$90,000 is for the department to contract with the University of Washington's sustainable transportation lab to publish a general policy brief that provides innovative e-bike rebate and lending library or ownership grant program models and recommendations, a report on survey results based on data and demographic information collected under the e-bike rebate program established in (a) of this subsection, and a report on program information and data collected under the e-bike lending library and ownership grant program established in (b) of this subsection. An initial brief and report must be submitted to the transportation committees of the legislature by July 1, 2024, with the final policy brief and report due to the transportation committees of the legislature by July 1, 2025.

(e) The department may not collect more than five percent of appropriated amounts to administer the programs under (a) and (b) of this subsection.

(17) \$21,098,000 of the freight mobility investment account—state appropriation and \$22,728,000 of the freight mobility multimodal account—state appropriation are provided solely for freight mobility strategic investment board projects listed in the LEAP transportation document referenced in subsection (1) of this section.

(18) \$4,150,000 of the motor vehicle account—state appropriation is provided solely for matching funds for federal funds to reconstruct Grant county and Adams county bridges as part of the Odessa groundwater replacement program (L1000322).

(19) \$9,240,000 of the connecting Washington account—state appropriation is provided solely for the Aberdeen US 12 Highway-Rail Separation project (L1000331).

(20) \$750,000 of the motor vehicle account—state appropriation is provided solely for the Grady Way overpass at Rainier Avenue South I-405 BRT Access study (L1000333).

(21) The appropriations in this section include savings due to anticipated project underruns; however, it is unknown which projects will provide savings. The legislature intends to provide sufficient flexibility for the department to manage to this savings target. To provide this flexibility, the office of financial management may authorize, through an allotment modification, reductions in the amounts that are provided solely for a particular purpose within this section subject to the following conditions and limitations:

(a) The department must confirm that any modification requested under this subsection of amounts provided solely for a specific purpose are not expected to be used for that purpose in this fiscal biennium;

(b) Allotment modifications authorized under this subsection may not result in increased funding for any project beyond the amount provided for that project in the 2023-2025 fiscal biennium in LEAP Transportation Document 2023-2 ALL PROJECTS as developed April 21, 2023;

(c) Allotment modifications authorized under this subsection apply only to amounts appropriated in this section from the following accounts: Connecting Washington account—state, and move ahead WA account—state; and

(d) The office of financial management must provide notice of allotment modifications authorized under this subsection within 10 working days to the transportation committees of the legislature. By December 1, 2023, and December 1, 2024, the department must submit a report to the transportation committees of the legislature regarding the actions taken to date under this subsection.

NEW SECTION. Sec. 311. ANNUAL REPORTING REQUIREMENTS FOR CAPITAL PROGRAM

As part of its annual budget submittal, the department of transportation shall provide an update to the report provided to the legislature in the prior fiscal year in a manner consistent with past practices as specified in section 312, chapter 333, Laws of 2021.

NEW SECTION. Sec. 312. QUARTERLY REPORTING REQUIREMENTS FOR CAPITAL PROGRAM

On a quarterly basis, the department of transportation shall provide to the office of financial management and the legislative transportation committees a report for all capital projects in a manner consistent with past practices as specified in section 313, chapter 186, Laws of 2022.

NEW SECTION. Sec. 313. NOTIFICATION REQUIREMENTS FOR PAUSES AND CANCELLATIONS

(1) The department of transportation shall notify the transportation committees of the legislature when it intends to pause for a significant length of time or not proceed with operating items or capital projects included as budget provisos or on project lists. When feasible, this notification shall be provided prior to the pause or cancellation and at least seven days in advance of any public announcement related to such a pause or cancellation.

(2) At the time of notification, the department shall provide an explanation for the reason or reasons for the pause or cancellation for each operating budget item and capital project. The explanation shall include specific reasons for each pause or cancellation, in addition to a statement of the broad rationale for

the pause or cancellation.

(3) When feasible, the department shall make best efforts to keep the transportation committees of the legislature informed of an evaluation process underway for selecting operating budget items and capital projects to be paused or canceled, providing updates as its selection efforts proceed.

(4) When exigent circumstances prevent prior notice of a pause or cancellation from being provided to the transportation committees of the legislature, the department shall provide the information required under this section to the transportation committees of the legislature as soon as is practicable.

NEW SECTION. Sec. 314. FOR THE WASHINGTON STATE DEPARTMENT OF TRANSPORTATION—FUNDS MANAGEMENT

As part of the department's 2024 supplemental and 2025-2027 biennial budget requests, the department shall also report on:

- (1) The federal grant programs it has applied for; and
- (2) The federal competitive grant programs it could have applied for but did not and the reason or reasons it did not apply.

TRANSFERS AND DISTRIBUTIONS

NEW SECTION. Sec. 401. FOR THE STATE TREASURER—BOND RETIREMENT AND INTEREST, AND ONGOING BOND REGISTRATION AND TRANSFER CHARGES: FOR BOND SALES DISCOUNTS AND DEBT TO BE PAID BY MOTOR VEHICLE ACCOUNT AND TRANSPORTATION FUND REVENUE

Transportation Partnership Account—State Appropriation.....	\$1,101,000
Connecting Washington Account—State Appropriation.....	\$11,951,000
Special Category C Account—State Appropriation	\$922,000
Highway Bond Retirement Account—State Appropriation.....	\$1,470,291,000
Ferry Bond Retirement Account—State Appropriation.....	\$4,616,000
Transportation Improvement Board Bond Retirement Account—State Appropriation	\$10,895,000
Nondebt-Limit Reimbursable Bond Retirement Account—State Appropriation.....	\$28,606,000
Toll Facility Bond Retirement Account—State Appropriation.....	\$76,372,000
TOTAL APPROPRIATION.....	\$1,604,754,000

NEW SECTION. Sec. 402. FOR THE STATE TREASURER—BOND RETIREMENT AND INTEREST, AND ONGOING BOND REGISTRATION AND TRANSFER CHARGES: FOR BOND SALE EXPENSES AND FISCAL AGENT CHARGES

Transportation Partnership Account—State Appropriation.....	\$220,000
Transportation Improvement Account—State Appropriation.....	\$20,000
Connecting Washington Account—State Appropriation.....	\$2,391,000
Special Category C Account—State Appropriation	\$183,000
TOTAL APPROPRIATION.....	\$2,814,000

NEW SECTION. Sec. 403. FOR THE STATE TREASURER—STATE REVENUES FOR DISTRIBUTION

Motor Vehicle Account—State Appropriation: For motor vehicle fuel tax statutory distributions to cities and counties.....	\$465,354,000
Multimodal Transportation Account—State Appropriation: For distribution to cities and counties.....	\$26,786,000
Motor Vehicle Account—State Appropriation: For distribution to cities and counties.....	\$23,438,000
TOTAL APPROPRIATION.....	\$515,578,000

NEW SECTION. Sec. 404. FOR THE STATE TREASURER—TRANSFERS

Motor Vehicle Account—State Appropriation: For motor vehicle fuel tax refunds and statutory transfers.....\$1,969,182,000

NEW SECTION. Sec. 405. FOR THE DEPARTMENT OF LICENSING—TRANSFERS

Motor Vehicle Account—State Appropriation: For motor vehicle fuel tax refunds and transfers \$246,480,000

NEW SECTION. Sec. 406. FOR THE STATE TREASURER—ADMINISTRATIVE TRANSFERS

(1)(a) Pilotage Account—State Appropriation: For transfer to the Multimodal Transportation Account—State..... \$200,000

(b) The amount transferred in this subsection represents partial repayment of prior biennium transfers to cover self-insurance liability premiums.

(2) Transportation Partnership Account—State Appropriation: For transfer to the Motor Vehicle Account—State.....\$175,000,000

(3) Connecting Washington Account—State Appropriation: For transfer to the Move Ahead WA Account—State..... \$200,000,000

(4) Electric Vehicle Account—State appropriation: For transfer to the Move Ahead WA Flexible Account—State..... \$29,200,000

(5) Electric Vehicle Account—State Appropriation: For transfer to the Multimodal Transportation Account—State..... \$23,330,000

(6) Washington State Aviation Account—State Appropriation: For transfer to the Aeronautics Account—State..... \$150,000

(7) Carbon Emissions Reduction Account—State Appropriation: For transfer to the Climate Active Transportation Account—State \$178,885,000

(8) Carbon Emissions Reduction Account—State Appropriation: For transfer to the Climate Transit Programs Account—State \$408,000,000

(9) Carbon Emissions Reduction Account—State Appropriation: For transfer to the Puget Sound Ferry Operations Account—State \$4,200,000

(10) Move Ahead WA Flexible Account—State Appropriation: For transfer to the Move Ahead WA Account—State..... \$100,000,000

(11) Alaskan Way Viaduct Replacement Project Account—State Appropriation: For transfer to the Motor Vehicle Account—State..... \$25,000,000

(12) Highway Safety Account—State Appropriation: For transfer to the State Patrol Highway Account—State.....\$77,000,000

(13)(a) Transportation Partnership Account—State Appropriation: For transfer to the Tacoma Narrows Toll Bridge Account—State \$6,611,000

(b) It is the intent of the legislature that this transfer is temporary, for the purpose of minimizing the impact of toll increases. An equivalent reimbursing transfer is to occur after the debt service and deferred sales tax on the Tacoma Narrows bridge construction costs are fully repaid in accordance with chapter 195, Laws of 2018.

(14) Motor Vehicle Account—State Appropriation: For transfer to the State Patrol Highway Account—State.....\$1,500,000

(15) Motor Vehicle Account—State Appropriation: For transfer to the County Arterial Preservation Account—State \$4,844,000

(16) Motor Vehicle Account—State Appropriation: For transfer to the Freight Mobility Investment Account—State..... \$8,511,000

(17) Motor Vehicle Account—State Appropriation: For transfer to the Rural Arterial Trust Account—State \$4,844,000

(18) Motor Vehicle Account—State Appropriation: For

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transfer to the Transportation Improvement Account—
 State.....\$9,688,000
 (19)(a) State Route Number 520 Civil Penalties Account—
 State Appropriation: For transfer to the Motor Vehicle Account—
 State.....\$1,000,000

(b) The transfer in this subsection is to repay moneys loaned to the state route number 520 civil penalties account in the 2019-2021 fiscal biennium.

(20) State Route Number 520 Civil Penalties Account—State
 Appropriation: For transfer to the State Route Number 520
 Corridor Account—State.....\$560,000

(21)(a) Capital Vessel Replacement Account—State
 Appropriation: For transfer to the Connecting Washington
 Account—State.....\$29,000,000

(b) It is the intent of the legislature that this transfer is temporary, for the purpose of minimizing the use of bonding in the connecting Washington account.

(22) Multimodal Transportation Account—State
 Appropriation: For transfer to the Complete Streets Grant
 Program Account—State.....\$14,670,000

(23) Multimodal Transportation Account—State
 Appropriation: For transfer to the Highway Safety Account—
 State.....\$3,000,000

(24) Multimodal Transportation Account—State
 Appropriation: For transfer to the Motor Vehicle Account—
 State.....\$15,000,000

(25) Multimodal Transportation Account—State
 Appropriation: For transfer to the Freight Mobility Multimodal
 Account—State.....\$8,511,000

(26) Multimodal Transportation Account—State
 Appropriation: For transfer to the Move Ahead WA Flexible
 Account—State.....\$11,790,000

(27) Multimodal Transportation Account—State
 Appropriation: For transfer to the Puget Sound Capital
 Construction Account—State.....\$175,000,000

(28) Multimodal Transportation Account—State
 Appropriation: For transfer to the Puget Sound Ferry Operations
 Account—State.....\$38,500,000

(29) Multimodal Transportation Account—State
 Appropriation: For transfer to the Regional Mobility Grant
 Program Account—State.....\$27,679,000

(30) Multimodal Transportation Account—State
 Appropriation: For transfer to the Rural Mobility Grant Program
 Account—State.....\$12,223,000

(31) Multimodal Transportation Account—State
 Appropriation: For transfer to the State Patrol Highway
 Account—State.....\$59,000,000

(32)(a) Alaskan Way Viaduct Replacement Project Account—
 State Appropriation: For transfer to the Transportation
 Partnership Account—State.....\$47,899,000

(b) \$22,899,000 of the amount transferred in this subsection represents repayment of debt service incurred for the construction of the SR 99/Alaskan Way Viaduct Replacement project (809936Z).

(33) Tacoma Narrows Toll Bridge Account—State
 Appropriation: For transfer to the Motor Vehicle Account—
 State.....\$543,000

(34)(a) General Fund Account—State Appropriation: For
 transfer to the State Patrol Highway Account—State. \$625,000

(b) The state treasurer shall transfer the funds only after receiving notification from the Washington state patrol under section 207 of this act.

(35) Puget Sound Ferry Operations Account—State
 Appropriation: For transfer to the Puget Sound Capital
 Construction Account—State.....\$121,828,000

(36) Move Ahead WA Account—State Appropriation: For
 transfer to the Puget Sound Ferry Operations Account—
 State.....\$120,000,000

**NEW SECTION. Sec. 407. FOR THE STATE
 TREASURER—BOND RETIREMENT AND INTEREST,
 AND ONGOING BOND REGISTRATION AND
 TRANSFER CHARGES; FOR DEBT TO BE PAID BY
 STATUTORILY PRESCRIBED REVENUE**

Toll Facility Bond Retirement Account—Federal
 Appropriation.....\$194,241,000
 Toll Facility Bond Retirement Account—State
 Appropriation.....\$25,372,000
 TOTAL APPROPRIATION.....\$219,613,000

The appropriations in this section are subject to the following conditions and limitations: \$35,250,000 of the toll facility bond retirement account—federal appropriation may be used to prepay certain outstanding bonds if sufficient debt service savings can be obtained.

COMPENSATION

**NEW SECTION. Sec. 501. COLLECTIVE
 BARGAINING AGREEMENTS NOT IMPAIRED**

Nothing in this act prohibits the expenditure of any funds by an agency or institution of the state for benefits guaranteed by any collective bargaining agreement in effect on the effective date of this section.

**NEW SECTION. Sec. 502. COLLECTIVE
 BARGAINING AGREEMENTS**

(1) In accordance with chapters 41.80, 41.56, and 47.64 RCW, agreements have been reached between the governor and organizations representing state employee bargaining units for the 2023-2025 fiscal biennium and funding is provided in this act for agreements and awards with the following organizations:

- (a) Washington federation of state employees, general government;
- (b) Washington public employees association, general government;
- (c) Professional and technical engineers, local 17;
- (d) The coalition of unions;
- (e) Washington state patrol troopers association;
- (f) Washington state patrol lieutenants and captains association;
- (g) Office and professional employees international union local 8;
- (h) Ferry agents, supervisors, and project administrators association;
- (i) Service employees international union local 6;
- (j) Pacific northwest regional council of carpenters;
- (k) Puget Sound metal trades council;
- (l) Marine engineers' beneficial association unlicensed engine room employees;
- (m) Marine engineers' beneficial association licensed engineer officers;
- (n) Marine engineers' beneficial association port engineers;
- (o) Masters, mates, and pilots - mates;
- (p) Masters, mates, and pilots - masters;
- (q) Masters, mates, and pilots - watch center supervisors; and
- (r) Inlandboatmen's union of the Pacific;

(2) Expenditures for agreements in this section may also be funded from nonappropriated accounts. If positions are funded with lidded grants or dedicated fund sources with insufficient revenue, additional funding from other sources is not provided.

**NEW SECTION. Sec. 503. COMPENSATION—
 INSURANCE BENEFITS**

(1)(a) An agreement was reached for the 2023-2025 fiscal biennium between the governor and the health care coalition

under the provisions of chapter 41.80 RCW. Appropriations in this act for state agencies are sufficient to implement the provisions of the 2023-2025 collective bargaining agreement.

(b) Appropriations for state agencies in this act are sufficient for represented employees outside the coalition and for nonrepresented state employee health benefits.

(2) The appropriations for state agencies in this act for benefits provided by the public employees' benefits board are subject to conditions and limitations as provided in the omnibus operating appropriations act.

NEW SECTION. Sec. 504. GENERAL WAGE INCREASES AND LUMP SUM PAYMENTS

(1)(a) Appropriations for state agency employee compensation in this act are sufficient to provide general wage increases to state agency employees and employees of institutions of higher education, who are not represented or who bargain under statutory authority other than chapter 41.80 or 47.64 RCW or RCW 41.56.473 or 41.56.475.

(b) Appropriations for state agency employee compensation in this act are sufficient to provide a retention lump sum payment and a lump sum COVID-19 booster incentive to state agency employees who are not represented or who bargain under statutory authority other than chapter 41.80 or 47.64 RCW or RCW 41.56.473 or 41.56.475.

(2) Funding is provided for a four percent general wage increase effective July 1, 2023, for all classified employees as specified in subsection (1)(a) of this section, employees in the Washington management service, and exempt employees under the jurisdiction of the office of financial management. The appropriations are also sufficient to fund a four percent salary increase effective July 1, 2023, for executive, legislative, and judicial branch employees exempt from merit system rules whose maximum salaries are not set by the commission on salaries for elected officials.

(3) Funding is provided for a three percent general wage increase effective July 1, 2024, for all classified employees as specified in subsection (1)(a) of this section, employees in the Washington management service, and exempt employees under the jurisdiction of the office of financial management. The appropriations are also sufficient to fund a three percent salary increase effective July 1, 2024, for executive, legislative, and judicial branch employees exempt from merit system rules whose maximum salaries are not set by the commission on salaries for elected officials.

(4) Funding is provided for a retention lump sum payment of \$1,000 for all employees as specified in subsection (1)(b) of this section who were employed on or before July 1, 2022, and continuously employed through July 1, 2023.

(5) Funding is provided for a COVID-19 booster incentive payment of \$1,000 for all employees as specified in subsection (1)(b) of this section who provide verification, beginning January 1, 2023, through December 31, 2023, that they are up-to-date with the COVID-19 vaccine booster.

NEW SECTION. Sec. 505. COMPENSATION—PENSION CONTRIBUTIONS

Appropriations in this act for state agencies are adjusted to reflect pension contribution rates adopted by the pension funding council and the law enforcement officers' and firefighters' retirement system plan 2 board and as otherwise provided in the omnibus operating appropriations act.

IMPLEMENTING PROVISIONS

NEW SECTION. Sec. 601. MANAGEMENT OF TRANSPORTATION FUNDS WHEN THE LEGISLATURE IS NOT IN SESSION

(1) The 2005 transportation partnership projects or

improvements and 2015 connecting Washington projects or improvements are listed in the LEAP Transportation Document 2023-1 as developed April 21, 2023, which consists of a list of specific projects by fund source and amount over multiple biennia. Current fiscal biennium funding for each project is a line-item appropriation, while the outer year funding allocations represent a 16-year plan. The department of transportation is expected to use the flexibility provided in this section to assist in the delivery and completion of all transportation partnership account and connecting Washington account projects on the LEAP transportation document referenced in this subsection. For the 2023-2025 project appropriations, unless otherwise provided in this act, the director of the office of financial management may provide written authorization for a transfer of appropriation authority between projects funded with transportation partnership account appropriations or connecting Washington account appropriations to manage project spending and efficiently deliver all projects in the respective program under the following conditions and limitations:

(a) Transfers may only be made within each specific fund source referenced on the respective project list;

(b) Transfers from a project may not be made as a result of the reduction of the scope of a project or be made to support increases in the scope of a project;

(c) Transfers from a project may be made if the funds appropriated to the project are in excess of the amount needed in the current fiscal biennium;

(d) Transfers may not occur for projects not identified on the applicable project list;

(e) Transfers to a project may not occur if that project is a programmatic funding item described in broad general terms on the applicable project list without referencing a specific state route number;

(f) Transfers may not be made while the legislature is in session;

(g) Transfers to a project may not be made with funds designated as attributable to practical design savings as described in RCW 47.01.480;

(h) Except for transfers made under (l) of this subsection, transfers may only be made in fiscal year 2024;

(i) The total amount of transfers under this section may not exceed \$50,000,000;

(j) Except as otherwise provided in (l) of this subsection, transfers made to a single project may not cumulatively total more than \$20,000,000 per fiscal biennium;

(k) Each transfer between projects may only occur if the director of the office of financial management finds that any resulting change will not hinder the completion of the projects as approved by the legislature; and

(l) Transfers between projects may be made by the department of transportation without the formal written approval provided under this subsection (1), provided that the transfer amount to a single project does not exceed \$250,000 or 10 percent of the total project per fiscal biennium, whichever is less. These transfers must be reported quarterly to the director of the office of financial management and the chairs of the house of representatives and senate transportation committees.

(2) The department of transportation must submit quarterly all transfers authorized under this section in the transportation executive information system. The office of financial management must maintain a legislative baseline project list identified in the LEAP transportation documents referenced in this act, and update that project list with all authorized transfers under this section, including any effects to the total project budgets and schedules beyond the current fiscal biennium.

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(3) At the time the department submits a request to transfer funds under this section, a copy of the request must be submitted to the chairs and ranking members of the transportation committees of the legislature.

(4) Before approval, the office of financial management shall work with legislative staff of the house of representatives and senate transportation committees to review the requested transfers in a timely manner and address any concerns raised by the chairs and ranking members of the transportation committees.

(5) No fewer than 10 days after the receipt of a project transfer request, the director of the office of financial management must provide written notification to the department of any decision regarding project transfers, with copies submitted to the transportation committees of the legislature.

(6) The department must submit annually as part of its budget submittal a report detailing all transfers made pursuant to this section, including any effects to the total project budgets and schedules beyond the current fiscal biennium.

NEW SECTION. Sec. 602. BOND REIMBURSEMENT

To the extent that any appropriation authorizes expenditures of state funds from the motor vehicle account, special category C account, Tacoma Narrows toll bridge account, transportation 2003 account (nickel account), transportation partnership account, transportation improvement account, Puget Sound capital construction account, multimodal transportation account, state route number 520 corridor account, connecting Washington account, or other transportation capital project account in the state treasury for a state transportation program that is specified to be funded with proceeds from the sale of bonds authorized in chapter 47.10 RCW, the legislature declares that any such expenditures made before the issue date of the applicable transportation bonds for that state transportation program are intended to be reimbursed from proceeds of those transportation bonds in a maximum amount equal to the amount of such appropriation.

NEW SECTION. Sec. 603. BELATED CLAIMS

The agencies and institutions of the state may expend moneys appropriated in this act, upon approval of the office of financial management, for the payment of supplies and services furnished to the agency or institution in prior fiscal biennia.

NEW SECTION. Sec. 604. REAPPROPRIATIONS REPORTING

(1) As part of its 2024 supplemental budget submittal, the department of transportation shall provide a report to the legislature and the office of financial management that:

(a) Identifies, by capital project, the amount of state funding that has been reappropriated from the 2021-2023 fiscal biennium into the 2023-2025 fiscal biennium; and

(b) Identifies, for each project, the amount of cost savings or increases in funding that have been identified as compared to the 2021 enacted omnibus transportation appropriations act.

(2) As part of the agency request for capital programs, the department shall load reappropriations separately from funds that were assumed to be required for the 2023-2025 fiscal biennium into budgeting systems.

NEW SECTION. Sec. 605. WEBSITE REPORTING REQUIREMENTS

The department of transportation shall post on its website every report that is due from the department to the legislature during the 2023-2025 fiscal biennium on one web page in a manner consistent with past practices as specified in section 605, chapter 333, Laws of 2021.

NEW SECTION. Sec. 606. TRANSIT, BICYCLE, AND PEDESTRIAN ELEMENTS REPORTING

By November 15th of each year, the department of transportation must report on amounts expended to benefit transit,

bicycle, or pedestrian elements within all connecting Washington projects in programs I, P, and Z identified in LEAP Transportation Document 2023-2 ALL PROJECTS as developed April 21, 2023, in a manner consistent with past practices as specified in section 602, chapter 186, Laws of 2022.

NEW SECTION. Sec. 607. PROJECT SCOPE CHANGES

(1) During the 2023-2025 fiscal biennium, while the legislature is not in session, the director of the office of financial management may approve project scope change requests to connecting Washington projects and move ahead WA projects in the highway improvements program, provided that the requests meet the criteria outlined in RCW 47.01.480 if a connecting Washington project, and are subject to the limitations in this section.

(2) At the time the department of transportation submits a request for a project scope change under this section, a copy of the request must be submitted to the transportation committees of the legislature.

(3) Before approval, the office of financial management shall work with legislative staff of the house of representatives and senate transportation committees to review the requested project scope changes.

(4) No fewer than 10 days after the receipt of a scope change request, the director of the office of financial management must provide written notification to the department of any decision regarding project scope changes, with copies submitted to the transportation committees of the legislature.

(5) As part of its annual budget submittal, the department of transportation must report on all approved scope change requests from the prior year, including a comparison of the scope before and after the requested change.

NEW SECTION. Sec. 608. TOLL CREDITS

The department of transportation may provide up to \$5,000,000 in toll credits to Kitsap transit for its role in delivering capital projects related to Kitsap transit public transportation services including, but not limited to, ferry service. The number of toll credits provided must be equal to, but no more than, the number sufficient to meet federal match requirements for grant funding for passenger-only ferry service, but must not exceed the amount authorized in this section.

NEW SECTION. Sec. 609. LOCAL PARTNER COOPERATIVE AGREEMENTS

(1) If a transportation project, where the Washington state department of transportation is the lead and the project is scheduled to be delivered or completed in the 2023-2025 fiscal biennium as shown on the LEAP Transportation Document 2023-2 ALL PROJECTS as developed April 21, 2023, is in jeopardy of being delayed because the department is unable to deliver or complete the project within the 2023-2025 fiscal biennium and other local jurisdictions are able to deliver or complete the work, the department must coordinate with the appropriate local jurisdictions to determine if a potential local partner is ready, willing, and able to execute delivery and completion of the project within the 2023-2025 fiscal biennium.

(2) The department must compile a list of projects under this section, including the timing under which the local partner agency can deliver or complete the projects within the 2023-2025 and 2025-2027 fiscal biennia. The department must submit the compiled list of projects to the governor and the transportation committees of the legislature by November 1, 2023.

MISCELLANEOUS 2023-2025 FISCAL BIENNIUM

NEW SECTION. Sec. 701. INFORMATION TECHNOLOGY OVERSIGHT

The following transportation projects are subject to the

conditions, limitations, and review provided in section 701(2) through (12), chapter . . . (Engrossed Substitute Senate Bill No. 5187), Laws of 2023 (omnibus operating appropriations act):

(1) For the Washington state patrol: Aerial criminal investigation tools;

(2) For the department of licensing: Website accessibility and usability, and to upgrade and improve prorated and fuel tax system; and

(3) For the department of transportation: Linear referencing system (LRS) and highway performance monitoring system (HPMS) replacement, transportation reporting and accounting information system (TRAINS) upgrade and PROPEL – WSDOT support of one Washington, and capital systems replacement.

NEW SECTION. Sec. 702. DEVELOPMENT OF CLIMATE COMMITMENT ACT EVALUATION TOOLS

The department of transportation shall cooperate and provide assistance, as requested, in the joint transportation committee's development of program delivery evaluation tools and methodologies provided under section 204 of this act for programs, projects, and other activities that receive funding from the carbon emissions reduction account.

Sec. 703. RCW 43.19.642 and 2021 c 333 s 703 are each amended to read as follows:

(1) Effective June 1, 2006, for agencies complying with the ultra-low sulfur diesel mandate of the United States environmental protection agency for on-highway diesel fuel, agencies shall use biodiesel as an additive to ultra-low sulfur diesel for lubricity, provided that the use of a lubricity additive is warranted and that the use of biodiesel is comparable in performance and cost with other available lubricity additives. The amount of biodiesel added to the ultra-low sulfur diesel fuel shall be not less than two percent.

(2) Except as provided in subsection (5) of this section, effective June 1, 2009, state agencies are required to use a minimum of ~~((twenty))~~ 20 percent biodiesel as compared to total volume of all diesel purchases made by the agencies for the operation of the agencies' diesel-powered vessels, vehicles, and construction equipment.

(3) All state agencies using biodiesel fuel shall, beginning on July 1, 2016, file annual reports with the department of enterprise services documenting the use of the fuel and a description of how any problems encountered were resolved.

(4) By December 1, 2009, the department of enterprise services shall:

(a) Report to the legislature on the average true price differential for biodiesel by blend and location; and

(b) Examine alternative fuel procurement methods that work to address potential market barriers for in-state biodiesel producers and report these findings to the legislature.

(5) During the ~~((2019-2021 and))~~ 2021-2023 and 2023-2025 fiscal biennia, the Washington state ferries is required to use a minimum of five percent biodiesel as compared to total volume of all diesel purchases made by the Washington state ferries for the operation of the Washington state ferries diesel-powered vessels, as long as the price of a B5 or B10 biodiesel blend does not exceed the price of conventional diesel fuel by five percent or more.

Sec. 704. RCW 46.20.745 and 2021 c 333 s 704 are each amended to read as follows:

(1) The ignition interlock device revolving account program is created within the department to assist in covering the monetary costs of installing, removing, and leasing an ignition interlock device, and applicable licensing, for indigent persons who are required under RCW 46.20.385, 46.20.720, and 46.61.5055 to install an ignition interlock device in all vehicles owned or

operated by the person. For purposes of this subsection, "indigent" has the same meaning as in RCW 10.101.010, as determined by the department. During the ~~((2019-2021 and))~~ 2021-2023 and 2023-2025 fiscal biennia, the ignition interlock device revolving account program also includes ignition interlock enforcement work conducted by the Washington state patrol.

(2) A pilot program is created within the ignition interlock device revolving account program for the purpose of monitoring compliance by persons required to use ignition interlock devices and by ignition interlock companies and vendors.

(3) The department, the state patrol, and the Washington traffic safety commission shall coordinate to establish a compliance pilot program that will target at least one county from eastern Washington and one county from western Washington, as determined by the department, state patrol, and Washington traffic safety commission.

(4) At a minimum, the compliance pilot program shall:

(a) Review the number of ignition interlock devices that are required to be installed in the targeted county and the number of ignition interlock devices actually installed;

(b) Work to identify those persons who are not complying with ignition interlock requirements or are repeatedly violating ignition interlock requirements; and

(c) Identify ways to track compliance and reduce noncompliance.

(5) As part of monitoring compliance, the Washington traffic safety commission shall also track recidivism for violations of RCW 46.61.502 and 46.61.504 by persons required to have an ignition interlock driver's license under RCW 46.20.385 and 46.20.720.

Sec. 705. RCW 46.68.060 and 2022 c 182 s 434 are each amended to read as follows:

There is hereby created in the state treasury a fund to be known as the highway safety fund to the credit of which must be deposited all moneys directed by law to be deposited therein. This fund must be used for carrying out the provisions of law relating to driver licensing, driver improvement, financial responsibility, cost of furnishing abstracts of driving records and maintaining such case records, and to carry out the purposes set forth in RCW 43.59.010, chapters 46.72 and 46.72A RCW, and RCW 47.04.410. ~~((During the 2013-2015 and 2015-2017 fiscal biennia, the legislature may transfer from the highway safety fund to the Puget Sound ferry operations account, the motor vehicle fund, and the multimodal transportation account such amounts as reflect the excess fund balance of the highway safety fund.))~~ During the ~~((2017-2019, 2019-2021, and))~~ 2021-2023 and 2023-2025 fiscal biennia, the legislature may direct the state treasurer to make transfers of moneys in the highway safety fund to the multimodal transportation account and the state patrol highway account.

Sec. 706. RCW 46.68.063 and 2021 c 333 s 714 are each amended to read as follows:

The department of licensing technology improvement and data management account is created in the highway safety ~~((fund))~~ account. All receipts from fees collected under RCW 46.12.630(5) must be deposited into the account. Expenditures from the account may be used only for investments in technology and data management at the department. During the ~~((2019-2021 and))~~ 2021-2023 and 2023-2025 fiscal biennia, the account may also be used for responding to public records requests. Moneys in the account may be spent only after appropriation.

Sec. 707. RCW 46.68.290 and 2022 c 157 s 16 are each amended to read as follows:

(1) The transportation partnership account is hereby created in the motor vehicle ~~((fund))~~ account. All distributions to the

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account from RCW 46.68.090 must be deposited into the account. Money in the account may be spent only after appropriation. Expenditures from the account must be used only for projects or improvements identified as 2005 transportation partnership projects or improvements in the omnibus transportation appropriations act, including any principal and interest on bonds authorized for the projects or improvements.

(2) The legislature finds that:

(a) Citizens demand and deserve accountability of transportation-related programs and expenditures. Transportation-related programs must continuously improve in quality, efficiency, and effectiveness in order to increase public trust;

(b) Transportation-related agencies that receive tax dollars must continuously improve the way they operate and deliver services so citizens receive maximum value for their tax dollars; and

(c) Fair, independent, comprehensive performance audits of transportation-related agencies overseen by the elected state auditor are essential to improving the efficiency, economy, and effectiveness of the state's transportation system.

(3) For purposes of chapter 314, Laws of 2005:

(a) "Performance audit" means an objective and systematic assessment of a state agency or agencies or any of their programs, functions, or activities by the state auditor or designee in order to help improve agency efficiency, effectiveness, and accountability. Performance audits include economy and efficiency audits and program audits.

(b) "Transportation-related agency" means any state agency, board, or commission that receives funding primarily for transportation-related purposes. At a minimum, the department of transportation, the transportation improvement board or its successor entity, the county road administration board or its successor entity, and the traffic safety commission are considered transportation-related agencies. The Washington state patrol and the department of licensing shall not be considered transportation-related agencies under chapter 314, Laws of 2005.

(4) Within the authorities and duties under chapter 43.09 RCW, the state auditor shall establish criteria and protocols for performance audits. Transportation-related agencies shall be audited using criteria that include generally accepted government auditing standards as well as legislative mandates and performance objectives established by state agencies. Mandates include, but are not limited to, agency strategies, timelines, program objectives, and mission and goals as required in RCW 43.88.090.

(5) Within the authorities and duties under chapter 43.09 RCW, the state auditor may conduct performance audits for transportation-related agencies. The state auditor shall contract with private firms to conduct the performance audits.

(6) The audits may include:

(a) Identification of programs and services that can be eliminated, reduced, consolidated, or enhanced;

(b) Identification of funding sources to the transportation-related agency, to programs, and to services that can be eliminated, reduced, consolidated, or enhanced;

(c) Analysis of gaps and overlaps in programs and services and recommendations for improving, dropping, blending, or separating functions to correct gaps or overlaps;

(d) Analysis and recommendations for pooling information technology systems used within the transportation-related agency, and evaluation of information processing and telecommunications policy, organization, and management;

(e) Analysis of the roles and functions of the transportation-related agency, its programs, and its services and their compliance

with statutory authority and recommendations for eliminating or changing those roles and functions and ensuring compliance with statutory authority;

(f) Recommendations for eliminating or changing statutes, rules, and policy directives as may be necessary to ensure that the transportation-related agency carry out reasonably and properly those functions vested in the agency by statute;

(g) Verification of the reliability and validity of transportation-related agency performance data, self-assessments, and performance measurement systems as required under RCW 43.88.090;

(h) Identification of potential cost savings in the transportation-related agency, its programs, and its services;

(i) Identification and recognition of best practices;

(j) Evaluation of planning, budgeting, and program evaluation policies and practices;

(k) Evaluation of personnel systems operation and management;

(l) Evaluation of purchasing operations and management policies and practices;

(m) Evaluation of organizational structure and staffing levels, particularly in terms of the ratio of managers and supervisors to nonmanagement personnel; and

(n) Evaluation of transportation-related project costs, including but not limited to environmental mitigation, competitive bidding practices, permitting processes, and capital project management.

(7) Within the authorities and duties under chapter 43.09 RCW, the state auditor must provide the preliminary performance audit reports to the audited state agency for comment. The auditor also may seek input on the preliminary report from other appropriate officials. Comments must be received within ~~((thirty))~~ 30 days after receipt of the preliminary performance audit report unless a different time period is approved by the state auditor. The final performance audit report shall include the objectives, scope, and methodology; the audit results, including findings and recommendations; the agency's response and conclusions; and identification of best practices.

(8) The state auditor shall provide final performance audit reports to the citizens of Washington, the governor, the joint legislative audit and review committee, the appropriate legislative committees, and other appropriate officials. Final performance audit reports shall be posted on the internet.

(9) The audited transportation-related agency is responsible for follow-up and corrective action on all performance audit findings and recommendations. The audited agency's plan for addressing each audit finding and recommendation shall be included in the final audit report. The plan shall provide the name of the contact person responsible for each action, the action planned, and the anticipated completion date. If the audited agency does not agree with the audit findings and recommendations or believes action is not required, then the action plan shall include an explanation and specific reasons.

The office of financial management shall require periodic progress reports from the audited agency until all resolution has occurred. The office of financial management is responsible for achieving audit resolution. The office of financial management shall annually report by December 31st the status of performance audit resolution to the appropriate legislative committees and the state auditor. The legislature shall consider the performance audit results in connection with the state budget process.

The auditor may request status reports on specific audits or findings.

(10) For the period from July 1, 2005, until June 30, 2007, the amount of \$4,000,000 is appropriated from the transportation partnership account to the state auditors office for the purposes of

subsections (2) through (9) of this section.

(11) ~~((During the 2015-2017 fiscal biennium, the legislature may transfer from the transportation partnership account to the connecting Washington account such amounts as reflect the excess fund balance of the transportation partnership account.~~

~~((2))~~ During the ~~((2019-2021 and))~~ 2021-2023 and 2023-2025 fiscal biennia, the legislature may direct the state treasurer to make transfers of moneys in the transportation partnership account to ~~((the connecting Washington account,))~~ the motor vehicle ~~((fund,))~~ account and the Tacoma Narrows toll bridge account ~~((, and the capital vessel replacement account)).~~

Sec. 708. RCW 46.68.300 and 2021 c 333 s 711 are each amended to read as follows:

The freight mobility investment account is hereby created in the state treasury. Money in the account may be spent only after appropriation. Expenditures from the account may be used only for freight mobility projects that have been approved by the freight mobility strategic investment board in RCW 47.06A.020 and may include any principal and interest on bonds authorized for the projects or improvements. During the ~~((2019-2021 and))~~ 2021-2023 and 2023-2025 fiscal biennia, the expenditures from the account may also be used for the administrative expenses of the freight mobility strategic investment board.

Sec. 709. RCW 46.68.370 and 2021 c 333 s 710 are each amended to read as follows:

The license plate technology account is created in the state treasury. All receipts collected under RCW 46.17.015 must be deposited into this account. Expenditures from this account must support current and future license plate technology and systems integration upgrades for both the department and correctional industries. Moneys in the account may be spent only after appropriation. Additionally, the moneys in this account may be used to reimburse the motor vehicle account for any appropriation made to implement the digital license plate system. During the 2011-2013 and 2013-2015 fiscal biennia, the legislature may transfer from the license plate technology account to the highway safety fund such amounts as reflect the excess fund balance of the license plate technology account. During the ~~((2019-2021 and))~~ 2021-2023 and 2023-2025 fiscal biennia, the account may also be used for the maintenance of recently modernized information technology systems for vehicle registrations.

Sec. 710. RCW 46.68.395 and 2020 c 219 s 707 are each amended to read as follows:

(1) The connecting Washington account is created in the motor vehicle ~~((fund))~~ account. Moneys in the account may be spent only after appropriation. Expenditures from the account must be used only for projects or improvements identified as connecting Washington projects or improvements in a transportation appropriations act, including any principal and interest on bonds authorized for the projects or improvements.

(2) Moneys in the connecting Washington account may not be expended on the state route number 99 Alaskan Way viaduct replacement project.

(3) During the ~~((2019-2021))~~ 2023-2025 fiscal biennium, the legislature may direct the state treasurer to make transfers of moneys in the connecting Washington account to the ~~((motor vehicle fund))~~ move ahead WA account.

Sec. 711. RCW 46.68.490 and 2022 c 182 s 102 are each amended to read as follows:

(1) The climate active transportation account is hereby created in the state treasury. Moneys in the account may be spent only after appropriation. Expenditures from the account may be used only for the following active transportation grant programs: Safe routes to schools, school-based bike program, bicycle and pedestrian grant program, complete streets grants program, and

connecting communities grant program, as well as pedestrian and bicycle or other active transportation projects identified in an omnibus transportation appropriations act as move ahead WA projects.

(2) Beginning July 1, 2023, the state treasurer shall annually transfer 24 percent of the revenues accruing annually to the carbon emissions reduction account created in RCW 70A.65.240 to the climate active transportation account. This subsection does not apply during the 2023-2025 fiscal biennium.

Sec. 712. RCW 46.68.500 and 2022 c 182 s 103 are each amended to read as follows:

(1) The climate transit programs account is hereby created in the state treasury. Moneys in the account may be spent only after appropriation. Expenditures from the account may be used only for the following transit grant programs: Transit support grant program, tribal transit mobility grants, transit coordination grants, special needs transit grants, bus and bus facility grant program, green transit grants, and transportation demand management grants, as well as transit projects identified in an omnibus transportation appropriations act as move ahead WA projects.

(2) Beginning July 1, 2023, the state treasurer shall annually transfer 56 percent of the revenues accruing annually to the carbon emissions reduction account created in RCW 70A.65.240 to the climate transit programs account. This subsection does not apply during the 2023-2025 fiscal biennium.

Sec. 713. RCW 47.56.876 and 2022 c 157 s 17 are each amended to read as follows:

(1) A special account to be known as the state route number 520 civil penalties account is created in the state treasury. All state route number 520 bridge replacement and HOV program civil penalties generated from the nonpayment of tolls on the state route number 520 corridor must be deposited into the account, as provided under RCW 47.56.870(4)(b)(vii). Moneys in the account may be spent only after appropriation. Expenditures from the account must be used to fund legal obligations associated with bonds and loans associated with the construction and operation of state route number 520 under circumstances where the toll revenue collections at the time are not sufficient to fully cover such legal obligations, and then may be used to fund any project within the state route number 520 bridge replacement and HOV program, including mitigation. The legislature may direct the state treasurer to make transfers of moneys in the state route number 520 civil penalties account to the state route number 520 corridor account. During the 2021-2023 and 2023-2025 fiscal ~~((biennium))~~ biennia, the legislature may direct the state treasurer to transfer moneys in the state route number 520 civil penalties account to the motor vehicle account.

(2) For purposes of this section, "legal obligations associated with bonds and loans" includes, but is not limited to, debt service and all other activities necessary to comply with financial covenants associated with state route number 520, costs associated with the civil penalties program, and operation and maintenance costs.

Sec. 714. RCW 47.60.315 and 2021 c 333 s 716 are each amended to read as follows:

(1) The commission shall adopt fares and pricing policies by rule, under chapter 34.05 RCW, according to the following schedule:

(a) Each year the department shall provide the commission a report of its review of fares and pricing policies, with recommendations for the revision of fares and pricing policies for the ensuing year;

(b) By September 1st of each year, beginning in 2008, the commission shall adopt by rule fares and pricing policies for the ensuing year.

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(2) The commission may adopt by rule fares that are effective for more or less than one year for the purposes of transitioning to the fare schedule in subsection (1) of this section.

(3) The commission may increase ferry fares included in the schedule of charges adopted under this section by a percentage that exceeds the fiscal growth factor.

(4) The chief executive officer of the ferry system may authorize the use of promotional, discounted, and special event fares to the general public and commercial enterprises for the purpose of maximizing capacity use and the revenues collected by the ferry system. The department shall report to the commission a summary of the promotional, discounted, and special event fares offered during each fiscal year and the financial results from these activities.

(5) Fare revenues and other revenues deposited in the Puget Sound ferry operations account created in RCW 47.60.530 may not be used to support the Puget Sound capital construction account created in RCW 47.60.505, unless the support for capital is separately identified in the fare or except as provided in section 715, chapter 333, Laws of 2021 during the 2021-2023 biennium and section 716, chapter . . . , Laws of 2023 (this act) during the 2023-2025 fiscal biennium.

(6) The commission may not raise fares until the fare rules contain pricing policies developed under RCW 47.60.290, or September 1, 2009, whichever is later.

(7) The commission shall impose a vessel replacement surcharge of ~~((twenty five))~~ 25 cents on every one-way and round-trip ferry fare sold, including multiride and monthly pass fares. This surcharge must be clearly indicated to ferry passengers and drivers and, if possible, on the fare media itself.

(8) Except as provided in subsection (10) of this section, beginning May 1, 2020, the commission shall impose an additional vessel replacement surcharge in an amount sufficient to fund ~~((twenty five))~~ 25 year debt service on one 144-auto hybrid vessel taking into account funds provided in chapter 417, Laws of 2019 or chapter . . . (SSB 5419), Laws of 2019. The department of transportation shall provide to the commission vessel and debt service cost estimates. Information on vessels constructed or purchased with revenue from the surcharges must be publicly posted including, but not limited to, the commission website.

(9) The vessel replacement surcharges imposed in this section may only be used for the construction or purchase of ferry vessels and to pay the principal and interest on bonds authorized for the construction or purchase of new ferry vessels.

(10) The commission shall not impose the additional vessel replacement surcharge in subsection (8) of this section if doing so would increase fares by more than ~~((ten))~~ 10 percent.

(11) For the 2023-2025 fiscal biennium, any ferry fuel surcharge imposed by the commission may not go into effect until after the ensuing regular legislative session. If a fuel surcharge is imposed as provided under this subsection, the commission must reevaluate the need for the surcharge on at least a quarterly basis to determine if the surcharge is still needed to cover increased fuel costs, and revoke the surcharge if the determination is that the surcharge is no longer needed for this purpose.

Sec. 715. RCW 47.60.322 and 2021 c 333 s 712 are each amended to read as follows:

(1) The capital vessel replacement account is created in the motor vehicle ~~((fund))~~ account. All revenues generated from the vessel replacement surcharge under RCW 47.60.315(7) and service fees collected by the department of licensing or county auditor or other agent appointed by the director under RCW 46.17.040, 46.17.050, and 46.17.060 must be deposited into the account. Moneys in the account may be spent only after

appropriation. Expenditures from the account may be used only for the construction or purchase of ferry vessels and to pay the principal and interest on bonds authorized for the construction or purchase of ferry vessels. However, expenditures from the account must first be used to support the construction or purchase, including any applicable financing costs, of a ferry vessel with a carrying capacity of at least one hundred forty-four cars.

(2) The state treasurer may transfer moneys from the capital vessel replacement account to the transportation 2003 account (nickel account) for debt service on bonds issued for the construction of 144-car class ferry vessels.

(3) The legislature may transfer from the capital vessel replacement account to the connecting Washington account created under RCW 46.68.395 such amounts as reflect the excess fund balance of the capital vessel replacement account to be used for ferry terminal construction and preservation.

(4) During the ~~((2019-2021 and))~~ 2021-2023 and 2023-2025 fiscal biennia, the legislature may direct the state treasurer to make transfers of moneys in the capital vessel replacement account to the transportation partnership account and the connecting Washington account.

Sec. 716. RCW 47.60.530 and 2021 c 333 s 715 are each amended to read as follows:

(1) The Puget Sound ferry operations account is created in the motor vehicle ~~((fund))~~ account.

(2) The following funds must be deposited into the account:

(a) All moneys directed by law;

(b) All revenues generated from ferry fares; and

(c) All revenues generated from commercial advertising, concessions, parking, and leases as allowed under RCW 47.60.140.

(3) Moneys in the account may be spent only after appropriation.

(4) Expenditures from the account may be used only for the maintenance, administration, and operation of the Washington state ferry system.

~~(5) ((During the 2015-2017 fiscal biennium, the legislature may transfer from the Puget Sound ferry operations account to the connecting Washington account such amounts as reflect the excess fund balance of the Puget Sound ferry operations account.~~

~~(6) During the 2017-2019 fiscal biennium, the legislature may direct the state treasurer to make transfers of moneys in the Puget Sound ferry operations account to the connecting Washington account.~~

~~(7))~~ During the 2021-2023 and 2023-2025 fiscal ~~((biennium))~~ biennia, the legislature may direct the state treasurer to make transfers of moneys in the Puget Sound ferry operations account to the Puget Sound capital construction account.

Sec. 717. RCW 47.66.120 and 2022 c 182 s 439 are each amended to read as follows:

(1)(a) The department's public transportation division shall establish a green transportation capital grant program. The purpose of the grant program is to aid any transit authority in funding cost-effective capital projects to reduce the carbon intensity of the Washington transportation system, examples of which include: Electrification of vehicle fleets, including battery and fuel cell electric vehicles; modification or replacement of capital facilities in order to facilitate fleet electrification and/or hydrogen refueling; necessary upgrades to electrical transmission and distribution systems; and construction of charging and fueling stations. The department's public transportation division shall identify projects and shall submit a prioritized list of all projects requesting funding to the legislature by December 1st of each even-numbered year.

(b) The department's public transportation division shall select

projects based on a competitive process that considers the following criteria:

(i) The cost-effectiveness of the reductions in carbon emissions provided by the project; and

(ii) The benefit provided to transitioning the entire state to a transportation system with lower carbon intensity.

(c) During the 2023-2025 fiscal biennium, the department must incorporate principles into the grant selection process with the goal of increasing the distribution of funding to communities based on addressing environmental harms and providing environmental benefits for overburdened communities, as defined in RCW 70A.02.010, and vulnerable populations.

(2) The department's public transportation division must establish an advisory committee to assist in identifying projects under subsection (1) of this section. The advisory committee must include representatives from the department of ecology, the department of commerce, the utilities and transportation commission, and at least one transit authority.

(3) In order to receive green transportation capital grant program funding for a project, a transit authority must provide matching funding for that project that is at least equal to ~~(twenty)~~ 20 percent of the total cost of the project.

(4) The department's public transportation division must report annually to the transportation committees of the legislature on the status of any grant projects funded by the program created under this section.

(5) For purposes of this section, "transit authority" means a city transit system under RCW 35.58.2721 or chapter 35.95A RCW, a county public transportation authority under chapter 36.57 RCW, a metropolitan municipal corporation transit system under chapter 36.56 RCW, a public transportation benefit area under chapter 36.57A RCW, an unincorporated transportation benefit area under RCW 36.57.100, a regional transit authority under chapter 81.112 RCW, or any special purpose district formed to operate a public transportation system.

(6) During the 2021-2023 fiscal biennium, the department may provide up to 20 percent of the total green transportation capital grant program funding for zero emissions capital transition planning projects. During the 2023-2025 fiscal biennium, the department may provide up to 10 percent of the total green transportation capital grant program funding for zero emissions capital transition planning projects.

Sec. 718. RCW 82.44.200 and 2022 c 187 s 501 are each amended to read as follows:

The electric vehicle account is created in the transportation infrastructure account. Proceeds from the principal and interest payments made on loans from the account must be deposited into the account. Expenditures from the account may be used only for the purposes specified in RCW 47.04.350, 82.08.9999, and 82.12.9999, and the support of other transportation electrification and alternative fuel related purposes, including RCW 47.01.520. Moneys in the account may be spent only after appropriation. During the 2021-2023 and 2023-2025 fiscal ~~((biennium))~~ biennia, the legislature may direct the state treasurer to make transfers of moneys in the electric vehicle account to the move ahead WA flexible account and multimodal transportation account.

2021-2023 FISCAL BIENNIUM

TRANSPORTATION AGENCIES—OPERATING

Sec. 801. 2022 c 186 s 205 (uncodified) is amended to read as follows:

FOR THE TRANSPORTATION COMMISSION

Motor Vehicle Account—State Appropriation\$3,804,000
Interstate 405 and State Route Number 167 Express Toll Lanes Account—State Appropriation \$127,000
State Route Number 520 Corridor Account—State

Appropriation	\$276,000
Tacoma Narrows Toll Bridge Account—State	
Appropriation	\$180,000
Alaskan Way Viaduct Replacement Project Account—	
State Appropriation	\$172,000
TOTAL APPROPRIATION	\$4,559,000

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

(1)(a) The commission shall reconvene the road usage charge steering committee, with the same membership described in chapter 297, Laws of 2018, and shall periodically report to the steering committee with updates on activities undertaken in accordance with the federal grant awarded July 2020 ("Forward Drive"). A year-end update on the status of any federally-funded project for which federal funding is secured must be provided to the governor's office and the transportation committees of the legislature by January 1, 2022, and by January 1, 2023. Any legislative vacancies on the steering committee must be appointed by the speaker of the house of representatives for a house of representatives member vacancy, and by the president of the senate for a senate member vacancy.

(b) The commission shall coordinate with the department of transportation to jointly seek federal funds available through the federal strategic innovations in revenue collection grant program, applying toll credits for meeting match requirements. One or more grant applications may be developed that, at a minimum, propose to:

(i) Assess the impact of a road usage charge, incentives, and other factors on consumer purchase of electric vehicles and conduct a test with drivers to fully assess impacts;

(ii) Assess delivery vehicle fleets and how a road usage charge may be applied, identifying potential impacts to fleet operations and costs, and state transportation revenues, and conducting a pilot test to further inform the identification of potential impacts from a road usage charge;

(iii) Review the process for changing vehicle ownership and determine the considerations and possible implications with a road usage charge system, identifying the processes and structure needed for reconciling a road usage charge owed between sellers and purchasers of used vehicles; and

(iv) Identify opportunities for achieving large-scale data integration to support road usage charge service provisions that could be offered by private-sector service providers, conducting a pilot test to determine the ability of such service providers to support automated mileage reporting and periodic payment services.

(2) \$127,000 of the Interstate 405 and state route number 167 express toll lanes account—state appropriation, \$276,000 of the state route number 520 corridor account—state appropriation, \$180,000 of the Tacoma Narrows toll bridge account—state appropriation, and \$172,000 of the Alaskan Way viaduct replacement project account—state appropriation are provided solely for the transportation commission's proportional share of time spent supporting tolling operations for the respective tolling facilities.

(3) \$1,500,000 of the motor vehicle account—state appropriation is provided solely for the commission to conduct a full planning-level traffic and revenue study of the Hood River Bridge to determine the viability of toll revenues to support future financing of improvements and possible replacement of the bridge, considering prior work and studies conducted. The commission shall coordinate this work with the department of transportation, the Port of Hood River, the Oregon department of transportation, and other entities as needed. The results of the assessment must be submitted to the house and senate

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transportation committees by June 30, 2023.

(4) Within the parameters established by RCW 47.56.880, the commission shall review toll revenue performance on the Interstate 405 and state route number 167 corridor and adjust Interstate 405 tolls as appropriate to increase toll revenue to provide sufficient funds for payments of future debt pursuant to RCW 47.10.896 and to support improvements to the corridor. The commission may consider adjusting maximum toll rates, minimum toll rates, time-of-day rates, restricting direct access ramps to transit and HOV vehicles only, or any combination thereof, in setting tolls to increase toll revenue.

Sec. 802. 2022 c 186 s 206 (uncodified) is amended to read as follows:

FOR THE FREIGHT MOBILITY STRATEGIC INVESTMENT BOARD

Freight Mobility Investment Account—State	
Appropriation.....	((\$843,000))
	<u>\$895,000</u>

The appropriations in this section are subject to the following conditions and limitations: Within appropriated funds, the freight mobility strategic investment board may opt in as provided under RCW 70A.02.030 to assume all of the substantive and procedural requirements of covered agencies under chapter 70A.02 RCW. The board shall include in its 2022 annual report to the legislature a progress report on opting into the healthy environment for all act and a status report on diversity, equity, and inclusion within the board's jurisdiction.

Sec. 803. 2022 c 186 s 207 (uncodified) is amended to read as follows:

FOR THE WASHINGTON STATE PATROL

State Patrol Highway Account—State	Appropriation	.....	((\$524,348,000))
			<u>\$523,903,000</u>
State Patrol Highway Account—Federal	Appropriation	.....	((\$16,433,000))
			<u>\$19,578,000</u>
State Patrol Highway Account—Private/Local	Appropriation.....		\$4,314,000
Highway Safety Account—State	Appropriation..		\$1,292,000
Ignition Interlock Device Revolving Account—State	Appropriation.....		\$2,243,000
Multimodal Transportation Account—State	Appropriation.....		\$293,000
State Route Number 520 Corridor Account—State	Appropriation.....		\$433,000
Tacoma Narrows Toll Bridge Account—State	Appropriation.....		\$77,000
I-405 and SR 167 Express Toll Lanes Account—State	Appropriation.....		\$1,348,000
TOTAL APPROPRIATION.....			((\$550,781,000))
			<u>\$553,481,000</u>

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

(1) Washington state patrol officers engaged in off-duty uniformed employment providing traffic control services to the department of transportation or other state agencies may use state patrol vehicles for the purpose of that employment, subject to guidelines adopted by the chief of the Washington state patrol. The Washington state patrol must be reimbursed for the use of the vehicle at the prevailing state employee rate for mileage and hours of usage, subject to guidelines developed by the chief of the Washington state patrol.

(2) \$580,000 of the state patrol highway account—state appropriation is provided solely for the operation of and administrative support to the license investigation unit to enforce

vehicle registration laws in southwestern Washington. The Washington state patrol, in consultation with the department of revenue, shall maintain a running estimate of the additional vehicle registration fees, sales and use taxes, and local vehicle fees remitted to the state pursuant to activity conducted by the license investigation unit. Beginning October 1, 2021, and quarterly thereafter, the Washington state patrol shall submit a report detailing the additional revenue amounts generated since January 1, 2021, to the director of the office of financial management and the transportation committees of the legislature. At the end of the calendar quarter in which it is estimated that more than \$625,000 in state sales and use taxes have been remitted to the state since January 1, 2021, the Washington state patrol shall notify the state treasurer and the state treasurer shall transfer funds pursuant to section 406, chapter 333, Laws of 2021.

(3) \$4,000,000 of the state patrol highway account—state appropriation is provided solely for a third arming and a third trooper basic training class. The cadet class is expected to graduate in June 2023.

(4) By December 1st of each year during the 2021-2023 biennium, the Washington state patrol must report to the house and senate transportation committees on the status of recruitment and retention activities as follows:

- (a) A summary of recruitment and retention strategies;
- (b) The number of transportation funded staff vacancies by major category;
- (c) The number of applicants for each of the positions by these categories;
- (d) The composition of workforce;
- (e) Other relevant outcome measures with comparative information with recent comparable months in prior years; and
- (f) Activities related to the implementation of the agency's workforce diversity plan, including short-term and long-term, specific comprehensive outreach and recruitment strategies to increase populations underrepresented within both commissioned and noncommissioned employee groups.

(5) \$493,000 of the state patrol highway account—state appropriation is provided solely for aerial criminal investigation tools, including software licensing and maintenance, and annual certification, and is subject to the conditions, limitations, and review requirements of section 701, chapter 333, Laws of 2021.

(6) ((~~\$6,422,000~~)) \$4,353,000 of the state patrol highway account—state appropriation is provided solely for the land mobile radio system replacement, upgrade, and other related activities. Beginning January 1, 2022, the Washington state patrol must report semiannually to the office of the state chief information officer on the progress related to the projects and activities associated with the land mobile radio system, including the governance structure, outcomes achieved in the prior six month time period, and how the activities are being managed holistically as recommended by the office of the chief information officer. At the time of submittal to the office of the state chief information officer, this report shall be transmitted to the office of financial management and the house and senate transportation committees.

(7) \$510,000 of the ignition interlock device revolving account—state appropriation is provided solely for the ignition interlock program at the Washington state patrol to provide funding for two staff to work and provide support for the program in working with manufacturers, service centers, technicians, and participants in the program.

(8) \$1,348,000 of the Interstate 405 and state route number 167 express toll lanes account—state appropriation, \$433,000 of the state route number 520 corridor account—state appropriation, and \$77,000 of the Tacoma Narrows toll bridge account—state

appropriation are provided solely for the Washington state patrol's proportional share of time spent supporting tolling operations and enforcement for the respective tolling facilities.

(9) \$289,000 of the state patrol highway account—state appropriation is provided solely for the replacement of 911 workstations.

(10) \$35,000 of the state patrol highway account—state appropriation is provided solely for the replacement of bomb response equipment.

(11) \$713,000 of the state patrol highway account—state appropriation is provided solely for information technology infrastructure maintenance.

(12) The Washington state patrol must provide a report to the office of financial management and the house and senate transportation committees on its plan for implementing a transition to cloud computing and storage with its 2023-2025 budget submittal.

(13) \$945,000 of the state patrol highway account—state appropriation is provided solely for implementation of chapter 329, Laws of 2021 (custodial interrogations).

(14) \$46,000 of the state patrol highway account—state appropriation is provided solely for implementation of chapter 320, Laws of 2021 (peace officer tactics).

(15) \$46,000 of the state patrol highway account—state appropriation is provided solely for implementation of chapter 324, Laws of 2021 (use of force by officers).

(16)(a) The legislature finds that the water connection extension constructed by the Washington state patrol from the city of Shelton's water facilities to the Washington state patrol academy was necessary to meet the water supply needs of the academy. The legislature also finds that the water connection provides an ongoing water supply that is necessary to the operation of the training facility, that the state is making use of the water connection for these public activities, and that any future incidental use of the municipal infrastructure put in place to support these activities will not impede the Washington state patrol's ongoing use of the water connection extension.

(b) \$2,220,000 of the transfer from the waste tire removal account to the motor vehicle ((fund)) account, as required under RCW 70A.205.425, reimburses the motor vehicle ((fund)) account for the portion of the water project costs assigned by the agreement to properties, other than the Washington state patrol academy, that make use of the water connection while the agreement remains in effect. This reimbursement to the motor vehicle ((fund)) account is intended to address any possibility that the termination of this agreement could be determined to result in the unconstitutional use of 18th amendment designated funds for nonhighway purposes under the constitution of the state of Washington; however, this transfer is not intended to indicate that the incidental use of this infrastructure by these properties necessarily requires such reimbursement under the state Constitution. Immediately following the transfer of funds, Washington state patrol and the city of Shelton shall meet to formally update the terms of their "Agreement for Utility Connection and Reimbursement of Water Extension Expenses" executed on June 12, 2017, to reflect the intent of the proviso.

(17) The appropriations in this section provide sufficient funding for state patrol staffing assuming vacancy savings which may change over time. Funding for staffing will be monitored and adjusted in the 2023 supplemental budget to restore funding as authorized staffing levels are achieved.

(18) \$331,000 of the state patrol highway account—state appropriation is provided solely for the state patrol's diversity, equity, and inclusion program and a contract with an external psychologist to perform exams. If chapter 146, Laws of 2022 is

not enacted by June 30, 2022, the amount provided in this subsection lapses.

(19) \$793,000 of the state patrol highway account—state appropriation is provided solely for the tenant improvements and higher than expected equipment costs for the toxicology lab in Federal Way, and preparing a report on the current cost recovery mechanisms and opportunities for expanding these cost recovery mechanisms in the future. The report must be submitted to the governor and the transportation committees of the legislature by November 1, 2022.

(20) \$14,788,000 of the state patrol highway account—state appropriation is provided solely for contingency funding to address emergent issues related to mitigating negative impacts of the high level of commissioned and noncommissioned staff vacancies. Potential uses of the funding include, but are not limited to, the following: Operating a miniacademy and training opportunities for lateral transfers from other agencies; increased overtime, travel, and other related costs; increased contracting to maintain adequate service levels; and unanticipated facility and equipment needs. By January 1, 2023, the state patrol must submit a report to the governor and the transportation committees of the legislature detailing the specific expenditures made from the contingency funding provided in this subsection. The report must also include a description of the miniacademy training, including the number of lateral transfers that entered the training, the number which completed training, the cost of the miniacademy, and a comparison of how the training was different from a conventional academy class.

(21) \$122,000 of the state patrol highway account—state appropriation, \$1,000 of the highway safety account—state appropriation, and \$4,000 of the ignition interlock account—state appropriation are provided solely for implementation of chapter . . . (House Bill No. 1804), Laws of 2022 (interruptive military service credit for members of the state retirement systems). If chapter . . . (House Bill No. 1804), Laws of 2022 is not enacted by June 30, 2022, the amount provided in this subsection lapses.

(22) \$250,000 of the state patrol highway account—state appropriation is provided solely for implementation of chapter 80, Laws of 2022 (peace officers/use of force). If chapter 80, Laws of 2022 is not enacted by June 30, 2022, the amount provided in this subsection lapses.

(23) \$949,000 of the state patrol highway account—state is provided solely for vehicle identification number inspection staff to reduce the backlog of inspections and a study of how to incorporate best practices into the program, including the timeliness of inspections.

(24) \$595,000 of the state patrol highway account—state appropriation is provided solely for legal expenses associated with *McClain v. Washington State Patrol*.

Sec. 804. 2022 c 186 s 208 (uncodified) is amended to read as follows:

FOR THE DEPARTMENT OF LICENSING

<u>Department of Licensing Technology Improvement and Data Management Account—State Appropriation.</u>	
<u>Marine Fuel Tax Refund Account—</u>	
State Appropriation	\$34,000
<u>Motorcycle Safety Education Account—State</u>	
Appropriation	\$5,016,000
<u>Limited Fish and Wildlife Account—State</u>	
Appropriation	\$922,000
<u>Highway Safety Account—</u>	
State Appropriation	(\$242,712,000)
.....	<u>\$241,996,000</u>
Highway Safety Account—Federal Appropriation	\$1,294,000
Motor Vehicle Account—State Appropriation	(\$80,449,000)

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.....	<u>\$79,969,000</u>
Motor Vehicle Account—Federal Appropriation ...	\$400,000
Motor Vehicle Account—Private/Local	
Appropriation.....	\$1,336,000
Ignition Interlock Device Revolving Account—State	
Appropriation.....	\$6,123,000
Department of Licensing Services Account—State	
Appropriation.....	((\$7,964,000))
.....	<u>\$7,916,000</u>
License Plate Technology Account—	
State Appropriation.....	((\$4,092,000))
.....	<u>\$4,068,000</u>
Abandoned Recreational Vehicle Disposal Account—	
State Appropriation.....	\$3,078,000
Limousine Carriers Account—State Appropriation	\$110,000
Electric Vehicle Account—State Appropriation.....	\$425,000
((DOL Technology Improvement & Data Management	
Account—State Appropriation	(\$874,000))
Agency Financial Transaction Account—State	
Appropriation.....	((\$22,257,000))
.....	<u>\$21,360,000</u>
<u>Move Ahead WA Flexible Account—State Appropriation</u>	
.....	<u>\$1,260,000</u>
TOTAL APPROPRIATION.....	((\$377,086,000))
.....	<u>\$376,181,000</u>

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

(1) \$1,100,000 of the highway safety account—state appropriation is provided solely for the department to provide an interagency transfer to the department of social and health services, children’s administration division for the purpose of providing driver’s license support to a larger population of foster youth than is already served within existing resources. Support services include reimbursement of driver’s license issuance costs, fees for driver training education, and motor vehicle liability insurance costs.

(2) The appropriations in this section assume implementation by the department of cost recovery mechanisms to recoup at least \$21,257,000 during the 2021-2023 biennium in credit card and other financial transaction costs as part of charges imposed for driver and vehicle fee transactions. During the 2021-2023 fiscal biennium, the department must report any amounts recovered to the office of financial management and appropriate committees of the legislature on a quarterly basis.

(3)(a) For the 2021-2023 biennium, the department shall charge \$1,336,000 for the administration and collection of a motor vehicle excise tax on behalf of a regional transit authority, as authorized under RCW 82.44.135. The amount in this subsection must be deducted before distributing any revenues to a regional transit authority.

(b) \$100,000 of the motor vehicle account—state appropriation is provided solely for the department to work with the regional transit authority imposing a motor vehicle excise tax pursuant to RCW 81.104.160 and transportation benefit districts imposing vehicle fees pursuant to RCW 82.80.140, and other relevant parties, to determine cost recovery options for the administration and collection of the taxes and fees. The options must include:

- (i) Full cost recovery for the direct and indirect expenses by the department of licensing, subagents, and counties;
- (ii) Marginal cost recovery for the direct and indirect expenses by the department of licensing, subagents, and counties;
- (iii) The estimated costs if the regional transit authority or transportation benefit districts had to contract out the entire collection and administrative activity with a nongovernmental entity.

(4) \$12,000 of the motorcycle safety education account—state appropriation, \$2,000 of the limited fish and wildlife account—state appropriation, \$728,000 of the highway safety account—state appropriation, \$238,000 of the motor vehicle account—state appropriation, \$10,000 of the ignition interlock device revolving account—state appropriation, and \$10,000 of the department of licensing services account—state appropriation are provided solely for the department to redesign and improve its online services and website, and are subject to the conditions, limitations, and review requirements of section 701, chapter 333, Laws of 2021.

(5) \$28,636,000 of the highway safety account—state appropriation is provided solely for costs necessary to accommodate increased demand for enhanced drivers’ licenses and enhanced identicards. The department shall report on a quarterly basis on the use of these funds, associated workload, and information with comparative information with recent comparable months in prior years. The report must include detailed statewide and by licensing service office information on staffing levels, average monthly wait times, the number of enhanced drivers’ licenses and enhanced identicards issued/renewed, and the number of primary drivers’ licenses and identicards issued/renewed. Within the amounts provided in this subsection, the department shall implement efficiency measures to reduce the time for licensing transactions and wait times including, but not limited to, the installation of additional cameras at licensing service offices that reduce bottlenecks and align with the "keep your customer" initiative.

(6) \$500,000 of the highway safety account—state appropriation is provided solely for communication and outreach activities necessary to inform the public of federally acceptable identification options including, but not limited to, enhanced drivers’ licenses and enhanced identicards. The department shall continue the outreach plan that includes informational material that can be effectively communicated to all communities and populations in Washington. To accomplish this work, the department shall contract with an external vendor with demonstrated experience and expertise in outreach and marketing to underrepresented communities in a culturally responsive fashion.

(7) \$523,000 of the highway safety account—state appropriation is provided solely for the implementation of chapter 158, Laws of 2021 (DOL issued documents).

(8) \$929,000 of the highway safety account—state appropriation is provided solely for the implementation of chapter 240, Laws of 2021 (suspension of licenses for traffic infractions).

(9) \$23,000 of the highway safety account—state appropriation is provided solely for the implementation of chapter 10, Laws of 2021 (restoring voter eligibility after felony conviction).

(10) \$3,074,000 of the abandoned recreational vehicle disposal account—state appropriation is provided solely for providing reimbursements in accordance with the department’s abandoned recreational vehicle disposal reimbursement program. It is the intent of the legislature that the department prioritize this funding for allowable and approved reimbursements and not to build a reserve of funds within the account. During the 2021-2023 fiscal biennium, the department must report any amounts recovered to the office of financial management and appropriate committees of the legislature on a quarterly basis.

(11)(a) \$54,000 of the motor vehicle account—state appropriation is provided solely for the issuance of nonemergency medical transportation vehicle decals to implement the high occupancy vehicle lane access pilot program established in section 216, chapter 333, Laws of 2021. A for hire nonemergency medical transportation vehicle is a vehicle that is a "for hire

vehicle" under RCW 46.04.190 that provides nonemergency medical transportation, including for life-sustaining transportation purposes, to meet the medical transportation needs of individuals traveling to medical practices and clinics, cancer centers, dialysis facilities, hospitals, and other care providers.

(b) As part of this pilot program, the owner of a for hire nonemergency medical transportation vehicle may apply to the department, county auditor or other agent, or subagent appointed by the director, for a high occupancy vehicle exempt decal for a for hire nonemergency medical transportation vehicle. The high occupancy vehicle exempt decal allows the for hire nonemergency medical transportation vehicle to use a high occupancy vehicle lane as specified in RCW 46.61.165 and 47.52.025 during the 2021-2023 fiscal biennium.

(c) For the exemption in this subsection to apply to a for hire nonemergency medical transportation vehicle, the decal:

(i) Must be displayed on the vehicle so that it is clearly visible from outside the vehicle;

(ii) Must identify that the vehicle is exempt from the high occupancy vehicle requirements; and

(iii) Must be visible from the rear of the vehicle.

(d) The owner of a for hire nonemergency medical transportation vehicle or the owner's representative must apply for a high occupancy vehicle exempt decal on a form provided or approved by the department. The application must include:

(i) The name and address of the person who is the owner of the vehicle;

(ii) A full description of the vehicle, including its make, model, year, and the vehicle identification number;

(iii) The purpose for which the vehicle is principally used;

(iv) An attestation signed by the vehicle's owner or the owner's representative that the vehicle's owner has a minimum of one contract or service agreement to provide for hire transportation services for medical purposes with one or more of the following entities: A health insurance company; a hospital, clinic, dialysis center, or other medical institution; a day care center, retirement home, or group home; a federal, state, or local agency or jurisdiction; or a broker who negotiates these services on behalf of one or more of these entities; and

(v) Other information as required by the department upon application.

(e) The department, county auditor or other agent, or subagent appointed by the director shall collect the fee required under (f) of this subsection when issuing a high occupancy vehicle exempt decal.

(f) The department, county auditor or other agent, or subagent, is required to collect a \$5 fee when issuing a decal under this subsection, in addition to any other fees and taxes required by law.

(g) A high occupancy vehicle exempt decal expires June 30, 2023, and must be marked to indicate its expiration date. The decal may be renewed if the pilot program is continued past the date of a decal's expiration. The status as an exempt vehicle continues until the high occupancy vehicle exempt decal is suspended or revoked for misuse, the vehicle is no longer used as a for hire nonemergency medical transportation vehicle, or the pilot program established in section 216, chapter 333, Laws of 2021 is terminated.

(h) The department may adopt rules to implement this subsection.

(12) \$434,000 of the highway safety account—state appropriation is provided solely for the implementation of the Thurston county superior court order in *Pierce et al. v. Department of Licensing*.

(13) The department shall consult with the department of corrections and state board for community and technical colleges

to develop a pilot program that allows incarcerated individuals who are not prohibited by state or federal law from receiving a commercial driver's license upon release to participate in a prerelease commercial driver training program. The department must submit a report to the legislature by June 30, 2023, detailing the status of the program.

(14) \$100,000 of the highway safety account—state appropriation is provided solely for the department to lead a study on the potential impacts that current licensing requirements, including required training hours, and testing requirements may have on the shortage of commercial drivers, and whether adjustments to these requirements may be warranted to help alleviate the shortage. In completing the study, the department must consult with the workforce training board, state board for community and technical colleges, federal motor carrier safety officials, organizations representing veterans, organizations representing commercial drivers, and organizations representing businesses or government entities that rely on commercial drivers. The report must be submitted to the governor and the transportation committees of the legislature by December 1, 2022.

(15) \$965,000 of the motor vehicle account—state appropriation is provided solely for the increased costs associated with delays in the production of license plates, and to provide a report detailing license plate inventory practices and whether those practices should be changed to guard against potential future plate production delays. The report must be submitted to the governor and the transportation committees of the legislature by December 1, 2022.

(16) \$28,000 of the motor vehicle account—state appropriation is provided solely for the implementation of chapter 96, Laws of 2022 (state leadership board) and making improvements to the annual information submitted by special license plate sponsoring organizations pursuant to RCW 46.18.120(2). The improvements must include, but are not limited to, the following: An annual budget for the sponsoring organization's activities in the preceding year; information regarding private and other governmental support for the activities of the sponsoring organization; and a description of the number of people served or services delivered, as appropriate, by the sponsoring organization in the preceding year. If chapter 96, Laws of 2022 is not enacted by June 30, 2022, the amount provided in this subsection lapses.

(17) \$268,000 of the highway safety account—state appropriation is provided solely for the implementation of chapter . . . (Engrossed Senate Bill No. 5054), Laws of 2022 (impaired driving). If chapter . . . (Engrossed Senate Bill No. 5054), Laws of 2022 is not enacted by June 30, 2022, the amount provided in this subsection lapses.

(18) \$113,000 of the highway safety account—state appropriation is provided solely for the implementation of chapter 51, Laws of 2022 (human trafficking disqualification for a commercial driver's license). If chapter 51, Laws of 2022 is not enacted by June 30, 2022, the amount provided in this subsection lapses.

(19) \$18,000 of the motor vehicle account—state appropriation is provided solely for the implementation of chapter 239, Laws of 2022 (Patches pal special license plates). If chapter 239, Laws of 2022 is not enacted by June 30, 2022, the amount provided in this subsection lapses.

(20) \$350,000 of the highway safety account—state appropriation is provided solely to expand driver's license assistance and support services in King county with an existing provider that is already providing these services to low-income immigrant and refugee women. By March 1, 2023, the contracted provider must submit information on the annual budget in the preceding year; information regarding private and other

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governmental support for the activities of the provider; and a description of the number of people served, services delivered, and outcome measures.

(21) \$6,139,000 of the highway safety account—state appropriation, \$1,849,000 of the motor vehicle account—state appropriation, \$203,000 of the department of licensing services account—state appropriation, and \$105,000 of the department of licensing technology improvement and data management account—state appropriation are provided solely for contingency funding to address emergent issues related to mitigating negative impacts of the high level of staff vacancies and agency operations and customer service levels. Potential uses of the funding include, but are not limited to, the following: Increased overtime, travel, and other related costs; increased contracting to maintain adequate service levels; and unanticipated facility and equipment needs. By January 1, 2023, the department shall submit a report to the governor and the legislative transportation committees detailing the specific expenditures made from the contingency funding provided in this subsection.

(22) \$28,000 of the motor vehicle account—state appropriation is provided solely for the implementation of chapter 191, Laws of 2022 (veterans and military suicide). If chapter 191, Laws of 2022 is not enacted by June 30, 2022, the amount provided in this subsection lapses.

(23) \$83,000 of the motor vehicle account—state appropriation is provided solely for the implementation of chapter 36, Laws of 2022 (vehicle registration certificate addresses). If chapter 36, Laws of 2022 is not enacted by June 30, 2022, the amount provided in this subsection lapses.

(24) \$57,000 of the motor vehicle account—state appropriation is provided solely for the implementation of chapter 40, Laws of 2022 (off-road vehicles fees). If chapter 40, Laws of 2022 is not enacted by June 30, 2022, the amount provided in this subsection lapses.

(25) \$18,000 of the motor vehicle account—state appropriation is provided solely for the implementation of chapter 117, Laws of 2022 (wine special license plate). If chapter 117, Laws of 2022 is not enacted by June 30, 2022, the amount provided in this subsection lapses.

(26) \$316,000 of the motor vehicle account—state appropriation is provided solely for the implementation of chapter 132, Laws of 2022 (temporary license plates). If chapter 132, Laws of 2022 is not enacted by June 30, 2022, the amount provided in this subsection lapses.

(27) \$251,000 of the highway safety account—state appropriation is provided solely for the department to: (a) Provide each driver's license, identicard, instruction permit, intermediate license, and commercial driver's license applicant with written materials regarding the contents and requirements of RCW 46.61.212, the slow down and move over law, at the completion of the applicant's licensing transaction; (b) place signage in each of the licensing service offices that provide background on the written materials that the applicant will receive regarding the slow down and move over law; and (c) initiate the development of an appropriate training module relating to the requirements of RCW 46.61.212, for inclusion in all new driver training curricula.

(28) \$550,000 of the move ahead WA flexible account—state appropriation is provided solely for an interagency transfer to the department of children, youth, and families to provide driver's license support to a larger population of foster youth than is currently being served. Support services include reimbursement of driver's license issuance costs, fees for driver training education, and motor vehicle liability insurance costs.

(29) \$569,000 of the move ahead WA flexible account—state appropriation and \$103,000 of the agency financial transaction

account—state appropriation are provided solely for estimated implementation costs associated with new revenues.

(30) \$141,000 of the move ahead WA flexible account—state appropriation is provided solely for chapter 57, Laws of 2022 (homeless identicard).

Sec. 805. 2022 c 186 s 209 (uncodified) is amended to read as follows:

**FOR THE DEPARTMENT OF TRANSPORTATION—
TOLL OPERATIONS AND MAINTENANCE—
PROGRAM B**

State Route Number 520 Corridor Account—State	
Appropriation	((\$58,356,000))
	<u>\$55,324,000</u>
State Route Number 520 Civil Penalties Account—State	
Appropriation	\$4,163,000
Tacoma Narrows Toll Bridge Account—State	
Appropriation	((\$31,102,000))
	<u>\$33,330,000</u>
Alaskan Way Viaduct Replacement Project Account—	
State Appropriation	((\$21,806,000))
	<u>\$23,725,000</u>
Interstate 405 and State Route Number 167 Express	
Toll Lanes Account—State Appropriation...	((\$24,647,000))
	<u>\$23,146,000</u>
TOTAL APPROPRIATION	((\$140,074,000))
	<u>\$139,688,000</u>

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

(1) \$1,300,000 of the Tacoma Narrows toll bridge account—state appropriation and \$12,484,000 of the state route number 520 corridor account—state appropriation are provided solely for the purposes of addressing unforeseen operations and maintenance costs on the Tacoma Narrows bridge and the state route number 520 bridge, respectively. The office of financial management shall place the amounts provided in this subsection, which represent a portion of the required minimum fund balance under the policy of the state treasurer, in unallotted status. The office may release the funds only when it determines that all other funds designated for operations and maintenance purposes have been exhausted.

(2) As long as the facility is tolled, the department must provide annual reports to the transportation committees of the legislature on the Interstate 405 express toll lane project performance measures listed in RCW 47.56.880(4). These reports must include:

(a) Information on the travel times and travel time reliability (at a minimum, average and 90th percentile travel times) maintained during peak and nonpeak periods in the express toll lanes and general purpose lanes for both the entire corridor and commonly made trips in the corridor including, but not limited to, northbound from Bellevue to Rose Hill, state route number 520 at NE 148th to Interstate 405 at state route number 522, Bellevue to Bothell (both NE 8th to state route number 522 and NE 8th to state route number 527), and a trip internal to the corridor (such as NE 85th to NE 160th) and similar southbound trips;

(b) A month-to-month comparison of travel times and travel time reliability for the entire corridor and commonly made trips in the corridor as specified in (a) of this subsection since implementation of the express toll lanes and, to the extent available, a comparison to the travel times and travel time reliability prior to implementation of the express toll lanes;

(c) Total express toll lane and total general purpose lane traffic volumes, as well as per lane traffic volumes for each type of lane (i) compared to total express toll lane and total general purpose lane traffic volumes, as well as per lane traffic volumes for each

type of lane, on this segment of Interstate 405 prior to implementation of the express toll lanes and (ii) compared to total express toll lane and total general purpose lane traffic volumes, as well as per lane traffic volumes for each type of lane, from month to month since implementation of the express toll lanes; and

(d) Underlying congestion measurements, that is, speeds, that are being used to generate the summary graphs provided, to be made available in a digital file format.

(3)(a) (~~(\$1,189,000)~~) \$875,000 of the Interstate 405 and state route number 167 express toll lanes account—state appropriation, (~~(\$2,783,000)~~) \$2,049,000 of the state route number 520 corridor account—state appropriation, (~~(\$1,218,000)~~) \$903,000 of the Tacoma Narrows toll bridge account—state appropriation, and (~~(\$1,568,000)~~) \$1,155,000 of the Alaskan Way viaduct replacement project account—state appropriation are provided solely for the reappropriation of unspent funds on the new tolling back office system from the 2019-2021 biennium.

(b) The office of financial management shall place the amounts provided in this subsection in unallotted status until the department submits a detailed progress report on the progress of the new tolling back office system. The director of the office of financial management or their designee shall consult with the chairs and ranking members of the transportation committees of the legislature prior to making a decision to allot these funds.

(4) \$121,000 of the Interstate 405 and state route number 167 express toll lanes account—state appropriation, \$288,000 of the state route number 520 corridor account—state appropriation, \$128,000 of the Tacoma Narrows toll bridge account—state appropriation, and \$163,000 of the Alaskan Way viaduct replacement project account—state appropriation are provided solely for the department to contract with the state auditor's office for a performance audit of the department's project to replace its electronic toll collection system. The audit should include an evaluation of the department's project planning, vendor procurement, contract management and project oversight. The final report is to be issued by December 31, 2022. The state auditor will transmit copies of the report to the jurisdictional committees of the legislature and the department.

(5) The department shall make detailed annual reports to the transportation committees of the legislature and the public on the department's web site on the following:

(a) The use of consultants in the tolling program, including the name of the contractor, the scope of work, the type of contract, timelines, deliverables, any new task orders, and any extensions to existing consultant contracts;

(b) The nonvendor costs of administering toll operations, including the costs of staffing the division, consultants, and other personal service contracts required for technical oversight and management assistance, insurance, payments related to credit card processing, transponder purchases and inventory management, facility operations and maintenance, and other miscellaneous nonvendor costs;

(c) The vendor-related costs of operating tolled facilities, including the costs of the customer service center, cash collections on the Tacoma Narrows bridge, electronic payment processing, and toll collection equipment maintenance, renewal, and replacement;

(d) The toll adjudication process, including a summary table for each toll facility that includes:

- (i) The number of notices of civil penalty issued;
- (ii) The number of recipients who pay before the notice becomes a penalty;
- (iii) The number of recipients who request a hearing and the number who do not respond;

(iv) Workload costs related to hearings;

(v) The cost and effectiveness of debt collection activities; and

(vi) Revenues generated from notices of civil penalty; and

(e) A summary of toll revenue by facility on all operating toll facilities and express toll lane systems, and an itemized depiction of the use of that revenue.

(6) During the 2021-2023 fiscal biennium, the department plans to issue a request for proposals as the first stage of a competitive procurement process that will replace the toll equipment and select a new tolling operator for the Tacoma Narrows Bridge. The request for proposals and subsequent competitive procurement must incorporate elements that prioritize the overall goal of lowering costs per transaction for the facility, such as incentives for innovative approaches which result in lower transactional costs, requests for efficiencies on the part of the bidder that lower operational costs, and incorporation of technologies such as self-serve credit card machines or other point-of-payment technologies that lower costs or improve operational efficiencies.

(7) \$19,908,000 of the Alaskan Way viaduct replacement project account—state appropriation is provided solely for the new state route number 99 tunnel toll facility's expected share of collecting toll revenues, operating customer services, and maintaining toll collection systems. The legislature expects to see appropriate reductions to the other toll facility accounts once tolling on the new state route number 99 tunnel toll facility stabilizes and any previously incurred costs for start-up of the new facility are charged back to the Alaskan Way viaduct replacement project account. The office of financial management shall closely monitor the application of the cost allocation model and ensure that the new state route number 99 tunnel toll facility is adequately sharing costs and the other toll facility accounts are not being overspent or subsidizing the new state route number 99 tunnel toll facility.

(8) The department shall submit a plan to the legislature for the Interstate 405 and state route number 167 express toll lanes account detailing how bond proceeds can cover the proposed construction plan on the Interstate 405 and state route number 167 express toll lane corridor outlined on LEAP Transportation Document 2021-1 as developed April 23, 2021, by January 1, 2022.

(9) (~~(\$4,554,000)~~) \$5,779,000 of the state route number 520 corridor account—state appropriation and (~~(\$580,000)~~) \$744,000 of the Tacoma Narrows toll bridge account—state appropriation are provided solely for the increased costs of insurance for the state route number 520 floating bridge and the Tacoma Narrows bridge, respectively. The department shall conduct an evaluation of the short and long-term costs and benefits including risk mitigation of self-insurance as compared to the commercial insurance option for the state route number 520 floating bridge, as allowed under the terms of the state route number 520 master bond resolution. By December 15, 2021, the department shall report to the legislature on the results of this evaluation.

(10) As part of the department's 2023-2025 biennial budget request, the department shall update the cost allocation recommendations that assign appropriate costs to each of the toll funds for services provided by relevant Washington state department of transportation programs, the Washington state patrol, and the transportation commission. The recommendations shall be based on updated traffic and toll transaction patterns and other relevant factors.

(11) All amounts provided for operations and maintenance expenses on the SR 520 facility from the state route number 520 corridor account during the 2021-2023 fiscal biennium in this act, up to a maximum of \$59,567,000, are derived from the receipt of

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federal American rescue plan act of 2021 funds and not toll revenues.

(12) \$14,000 of the Interstate 405 and state route number 167 express toll lanes account—state appropriation, \$32,000 of the state route number 520 corridor account—state appropriation, \$22,000 of the Tacoma Narrows toll bridge account—state appropriation, and \$27,000 of the Alaskan Way viaduct replacement project account—state appropriation are provided solely to implement chapter 132, Laws of 2022 (temporary license plates). If chapter 132, Laws of 2022 is not enacted by June 30, 2022, the amounts provided in this subsection lapse.

Sec. 806. 2022 c 186 s 210 (uncodified) is amended to read as follows:

**FOR THE DEPARTMENT OF TRANSPORTATION—
INFORMATION TECHNOLOGY—PROGRAM C**

Transportation Partnership Account—State	
Appropriation.....	\$1,461,000
Motor Vehicle Account—	
State Appropriation.....	(\$101,010,000)
.....	<u>\$101,020,000</u>
Puget Sound Ferry Operations Account—State	
Appropriation.....	\$307,000
Multimodal Transportation Account—State	
Appropriation.....	\$7,013,000
Transportation 2003 Account (Nickel Account)—State	
Appropriation.....	\$1,461,000
TOTAL APPROPRIATION.....	(\$111,252,000)
.....	<u>\$111,262,000</u>

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

(1) \$4,273,000 of the multimodal transportation account—state appropriation and \$4,273,000 of the motor vehicle account—state appropriation are provided solely for the department's cost related to the one Washington project, and is subject to the conditions, limitations, and review requirements of section 701, chapter 333, Laws of 2021.

(2) \$2,404,000 of the motor vehicle account—state appropriation and \$119,000 of the multimodal transportation account—state appropriation are provided solely for contingency funding to address emergent issues related to mitigating negative impacts of the high level of staff vacancies. Potential uses of the funding include, but are not limited to, the following: Increased overtime, travel, and other related costs; increased contracting to maintain adequate service levels; and unanticipated facility and equipment needs. By January 1, 2023, the department must submit a report to the governor and the transportation committees of the legislature detailing the specific expenditures made from the contingency funding provided in this subsection.

Sec. 807. 2022 c 186 s 211 (uncodified) is amended to read as follows:

**FOR THE DEPARTMENT OF TRANSPORTATION—
FACILITY MAINTENANCE, OPERATIONS, AND
CONSTRUCTION—PROGRAM D—OPERATING**

Motor Vehicle Account—State Appropriation(\$36,843,000)	
.....	<u>\$37,921,000</u>
State Route Number 520 Corridor Account—State	
Appropriation.....	\$34,000
TOTAL APPROPRIATION.....	(\$36,877,000)
.....	<u>\$37,955,000</u>

The appropriations in this section are subject to the following conditions and limitations: \$780,000 of the motor vehicle account—state appropriation is provided solely for contingency funding to address emergent issues related to mitigating negative impacts of the high level of staff vacancies. Potential uses of the funding include, but are not limited to, the following: Increased

overtime, travel, and other related costs; increased contracting to maintain adequate service levels; and unanticipated facility and equipment needs. By January 1, 2023, the department must submit a report to the governor and the transportation committees of the legislature detailing the specific expenditures made from the contingency funding provided in this subsection.

Sec. 808. 2022 c 186 s 212 (uncodified) is amended to read as follows:

**FOR THE DEPARTMENT OF TRANSPORTATION—
TRANSPORTATION EQUIPMENT FUND—PROGRAM E**

Motor Vehicle Account—State Appropriation(\$12,396,000)	
.....	<u>\$13,860,000</u>

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

(1) (~~\$10,396,000~~) \$11,860,000 of the motor vehicle account—state appropriation is provided solely for the department's costs related to replacing obsolete transportation equipment. The appropriations to the department in this section must be expended to maximize the amount of obsolete equipment replaced in the 2021-2023 biennium.

(2) \$2,000,000 of the motor vehicle account—state appropriation is provided solely for the department's costs related to replacing snow removal equipment. The appropriations to the department in this section must be expended to maximize the amount of snow removal equipment replaced in the 2021-2023 biennium.

Sec. 809. 2022 c 186 s 213 (uncodified) is amended to read as follows:

**FOR THE DEPARTMENT OF TRANSPORTATION—
AVIATION—PROGRAM F**

Aeronautics Account—State Appropriation... (\$8,127,000)	
.....	<u>\$9,129,000</u>
Aeronautics Account—Federal Appropriation....	\$3,916,000
Aeronautics Account—Private/Local Appropriation	\$60,000
Multimodal Transportation Account—State	
Appropriation	\$150,000
<u>Move Ahead WA Flexible Account—State</u>	
<u>Appropriation</u>	<u>\$10,000</u>
TOTAL APPROPRIATION	(\$12,253,000)
.....	<u>\$13,265,000</u>

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

(1) \$2,888,000 of the aeronautics account—state appropriation is provided solely for the airport aid grant program, which provides competitive grants to public use airports for pavement, safety, maintenance, planning, and security.

(2) \$257,000 of the aeronautics account—state appropriation is provided solely for supporting the commercial aviation coordinating commission, pursuant to section 718, chapter 333, Laws of 2021.

(3) \$280,000 of the aeronautics account—state appropriation is provided solely for the implementation of chapter 131, Laws of 2021 (unpiloted aircraft system state coordinator). If chapter 131, Laws of 2021 is not enacted by June 30, 2021, the amount provided in this subsection lapses.

(4)(a) \$150,000 of the multimodal transportation account—state appropriation is provided solely for the aviation program to continue the community engagement associated with the work of the commercial aviation coordinating commission to increase aviation capacity and provide a single preferred location for a new primary commercial aviation facility by June 15, 2023. The work of the commission shall include, but is not limited to, recommendations to the legislature on future Washington state long-range commercial aviation facility needs including possible additional aviation facilities or expansion of current aviation

facilities.

(b) Community engagement efforts may include:

(i) Raising awareness among aviation stakeholders and the public on the complex issues that must be addressed by the commission;

(ii) Obtaining input from a representative cross section of the public on the construction of a new airport and the expansion of existing airports to meet future aviation demand;

(iii) Keeping people informed as the commission's work progresses, including diverse communities that are often underrepresented in processes to inform decision making;

(iv) Providing opportunities for members of the public to provide direct input to the commission during the pandemic that limits opportunities for direct social contact;

(v) Using surveys, open houses, focus groups, translation services, informational handouts, advertisements, social media, and other appropriate means of communicating with the public; and

(vi) Providing a focus on the demographics or people in the geographical areas most impacted by expanding aviation capacity or developing a new aviation facility.

(c) The department may use a communications consultant or community-based organizations to assist with community engagement efforts in (b) of this subsection.

(5) \$10,000 of the move ahead WA flexible account—state appropriation is provided solely for the creation of a sustainable aviation grant program for airports. The purpose of the grant program is to support adoption of zero emissions aircraft and sustainable aviation fuels, reduce harmful aviation-related emissions, and reduce the aviation industry's reliance on fossil fuels. Sustainable aviation projects may include, but are not limited to: (a) Sustainable aviation fuel storage; (b) electrification of ground support equipment; (c) electric aircraft charging infrastructure; (d) airport clean power production; or (e) electric vehicle charging stations whose infrastructure also supports ground support equipment and electric aircraft charging. The department must select projects, which may include planning, to propose to the legislature for funding. The department shall submit a report to the transportation committees of the legislature by December 1, 2022, identifying the initial selection of sustainable aviation projects for funding by the legislature and recommended changes to modify and sustain the program.

(6) \$1,000,000 of the aeronautics account—state appropriation is provided solely for move ahead WA aviation grants.

Sec. 810. 2022 c 186 s 214 (uncodified) is amended to read as follows:

FOR THE DEPARTMENT OF TRANSPORTATION—PROGRAM DELIVERY MANAGEMENT AND SUPPORT—PROGRAM H

Motor Vehicle Account—State Appropriation((\$58,254,000))	
.....	\$57,864,000
Motor Vehicle Account—Federal Appropriation ...	\$500,000
Multimodal Transportation Account—State	
Appropriation.....	\$758,000
TOTAL APPROPRIATION.....((\$59,512,000))	
.....	\$59,122,000

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

(1) The legislature recognizes that the trail known as the Rocky Reach Trail, and its extensions, serve to separate motor vehicle traffic from pedestrians and bicyclists, increasing motor vehicle safety on state route number 2 and the coincident section of state route number 97. Consistent with chapter 47.30 RCW and pursuant to RCW 47.12.080, the legislature declares that transferring portions of WSDOT Inventory Control (IC) No. 2-

09-04686 containing the trail and associated buffer areas to the Washington state parks and recreation commission is consistent with the public interest. The legislature directs the department to transfer the property to the Washington state parks and recreation commission.

(a) The department must be paid fair market value for any portions of the transferred real property that is later abandoned, vacated, or ceases to be publicly maintained for trail purposes.

(b) Prior to completing the transfer in this subsection (1), the department must ensure that provisions are made to accommodate private and public utilities and any facilities that predate the department's acquisition of the property, at no cost to those entities. Prior to completing the transfer, the department shall also ensure that provisions, by fair market assessment, are made to accommodate other private and public utilities and any facilities that have been legally allowed by permit or other instrument.

(c) The department may sell any adjoining property that is not necessary to support the Rocky Reach Trail and adjacent buffer areas only after the transfer of trail-related property to the Washington state parks and recreation commission is complete. Adjoining property owners must be given the first opportunity to acquire such property that abuts their property, and applicable boundary line or other adjustments must be made to the legal descriptions for recording purposes.

(2) With respect to Parcel 12 of the real property conveyed by the state of Washington to the city of Mercer Island under that certain quitclaim deed, dated April 19, 2000, recorded in King county under recording no. 20000425001234, the requirement in the deed that the property be used for road/street purposes only will be deemed satisfied by the department of transportation so long as commuter parking, as part of the vertical development of the property, is one of the significant uses of the property.

(3) The department shall report to the transportation committees of the legislature by December 1, 2021, on the status of its efforts to consolidate franchises for broadband facilities across the state, including plans for increasing the number of consolidated franchises in the future.

(4) During the 2021-2023 biennium, if the department takes possession of the property situated in the city of Edmonds for which a purchase agreement was executed between Unocal and the department in 2005 (Tax Parcel Number 262703-2-003-0009), and if the department confirms that the property is still no longer needed for transportation purposes, the department shall provide the city of Edmonds with the right of first purchase at fair market value in accordance with RCW 47.12.063(3) for the city's intended use of the property to rehabilitate near-shore habitat for salmon and related species.

(5) (~~(\$535,000)~~) \$125,000 of the motor vehicle account—state appropriation is provided solely for the implementation of chapter 217, Laws of 2021 (noxious weeds).

(6) (~~(\$1,026,000)~~) \$526,000 of the motor vehicle account—state appropriation and \$500,000 of the multimodal transportation account—state appropriation (~~(~~(\$~~)~~) are provided solely for the implementation of chapter 314, Laws of 2021 (environmental justice task force).

(7) \$2,399,000 of the motor vehicle account—state appropriation is provided solely for contingency funding to address emergent issues related to mitigating negative impacts of the high level of staff vacancies. Potential uses of the funding include, but are not limited to, the following: Increased overtime, travel, and other related costs; increased contracting to maintain adequate service levels; and unanticipated facility and equipment needs. By January 1, 2023, the department must submit a report to the governor and the transportation committees of the legislature detailing the specific expenditures made from the

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contingency funding provided in this subsection.

(8) The department shall offer to sell the northern parcel of site 14 on the Puget Sound Gateway Program SR 509 Completion Project Surplus Property list, located immediately south of S. 216th Street and adjacent to the Barnes Creek Nature Trail in Des Moines, to Seattle Goodwill Industries, a nonprofit organization with tax ID 91-05688708, located at 700 Dearborn Place S., Seattle, WA 98144, in accordance with RCW 47.12.063 at fair market value because the legislature finds it in the public interest to do so for the public benefit that will result from Goodwill's redevelopment of the property it owns at Rainier Ave. South and South Dearborn Street to increase the supply of affordable housing.

Sec. 811. 2022 c 186 s 215 (uncodified) is amended to read as follows:

FOR THE DEPARTMENT OF TRANSPORTATION—PUBLIC-PRIVATE PARTNERSHIPS—PROGRAM K

Motor Vehicle Account—State Appropriation	\$685,000
Electric Vehicle Account—State Appropriation	(\$11,900,000)
.....	<u>\$9,164,000</u>
Multimodal Transportation Account—State Appropriation.....	(\$3,290,000)
.....	<u>\$2,790,000</u>
<u>Multimodal Transportation Account—Federal Appropriation.....</u>	<u>\$500,000</u>
TOTAL APPROPRIATION.....	(\$15,875,000)
.....	<u>\$13,139,000</u>

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

(1) The public-private partnerships program must continue to explore retail partnerships at state-owned park and ride facilities, as authorized in RCW 47.04.295.

(2) ~~(\$10,900,000)~~ \$9,154,000 of the electric vehicle account—state appropriation is provided solely for the clean alternative fuel vehicle charging and refueling infrastructure program in chapter 287, Laws of 2019 (advancing green transportation adoption).

(3) \$2,400,000 of the multimodal transportation account—state appropriation is provided solely for the pilot program established under chapter 287, Laws of 2019 (advancing green transportation adoption) to provide clean alternative fuel vehicle use opportunities to underserved communities and low to moderate income members of the workforce not readily served by transit or located in transportation corridors with emissions that exceed federal or state emissions standards. Consistent with the geographical diversity element described in RCW 47.04.355(4), the legislature strongly encourages the department to consider implementing the pilot in both urban and rural communities if possible, to obtain valuable information on the needs of underserved communities located in different geographical locations in Washington.

(4) ~~(\$1,000,000 of the electric vehicle account state appropriation and \$500,000 of the multimodal transportation account state appropriation are provided solely for a collocated DC fast charging and hydrogen fueling station near the Wenatchee or East Wenatchee area near a state route or near or on a publicly owned facility to service passenger, light duty and heavy duty vehicles. The hydrogen fueling station must include a DC fast charging station collocated at the hydrogen fueling station site. Funds may be used for one or more fuel cell electric vehicles that would utilize the fueling stations. The department must contract with a public utility district that produces hydrogen in the area to own and/or manage and provide technical assistance for the design, planning, permitting, construction, maintenance and~~

~~operation of the hydrogen fueling station. The department and public utility district are encouraged to collaborate with and seek contributions from additional public and private partners for the fueling station.~~

~~(5))~~ (5)) \$140,000 of the multimodal transportation account—state appropriation is provided solely for the purpose of conducting an assessment of options for the development, including potential features and costs, for a publicly available mapping and forecasting tool that provides locations and essential information of charging and refueling infrastructure to support forecasted levels of electric vehicle adoption, travel, and usage across Washington state as described in chapter 300, Laws of 2021 (preparedness for a zero emissions transportation future).

~~((6))~~ (5) \$250,000 of the multimodal transportation account—state appropriation is provided solely to fund the design of an electric charging mega-site project at Mount Vernon library commons.

(6) \$500,000 of the multimodal transportation account—federal appropriation and \$10,000 of the electric vehicle account—state appropriation are provided solely to implement the national electric vehicle program, established in the federal infrastructure investment and jobs act (P.L. 117-58), as directed by the interagency electric vehicle coordinating council created in chapter 43.392 RCW. The amounts provided in this subsection include staff support for the council. The funding provided in this subsection may be used to support the publicly available mapping and forecasting tool under RCW 47.01.520, but only to the extent not funded in the omnibus appropriations act.

Sec. 812. 2022 c 186 s 216 (uncodified) is amended to read as follows:

FOR THE DEPARTMENT OF TRANSPORTATION—HIGHWAY MAINTENANCE—PROGRAM M

Motor Vehicle Account—State Appropriation	(\$505,015,000)
.....	<u>\$508,000,000</u>
Motor Vehicle Account—Federal Appropriation	\$7,000,000
Motor Vehicle Account—Private/Local Appropriation	\$17,000
State Route Number 520 Corridor Account—State Appropriation	\$4,657,000
Tacoma Narrows Toll Bridge Account—State Appropriation	\$1,560,000
Alaskan Way Viaduct Replacement Project Account—State Appropriation	\$8,611,000
Interstate 405 and State Route Number 167 Express Toll Lanes Account—State Appropriation.....	\$2,594,000
Waste Tire Removal Account—State Appropriation	\$5,000,000
<u>Move Ahead WA Account—State Appropriation</u>	<u>\$47,000,000</u>
TOTAL APPROPRIATION	(\$534,454,000)
.....	<u>\$584,439,000</u>

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

(1) \$7,529,000 of the motor vehicle account—state appropriation is provided solely for utility fees assessed by local governments as authorized under RCW 90.03.525 for the mitigation of stormwater runoff from state highways. Plan and reporting requirements as required in chapter 435, Laws of 2019 (Local Stormwater Charges) shall be consistent with the January 2012 findings of the Joint Transportation Committee Report for Effective Cost Recovery Structure for WSDOT, Jurisdictions, and Efficiencies in Stormwater Management.

(2) \$5,000,000 of the motor vehicle account—state appropriation is provided solely for a contingency pool for snow and ice removal. The department must notify the office of

financial management and the transportation committees of the legislature when they have spent the base budget for snow and ice removal and will begin using the contingency pool funding.

(3) \$1,025,000 of the motor vehicle account—state appropriation is provided solely for the department to implement safety improvements and debris clean up on department-owned rights-of-way in the city of Seattle at levels above that being implemented as of January 1, 2019, to be administered in conjunction with subsection (9) of this section. The department must maintain a crew dedicated solely to collecting and disposing of garbage, clearing debris or hazardous material, and implementing safety improvements where hazards exist to the traveling public, department employees, or people encamped upon department-owned rights-of-way. The department may request assistance from the Washington state patrol as necessary in order for both agencies to provide enhanced safety-related activities regarding the emergency hazards along state highway rights-of-way in the Seattle area.

(4) \$1,015,000 of the motor vehicle account—state appropriation is provided solely for a partnership program between the department and the city of Tacoma, to be administered in conjunction with subsection (9) of this section. The program shall address the safety and public health problems created by homeless encampments on the department's property along state highways within the city limits. \$570,000 is for dedicated department maintenance staff and associated clean-up costs. The department and the city of Tacoma shall enter into a reimbursable agreement to cover up to \$445,000 of the city's expenses for clean-up crews and landfill costs.

(5) The department must continue a pilot program for the 2021-2023 fiscal biennium at the four highest demand safety rest areas to create and maintain an online calendar for volunteer groups to check availability of weekends for the free coffee program. The calendar must be updated at least weekly and show dates and times that are, or are not, available to participate in the free coffee program. The department must submit a report to the legislature on the ongoing pilot by December 1, 2022, outlining the costs and benefits of the online calendar pilot, and including surveys from the volunteer groups and agency staff to determine its effectiveness.

(6) \$686,000 of the motor vehicle account—state appropriation is provided solely for reimbursing the Oregon department of transportation (ODOT) for the department's share of increased maintenance costs of six highway bridges over the Columbia River that are maintained by ODOT.

(7) \$8,290,000 of the motor vehicle account—state appropriation is provided solely for increased costs of highway maintenance materials.

(8) \$5,816,000 of the motor vehicle account—state appropriation is provided solely for a contingency pool for repairing damages to highways caused by known and unknown third parties. The department must notify the office of financial management and the transportation committees of the legislature when they have spent the base budget for third-party damage repair and will begin using the contingency pool funding.

(9)(a) \$3,000,000 of the motor vehicle account—state appropriation and \$5,000,000 of the waste tire removal account—state appropriation are provided solely for the department to address the risks to safety and public health associated with homeless encampments on department owned rights-of-way. The department must coordinate and work with local government officials and social service organizations who provide services and direct people to housing alternatives that are not in highway rights-of-way to help prevent future encampments from forming on highway rights-of-way, and may reimburse the organizations

doing this outreach assistance who transition people into treatment or housing or for debris clean up on highway rights-of-way. A minimum of \$2,000,000 of this appropriation must be used to provide more frequent removal of litter on the highway rights-of-way that is generated by unsheltered people and may be used to hire crews specializing in collecting and disposing of garbage, clearing debris or hazardous material, and implementing safety improvements where hazards exist to the traveling public and department employees. The department may use these funds to either reimburse local law enforcement costs or the Washington state patrol if they are providing enhanced safety to department staff during debris cleanup or during efforts to prevent future encampments from forming on highway rights-of-way.

(b) Beginning November 1, 2022, and semiannually thereafter, the Washington state patrol and the department of transportation must jointly submit a report to the governor and the house and senate transportation committees of the legislature on the status of these efforts, including:

(i) A detailed breakout of the size, location, risk level categorization, and number of encampments on or near department-owned rights-of-way, compared to the levels during the quarter being reported;

(ii) A summary of the activities in that quarter related to addressing these encampments, including information on arrangements with local governments or other entities related to these activities;

(iii) A description of the planned activities in the ensuing quarter to further address the emergency hazards and risks along state highway rights-of-way; and

(iv) Recommendations for executive branch or legislative action to achieve the desired outcome of reduced emergency hazards and risks along state highway rights-of-way.

(10)(a) \$2,000,000 of the motor vehicle account—state appropriation is provided solely for the department to contract with the city of Fife to address the risks to safety and public health associated with homeless encampments on department-owned rights-of-way along the SR 167/SR 509 Puget Sound Gateway project corridor in and adjacent to the city limits.

(b) The city must coordinate and work with the department and local governments and social service organizations who provide services and direct people to housing alternatives that are not in highway rights-of-way to help prevent future encampments from forming on highway rights-of-way. State funds may be used to reimburse the organizations doing this outreach assistance who transition people into treatment or housing that is not on the rights-of-way or for debris clean up on highway rights-of-way.

(c) The department may hire crews specializing in collecting and disposing of garbage, clearing debris or hazardous material, and implementing safety improvements where hazards exist to the traveling public and department employees.

(d) Funds may also be used to reimburse local law enforcement costs or the Washington state patrol if they are participating as part of a state or local government agreement to provide enhanced safety related activities along state highway rights-of-way.

(e) It is the intent of the legislature that the city and collaborating partners should place particular emphasis on utilizing available funds for addressing large scale and multiple homeless encampments that impact public safety and health. Funding for initiatives associated with such encampments may include targeted assistance to local governments and social service organizations, directing moneys toward not only initial efforts to clear encampments, clean up debris and restore sightlines, but to ongoing work, monitoring, and maintenance of efforts to place individuals in housing, treatment and services, and to better ensure individuals experiencing homelessness receive

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needed assistance while sites remain safe and secure for the traveling public.

(11) \$12,096,000 of the motor vehicle account—state appropriation is provided solely for contingency funding to address emergent issues related to mitigating negative impacts of the high level of staff vacancies. Potential uses of the funding include, but are not limited to, the following: Increased overtime, travel and other related costs; increased contracting to maintain adequate service levels; and unanticipated facility and equipment needs. By January 1, 2023, the department must submit a report to the governor and the transportation committees of the legislature detailing the specific expenditures made from the contingency funding provided in this subsection.

~~(12) (\$5,400,000 of the motor vehicle account state appropriation is provided solely for replacement of traffic signs and to increase the visibility of road pavement markings. Investments must replace traffic signs that do not meet the department's standards or that are faded, lacking in reflectivity, cracked, illegible, or damaged. Investments must also increase the visibility of road pavement markings during periods of low light conditions and during precipitation with pavement marking products that contain all weather optical reflectivity capability. The request for proposals and subsequent competitive procurement for the signs shall be performed following state specifications and standards.~~

(13)) \$17,000 of the motor vehicle account—local appropriation is provided solely to update existing signs along Interstate 5 in the vicinity of Seattle center. The department must install new Seattle center logos with a redesigned logo that recognizes climate pledge arena, but is not responsible for design or fabrication of the logo or new sign.

((14)) (13) \$100,000 of the motor vehicle account—state appropriation is provided solely for the department to install fencing to delineate between the privately leased property owned by the department and the public right-of-way property maintained by the city of Seattle. The parameters of the adjacent properties located under the Interstate 5 corridor, south of milepost 165, are south Jackson street and south King street going north and south, and 8th avenue south and 9th avenue south going west to east in the international district.

((15)) (14)(a) \$2,500,000 of the motor vehicle account—state appropriation is provided solely for:

(i) Additional resources for operations, maintenance, facility replacements, security, and upgrades to safety rest areas to ensure that safety rest areas owned and operated by the department are open for use except for seasonal closures or cleaning, maintenance, and repair; and

(ii) Reconfiguration of maintenance operations pursuant to chapter 262, Laws of 2022 (safety rest areas).

(b) The department may use the funds for additional labor, services, materials, or equipment needed to allow commercial vehicle parking stalls to remain open when rest areas might otherwise be closed.

(c) It is the intent of the legislature that these funds are additional resources for the department and not meant to supplant underlying resources for the maintenance and operations of safety rest areas.

(d) The department must make a report to the transportation committees of the legislature regarding the additional operations and maintenance activities made at safety rest areas to ensure that rest areas stayed open by January 15, 2023. The report must include the status per safety rest area of openings and closures that were impacted by the additional activities; the additional activities, including security efforts, that were performed at the rest areas; and an update on the status and a review of the safety

rest area strategic plan.

((16)) (15)(a) \$50,000 of the motor vehicle account—state appropriation is provided solely for the department to install and inspect monthly human trafficking informational posters in every rest room in every safety rest area owned and operated by the department.

(b) In developing the informational posters, the department shall consult with human trafficking victim advocates to determine content.

(c) The posters must:

(i) Be printed in a variety of languages;

(ii) Include contact information for seeking help, which may include toll-free telephone numbers a person may call for assistance, including the number for the national human trafficking resource center and the number for the Washington state office of crime victims advocacy; and

(iii) Be made of durable material and permanently affixed.

(d) The department shall install the informational posters in every restroom at every safety rest area owned and operated by the department by December 31, 2022.

(e) Beginning January 1, 2023, or one month after installation of informational posters, whichever is sooner, the department shall inspect the informational posters as part of its monthly maintenance activities to ensure that the posters are in fair condition and remain legible.

(f) The department must make a report to the transportation committees of the legislature regarding the installation of informational posters at safety rest areas by January 15, 2023. The report must include the number of informational posters installed, the location of the poster installations, and the completion date of the poster installations.

Sec. 813. 2022 c 186 s 217 (uncodified) is amended to read as follows:

FOR THE DEPARTMENT OF TRANSPORTATION—TRAFFIC OPERATIONS—PROGRAM Q—OPERATING

Motor Vehicle Account—State Appropriation	(\$73,760,000)
.....	<u>\$73,968,000</u>
Motor Vehicle Account—Federal Appropriation	\$2,050,000
Motor Vehicle Account—Private/Local Appropriation	..... \$295,000
State Route Number 520 Corridor Account—State	Appropriation
Tacoma Narrows Toll Bridge Account—State	Appropriation
Alaskan Way Viaduct Replacement Project Account—	State Appropriation
Interstate 405 and State Route Number 167 Express Toll Lanes	Account—State Appropriation
Agency Financial Transaction Account—State	Appropriation
Move Ahead WA Account—State Appropriation	<u>\$1,850,000</u>
TOTAL APPROPRIATION	(\$77,602,000)
.....	<u>\$79,660,000</u>

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

(1) \$6,000,000 of the motor vehicle account—state appropriation is provided solely for low-cost enhancements. The department shall give priority to low-cost enhancement projects that improve safety or provide congestion relief. By December 15th of each odd-numbered year, the department shall provide a report to the legislature listing all low-cost enhancement projects completed in the prior fiscal biennium.

(2)(a) During the 2021-2023 fiscal biennium, the department shall continue a pilot program that expands private transportation providers' access to high occupancy vehicle lanes. Under the pilot

program, when the department reserves a portion of a highway based on the number of passengers in a vehicle, the following vehicles must be authorized to use the reserved portion of the highway if the vehicle has the capacity to carry eight or more passengers, regardless of the number of passengers in the vehicle: (i) Auto transportation company vehicles regulated under chapter 81.68 RCW; (ii) passenger charter carrier vehicles regulated under chapter 81.70 RCW, except marked or unmarked stretch limousines and stretch sport utility vehicles as defined under department of licensing rules; (iii) private nonprofit transportation provider vehicles regulated under chapter 81.66 RCW; and (iv) private employer transportation service vehicles. For purposes of this subsection, "private employer transportation service" means regularly scheduled, fixed-route transportation service that is offered by an employer for the benefit of its employees. Nothing in this subsection is intended to authorize the conversion of public infrastructure to private, for-profit purposes or to otherwise create an entitlement or other claim by private users to public infrastructure.

(b) The department shall expand the high occupancy vehicle lane access pilot program to vehicles that deliver or collect blood, tissue, or blood components for a blood-collecting or distributing establishment regulated under chapter 70.335 RCW. Under the pilot program, when the department reserves a portion of a highway based on the number of passengers in a vehicle, blood-collecting or distributing establishment vehicles that are clearly and identifiably marked as such on all sides of the vehicle are considered emergency vehicles and must be authorized to use the reserved portion of the highway.

(c) The department shall expand the high occupancy vehicle lane access pilot program to organ transport vehicles transporting a time urgent organ for an organ procurement organization as defined in RCW 68.64.010. Under the pilot program, when the department reserves a portion of a highway based on the number of passengers in a vehicle, organ transport vehicles that are clearly and identifiably marked as such on all sides of the vehicle are considered emergency vehicles and must be authorized to use the reserved portion of the highway.

(d) The department shall expand the high occupancy vehicle lane access pilot program to private, for hire vehicles regulated under chapter 81.72 RCW that have been specially manufactured, designed, or modified for the transportation of a person who has a mobility disability and uses a wheelchair or other assistive device. Under the pilot program, when the department reserves a portion of a highway based on the number of passengers in a vehicle, wheelchair-accessible taxicabs that are clearly and identifiably marked as such on all sides of the vehicle are considered public transportation vehicles and must be authorized to use the reserved portion of the highway.

(e) The department shall expand the high occupancy vehicle lane access pilot program to for hire nonemergency medical transportation vehicles, when in use for medical purposes, as described in section 208, chapter 333, Laws of 2021. Under the pilot program, when the department reserves a portion of a highway based on the number of passengers in a vehicle, nonemergency medical transportation vehicles that meet the requirements identified in section 208, chapter 333, Laws of 2021 must be authorized to use the reserved portion of the highway.

(f) Nothing in this subsection (2) is intended to exempt these vehicles from paying tolls when they do not meet the occupancy requirements established by the department for express toll lanes.

(3) \$2,574,000 of the motor vehicle account—state appropriation is provided solely for contingency funding to address emergent issues related to mitigating negative impacts of the high level of staff vacancies. Potential uses of the funding

include, but are not limited to, the following: Increased overtime, travel, and other related costs; increased contracting to maintain adequate service levels; and unanticipated facility and equipment needs. By January 1, 2023, the department must submit a report to the governor and the transportation committees of the legislature detailing the specific expenditures made from the contingency funding provided in this subsection.

(4) The appropriations in this section assume implementation of additional cost recovery mechanisms to recoup at least \$100,000 in credit card and other financial transaction costs related to the collection of fees imposed under RCW 46.44.0941 for driver and vehicle fee transactions beginning January 1, 2023. The department may recover transaction fees incurred through credit card transactions. At the direction of the office of financial management, the department shall develop a method of tracking the additional amount of credit card and other financial cost-recovery revenues. In consultation with the office of financial management, the department shall notify the office of the state treasurer of these amounts and the state treasurer must deposit these revenues in the agency financial transaction account created in RCW 46.01.385 on a quarterly basis. The department shall also submit, as part of its 2023-2025 budget submittal, an overview of the credit card cost recovery approach, including fee rates and the amount of revenue expected to be generated in the 2021-2023 and 2023-2025 biennia.

(5) The department shall promote safety messages encouraging drivers to slow down and move over and pay attention when emergency lights are flashing on the side of the road and other suitable safety messages on electronic message boards the department operates across the state. The messages must be promoted multiple times each month through June 30, 2023. The department may coordinate such messaging with any statewide public awareness campaigns being developed by the department of licensing or the Washington state traffic safety commission or both.

(6) \$1,850,000 of the move ahead WA—state appropriation is provided solely for traffic operations enhancements. It is the intent of the legislature, over the 16-year move ahead WA investment program, to provide \$30,000,000 for this purpose.

Sec. 814. 2022 c 186 s 218 (uncodified) is amended to read as follows:

**FOR THE DEPARTMENT OF TRANSPORTATION—
TRANSPORTATION MANAGEMENT AND SUPPORT—
PROGRAMS**

Motor Vehicle Account—State Appropriation((\$37,365,000))	
.....	<u>\$37,371,000</u>
Motor Vehicle Account—Federal Appropriation...	\$780,000
Motor Vehicle Account—Private/Local	
Appropriation	\$500,000
Puget Sound Ferry Operations Account—State	
Appropriation	\$266,000
Multimodal Transportation Account—State	
Appropriation	\$5,129,000
State Route Number 520 Corridor Account—State	
Appropriation	\$186,000
Tacoma Narrows Toll Bridge Account—State	
Appropriation	\$150,000
Alaskan Way Viaduct Replacement Project Account—	
State Appropriation	\$121,000
Interstate 405 and State Route Number 167 Express Toll Lanes	
Account—State Appropriation.....	\$77,000
<u>Move Ahead WA Flexible Account—State Appropriation</u>	
.....	<u>\$2,000,000</u>
TOTAL APPROPRIATION	((\$44,574,000))
.....	<u>\$46,580,000</u>

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

(1) \$4,000,000 of the multimodal transportation account—state appropriation is provided solely for efforts to increase diversity in the transportation construction workforce through: (a) The preapprenticeship support services (PASS) program, which aims to increase diversity in the highway construction workforce and prepare individuals interested in entering the highway construction workforce. In addition to the services allowed by RCW 47.01.435, the PASS program may provide housing assistance for youth aging out of the foster care and juvenile rehabilitation systems in order to support the participation of these youth in a transportation-related preapprenticeship program; (b) assisting minority and women-owned businesses to perform work in the highway construction industry. This assistance shall include technical assistance, business training, counseling, guidance, prime to subcontractor relationship building, and a capacity building mentorship program. At a minimum, \$1,000,000 of the total appropriation in this subsection shall be directed toward the efforts outlined in (b) of this subsection. The provider(s) chosen to complete the work in this subsection shall be selected through a competitive bidding process. The program shall be administered by the Washington state department of transportation's office of equal opportunity.

(2) \$1,446,000 of the motor vehicle account—state appropriation is provided solely for contingency funding to address emergent issues related to mitigating negative impacts of the high level of staff vacancies. Potential uses of the funding include, but are not limited to, the following: Increased overtime, travel, and other related costs; increased contracting to maintain adequate service levels; and unanticipated facility and equipment needs. By January 1, 2023, the department must submit a report to the governor and the transportation committees of the legislature detailing the specific expenditures made from the contingency funding provided in this subsection.

(3) \$774,000 of the motor vehicle account—state appropriation and \$266,000 of the Puget Sound ferry operations account—state appropriation are provided solely for the department to hire a workforce development consultant to develop, track, and monitor the progress of community workforce agreements, and to hire staff to assist with the development and implementation of internal diversity, equity, and inclusion efforts and serve as subject matter experts on federal and state civil rights provisions. The department shall engage with relevant stakeholders, and provide a progress report on the implementation of efforts under this subsection to the transportation committees of the legislature and the governor by December 1, 2022.

(4) For Washington state department of transportation small works roster projects under RCW 39.04.155, the department may only allow firms certified as small business enterprises, under 49 C.F.R. 26.39, to bid on the contract, unless the department determines there would be insufficient bidders for a particular project. The department shall report on the effectiveness of this policy to the transportation committees of the legislature by January 31, 2023.

(5) \$2,000,000 of the move ahead WA flexible account—state appropriation is provided solely for efforts to increase diversity in the transportation construction and maritime workforce. Of this amount:

(a) \$500,000 of the move ahead WA flexible account—state appropriation is provided solely for: (i) The preapprenticeship support services (PASS) program, which aims to increase diversity in the highway construction workforce and prepare individuals interested in entering the highway construction workforce. In addition to the services allowed by RCW

47.01.435, the PASS program may provide housing assistance for youth aging out of the foster care and juvenile rehabilitation systems in order to support the participation of these youth in a transportation-related preapprenticeship program; and (ii) assisting minority and women-owned businesses to perform work in the highway construction industry. This assistance shall include technical assistance, business training, counseling, guidance, prime to subcontractor relationship building, and a capacity building mentorship program.

(b) \$1,500,000 of the move ahead WA flexible account—state appropriation is provided solely for expansion of the PASS program to support apprenticeships and workforce development in the maritime industry through preapprenticeship training for inland waterways trades and support services to obtain necessary documents and coast guard certification.

Sec. 815. 2022 c 186 s 219 (uncodified) is amended to read as follows:

FOR THE DEPARTMENT OF TRANSPORTATION—TRANSPORTATION PLANNING, DATA, AND RESEARCH—PROGRAM T

Motor Vehicle Account—State Appropriation	(\$26,483,000)
.....	\$26,502,000
Motor Vehicle Account—Federal Appropriation	\$34,865,000
Motor Vehicle Account—Private/Local Appropriation	\$400,000
.....	
Multimodal Transportation Account—State Appropriation	(\$1,902,000)
.....	\$1,322,000
Multimodal Transportation Account—Federal Appropriation	\$2,809,000
Multimodal Transportation Account—Private/Local Appropriation	\$100,000
State Route Number 520 Corridor Account—State Appropriation	\$451,000
Interstate 405 and State Route Number 167 Express Toll Lanes Account—State Appropriation	\$2,879,000
Move Ahead WA Flexible Account—State Appropriation	\$1,500,000
Move Ahead WA Flexible Account—Federal Appropriation	\$1,000,000
TOTAL APPROPRIATION	(\$69,889,000)
.....	\$71,828,000

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

(1) \$4,080,000 of the motor vehicle account—federal appropriation is provided solely for the Forward Drive road usage charge research project overseen by the transportation commission using a portion of the amount of the federal grant award. The purpose of the Forward Drive road usage charge research project is to advance research in key policy areas related to road usage charge including assessing impacts of future mobility shifts on road usage charge revenues, conducting an equity analysis, updating and assessing emerging mileage reporting methods, determining opportunities to reduce cost of collection, conducting small-scale pilot tests, and identifying a long-term, detailed phase-in plan.

(2) \$2,879,000 of the Interstate 405 and state route number 167 express toll lanes account—state appropriation is provided solely for completion of updating the state route number 167 master plan.

(3) \$500,000 of the multimodal transportation account—state appropriation is provided solely for the department to partner with the department of commerce in developing vehicle miles traveled targets for the counties in Washington state with (a) a population density of at least 100 people per square mile and a population of

at least 200,000; or (b) a population density of at least 75 people per square mile and an annual growth rate of at least 1.75 percent as determined by the office of financial management. Given land use patterns are key factors in travel demand and should be taken into consideration when developing the targets, the department and the department of commerce shall partner with local jurisdictions, regional transportation planning organizations and other stakeholders to inventory existing laws and rules that promote transportation and land use, identify gaps and make recommendations for changes in laws, rules and agency guidance, and establish a framework for considering underserved and rural communities in the evaluation. The department and the department of commerce shall provide an initial technical report by December 31, 2021, an interim report by June 22, 2022, and a final report to the governor and appropriate committees of the legislature by June 30, 2023, that includes a process for establishing vehicle miles traveled reduction targets, a recommended suite of options for local jurisdictions to achieve the targets, and funding requirements for state and local jurisdictions.

(4) \$451,000 of the state route number 520 corridor account—state appropriation is provided solely for the department to contract with the University of Washington department of mechanical engineering, to study measures to reduce noise impacts from the state route number 520 bridge expansion joints. The field testing shall be scheduled during existing construction, maintenance, or other scheduled closures to minimize impacts. The testing must also ensure safety of the traveling public. The study shall examine testing methodologies and project timelines and costs. A draft report must be submitted to the transportation committees of the legislature and the governor by March 1, 2022. A final report must be submitted to the transportation committees of the legislature and the governor by December 31, 2022.

(5) \$5,900,000 of the motor vehicle account—federal appropriation and \$400,000 of the motor vehicle account—private/local appropriation are provided solely for delivery of the department's state planning and research work program and pooled fund research projects.

(6) \$800,000 of the motor vehicle account—state appropriation is provided solely for WSDOT to do a corridor study of SR 302 (Victor Area) to recommend safety and infrastructure improvements to address current damage and prevent future roadway collapse and landslides that have caused road closures.

(7) \$1,000,000 of the motor vehicle account—state appropriation is provided solely for a study on the need for additional connectivity in the area between SR 161, SR 7, SR 507, and I-5 in South Pierce County.

(8) \$1,654,000 of the motor vehicle account—state appropriation and \$108,000 of the multimodal transportation account—state appropriation are provided solely for contingency funding to address emergent issues related to mitigating negative impacts of the high level of staff vacancies. Potential uses of the funding include, but are not limited to, the following: Increased overtime, travel, and other related costs; increased contracting to maintain adequate service levels; and unanticipated facility and equipment needs. By January 1, 2023, the department must submit a report to the governor and the transportation committees of the legislature detailing the specific expenditures made from the contingency funding provided in this subsection.

(9) \$450,000 of the motor vehicle account—state appropriation is provided solely for the department to complete a performance-based project evaluation model based on the initial work done for section 218(7), chapter 219, Laws of 2020, in a way that operationalizes the six transportation policy goals in RCW 47.04.280. This work should first include clarification of the

transportation policy goals through development of objectives and criteria that reflect system priorities based on outcomes of community engagement. After a framework is established by which goals can be more directly related to outcomes, the project evaluation model should leverage the department's existing experts and best practices used for prioritizing programmatic funds to develop procedures by which evaluators could consistently score and rank all types of projects. The department must issue a report by June 30, 2023, summarizing the new project evaluation model, and provide recommendations for how this process could be implemented in coordination with the legislative work cycle.

(10)(a) (~~(\$250,000)~~) \$70,000 of the multimodal transportation account—state appropriation is provided solely for Thurston regional planning council (TRPC) to conduct a study examining options for multimodal high capacity transportation (HCT) to serve travelers on the I-5 corridor between central Thurston county (Olympia area) and Pierce county.

(b) The study will include an assessment of travelsheds and ridership potential and identify and provide an evaluation of options to enhance connectivity and accessibility for the greater south Puget Sound region with an emphasis on linking to planned or existing commuter or regional light rail. The study must account for previous and ongoing efforts by transit agencies and the department. The study will emphasize collaboration with a diverse community of interests, including but not limited to transit, business, public agencies, tribes, and providers and users of transportation who because of age, income, or ability may face barriers and challenges. TRPC will provide to the transportation committees of the legislature a study outline and recommendations of deliverables by December 1, 2022.

(11) (~~(\$600,000)~~) \$200,000 of the multimodal transportation account—state appropriation is provided solely for the city of Seattle's office of planning and community development to support an equitable development initiative to reconnect the South Park neighborhood, currently divided by State Route 99.

(a) The support work must include:

(i) A public engagement and visioning process led by a neighborhood-based, community organization; and

(ii) A feasibility study of decommissioning SR 99 in the South Park neighborhood to include, but not be limited to, traffic studies, environmental impact analysis, and development of alternatives, including the transfer of the land to a neighborhood-led community land trust.

(b) The support work must be conducted in coordination and partnership with neighborhood residents, neighborhood industrial and commercial representatives, the state department of transportation, and other entities and neighborhoods potentially impacted by changes to the operation of SR 99.

(c) The city must provide a report on the plan that includes recommendations to the Seattle city council, state department of transportation, and the transportation committees of the legislature by January 1, 2025.

(12) \$1,500,000 of the move ahead WA flexible account—state appropriation and \$1,000,000 of the move ahead WA flexible account—federal appropriation are provided solely for an Interstate 5 planning and environmental linkage study. This study will serve as a next step toward a statewide Interstate 5 master plan, building upon existing work underway in the corridor. It is the intent of the legislature to direct \$40,000,000 to complete the planning and environmental linkage study over the course of the 16-year move ahead WA investment program.

(a) The study must meet planning and environmental linkages requirements to assess strategies and actions to address preservation and safety needs; climate change; improve corridor

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efficiency and person-throughput; and operate managed lanes effectively in the long-term. The study must include a robust public engagement program; and must assess multimodal transportation system impacts as well as economic, revenue and equity considerations. The outcome of this work will provide a basis for preliminary project planning, design, and environmental work.

(b) The department shall conduct initial stakeholder listening sessions and submit an interim report on the Interstate 5 planning and environmental linkage study to the joint transportation committee by June 30, 2023. The interim report will set study limits; outline milestones and deliverables for environmental analysis; define committee structure and equitable engagement approaches; define subsequent phases of the study; and determine final scope, budget, and workforce needs.

(c) As an initial element of the study, the department must identify and prepare recommendations for near-term actions to improve HOV lane system-wide performance. The study should identify steps required to convert HOV lanes to a different managed lane operating concept such as express toll lanes, including detailed analysis and environmental process. The recommendations must include the planning, design, environmental review, equity considerations, community engagement, traffic and revenue analysis, rate setting, and related engineering considerations necessary for a full I-5 HOV system conversion. The department shall submit an interim report on near-term recommendations to the legislative transportation committees by June 30, 2023.

(d) By December 1, 2022, the department must also submit a recommended approach and funding request to:

(i) Assess the seismic risk of the I-5 causeway from Boeing field to Lake City Way; and

(ii) Recommendations for future work to mitigate seismic risk on the causeway, including estimated costs.

Sec. 816. 2022 c 186 s 220 (uncodified) is amended to read as follows:

FOR THE DEPARTMENT OF TRANSPORTATION—CHARGES FROM OTHER AGENCIES—PROGRAM U

Aeronautics Account—State Appropriation	\$1,000
Transportation Partnership Account—State Appropriation.....	\$25,000
Motor Vehicle Account—State Appropriation	\$101,849,000
Puget Sound Ferry Operations Account—State Appropriation.....	\$244,000
State Route Number 520 Corridor Account—State Appropriation.....	\$26,000
Connecting Washington Account—State Appropriation.....	\$203,000
Multimodal Transportation Account—State Appropriation.....	\$4,968,000
Tacoma Narrows Toll Bridge Account—State Appropriation.....	\$19,000
Alaskan Way Viaduct Replacement Project Account—State Appropriation.....	\$14,000
Interstate 405 and State Route Number 167 Express Toll Lanes Account—State Appropriation	\$15,000
Move Ahead WA Flexible Account—State Appropriation	\$450,000
TOTAL APPROPRIATION.....	(\$107,364,000)
	\$107,814,000

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

(1) Consistent with existing protocol and practices, for any negotiated settlement of a claim against the state for the department that exceeds five million dollars, the department, in

conjunction with the attorney general and the department of enterprise services, shall notify the director of the office of financial management and the transportation committees of the legislature.

(2) Beginning October 1, 2021, and semiannually thereafter, the department, in conjunction with the attorney general and the department of enterprise services, shall provide a report with judgments and settlements dealing with the Washington state ferry system to the director of the office of financial management and the transportation committees of the legislature. The report must include information on: (a) The number of claims and settlements by type; (b) the average claim and settlement by type; (c) defense costs associated with those claims and settlements; and (d) information on the impacts of moving legal costs associated with the Washington state ferry system into the statewide self-insurance pool.

(3) Beginning October 1, 2021, and semiannually thereafter, the department, in conjunction with the attorney general and the department of enterprise services, shall provide a report with judgments and settlements dealing with the nonferry operations of the department to the director of the office of financial management and the transportation committees of the legislature. The report must include information on: (a) The number of claims and settlements by type; (b) the average claim and settlement by type; and (c) defense costs associated with those claims and settlements.

(4) When the department identifies significant legal issues that have potential transportation budget implications, the department must initiate a briefing for appropriate legislative members or staff through the office of the attorney general and its legislative briefing protocol.

(5) \$450,000 of the move ahead WA flexible account—state appropriation is provided solely for enhanced funding to the office of minority and women's business enterprises to increase the number of certified women and minority-owned contractors in the transportation sector.

Sec. 817. 2022 c 186 s 221 (uncodified) is amended to read as follows:

FOR THE DEPARTMENT OF TRANSPORTATION—PUBLIC TRANSPORTATION—PROGRAM V

State Vehicle Parking Account—State Appropriation	\$784,000
Regional Mobility Grant Program Account—State Appropriation	(\$115,488,000)
	\$81,988,000
Rural Mobility Grant Program Account—State Appropriation	\$33,283,000
Multimodal Transportation Account—State Appropriation	(\$134,754,000)
	\$128,845,000
Multimodal Transportation Account—Federal Appropriation	\$3,574,000
Multimodal Transportation Account—Private/Local Appropriation	\$100,000
Climate Transit Programs Account—State Appropriation	\$53,436,000
TOTAL APPROPRIATION	(\$287,983,000)
	\$302,010,000

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

(1) \$67,821,000 of the multimodal transportation account—state appropriation is provided solely for a grant program for special needs transportation provided by transit agencies and nonprofit providers of transportation. Of this amount:

(a) \$15,568,000 of the multimodal transportation account—

state appropriation is provided solely for grants to nonprofit providers of special needs transportation. Grants for nonprofit providers must be based on need, including the availability of other providers of service in the area, efforts to coordinate trips among providers and riders, and the cost effectiveness of trips provided. Fuel type may not be a factor in the grant selection process.

(b) \$52,253,000 of the multimodal transportation account—state appropriation is provided solely for grants to transit agencies to transport persons with special transportation needs. To receive a grant, the transit agency must, to the greatest extent practicable, have a maintenance of effort for special needs transportation that is no less than the previous year's maintenance of effort for special needs transportation. Grants for transit agencies must be prorated based on the amount expended for demand response service and route deviated service in calendar year 2019 as reported in the "Summary of Public Transportation - 2019" published by the department of transportation. No transit agency may receive more than thirty percent of these distributions. Fuel type may not be a factor in the grant selection process.

(2) \$33,283,000 of the rural mobility grant program account—state appropriation is provided solely for grants to aid small cities in rural areas as prescribed in RCW 47.66.100. Fuel type may not be a factor in the grant selection process.

(3) \$2,000,000 of the multimodal transportation account—state appropriation is provided solely for a public transit rideshare grant program for: (a) Public transit agencies to add or replace rideshare vehicles; and (b) incentives and outreach to increase rideshare use. The grant program for public transit agencies may cover capital costs only; operating costs for public transit agencies are not eligible for funding under this grant program. Additional employees may not be hired from the funds provided in this section for the vanpool grant program, and supplanting of transit funds currently funding vanpools is not allowed. The department shall encourage grant applicants and recipients to leverage funds other than state funds. Fuel type may not be a factor in the grant selection process.

(4) \$37,809,000 of the regional mobility grant program account—state appropriation is reappropriated and provided solely for the regional mobility grant projects identified in LEAP Transportation Document ((2022-2)) 2023-2 ALL PROJECTS as developed ((March 9, 2022)) April 21, 2023, Program - Public Transportation Program (V).

(5)(a) (~~(\$77,679,000)~~) \$44,179,000 of the regional mobility grant program account—state appropriation is provided solely for the regional mobility grant projects identified in LEAP Transportation Document ((2022-2)) 2023-2 ALL PROJECTS as developed ((March 9, 2022)) April 21, 2023, Program - Public Transportation Program (V). The department shall review all projects receiving grant awards under this program at least semiannually to determine whether the projects are making satisfactory progress. Any project that has been awarded funds, but does not report activity on the project within one year of the grant award, must be reviewed by the department to determine whether the grant should be terminated. The department shall promptly close out grants when projects have been completed, and any remaining funds must be used only to fund projects identified in the LEAP transportation document referenced in this subsection. The department shall provide annual status reports on December 15, 2021, and December 15, 2022, to the office of financial management and the transportation committees of the legislature regarding the projects receiving the grants. It is the intent of the legislature to appropriate funds through the regional mobility grant program only for projects that will be completed on schedule. A grantee may not receive more than twenty-five

percent of the amount appropriated in this subsection. Additionally, when allocating funding for the 2023-2025 biennium, no more than thirty percent of the total grant program may directly benefit or support one grantee unless all other funding is awarded. The department shall not approve any increases or changes to the scope of a project for the purpose of a grantee expending remaining funds on an awarded grant. Fuel type may not be a factor in the grant selection process.

(b) In order to be eligible to receive a grant under (a) of this subsection during the 2021-2023 fiscal biennium, a transit agency must establish a process for private transportation providers to apply for the use of park and ride facilities. For purposes of this subsection, (i) "private transportation provider" means: An auto transportation company regulated under chapter 81.68 RCW; a passenger charter carrier regulated under chapter 81.70 RCW, except marked or unmarked stretch limousines and stretch sport utility vehicles as defined under department of licensing rules; a private nonprofit transportation provider regulated under chapter 81.66 RCW; or a private employer transportation service provider; and (ii) "private employer transportation service" means regularly scheduled, fixed-route transportation service that is offered by an employer for the benefit of its employees.

(6) Funds provided for the commute trip reduction (CTR) program may also be used for the growth and transportation efficiency center program.

(7) \$6,500,000 of the multimodal transportation account—state appropriation and \$784,000 of the state vehicle parking account—state appropriation are provided solely for CTR grants and activities. Fuel type may not be a factor in the grant selection process. Of this amount:

(a) \$30,000 of the state vehicle parking account—state appropriation is provided solely for the STAR pass program for state employees residing in Mason and Grays Harbor Counties. Use of the pass is for public transportation between Mason County and Thurston County, and Grays Harbor and Thurston County. The pass may also be used within Grays Harbor County. The STAR pass commute trip reduction program is open to any state employee who expresses intent to commute to his or her assigned state worksite using a public transit system currently participating in the STAR pass program.

(b) \$800,000 of the multimodal transportation account—state appropriation is provided solely for continuation of the first mile/last mile connections grant program. Eligible grant recipients include cities, businesses, nonprofits, and transportation network companies with first mile/last mile solution proposals. Transit agencies are not eligible. The commute trip reduction board shall develop grant parameters, evaluation criteria, and evaluate grant proposals. The commute trip reduction board shall provide the transportation committees of the legislature a report on the effectiveness of this grant program and best practices for continuing the program.

(8)(a) Except as provided otherwise in this subsection, (~~(\$29,030,000)~~) \$26,030,000 of the multimodal transportation account—state appropriation is provided solely for connecting Washington transit projects identified in LEAP Transportation Document ((2022-2)) 2023-2 ALL PROJECTS as developed ((March 9, 2022)) April 21, 2023. It is the intent of the legislature that entities identified to receive funding in the LEAP transportation document referenced in this subsection receive the amounts specified in the time frame specified in that LEAP document. If an entity has already completed a project in the LEAP transportation document referenced in this subsection before the time frame identified, the entity may substitute another transit project or projects that cost a similar or lesser amount.

(b) Within the amount provided in this subsection, (~~(\$900,000)~~)

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\$150,000 of the multimodal transportation account—state appropriation is provided solely to complete work on Martin Luther King Way, Rainier Ave improvements (G2000040).

(9) The department shall not require more than a ten percent match from nonprofit transportation providers for state grants.

(10) ~~(\$23,349,000)~~ \$20,849,000 of the multimodal transportation account—state appropriation is provided solely for the green transportation capital grant program established in chapter 287, Laws of 2019 (advancing green transportation adoption).

(11) \$555,000 of the multimodal transportation account—state appropriation is provided solely for an interagency transfer to the Washington State University extension energy program to establish and administer a technical assistance and education program for public agencies on the use of alternative fuel vehicles. The Washington State University extension energy program shall prepare a report regarding the utilization of the program and provide this report to the transportation committees of the legislature by November 15, 2021.

(12) The department must provide telework assistance to employers as part of its CTR activities. The objectives of telework assistance include improving transportation system performance, supporting economic vitality, and increasing equity and access to opportunity.

(13) \$150,000 of the multimodal transportation account—state appropriation is provided solely for Intercity Transit for the Dash shuttle program.

(14)(a) ~~(\$500,000)~~ \$100,000 of the multimodal transportation account—state appropriation is provided solely for King county metro to develop a pilot program to place teams including human services personnel along routes that are enduring significant public safety issues and various disruptive behavior in south King county. The team would be available to deescalate disruptions, provide immediate access to transit resources, and refer customers to community resources to break cycles of inappropriate behavior. The teams must be individuals trained in deescalation and outreach. The function and duties should be cocreated with community stakeholders.

~~(b) (King county metro must provide a report to the transportation committees of the legislature by June 30, 2023, regarding the effectiveness of the program, any suggestions for improving its efficacy, and any modifications that might be necessary for other transit providers to institute similar programs.~~

~~(c))~~ If King county metro does not provide at least \$500,000 to develop the pilot program funded by this subsection, the amount provided in this subsection lapses.

(15)(a) \$250,000 of the multimodal transportation account—state appropriation is provided solely for the department, in consultation with the joint transportation committee, to conduct a study of statewide transit service benchmarks. Elements of the study include:

(i) Development of definitions of frequent fixed route transit and accessible frequent fixed route transit; and

(ii) Identification of, to the extent possible using existing data, current gaps in frequent fixed route transit and accessible walking routes to frequent fixed route transit stops.

(b) An initial report is due by December 15, 2022, that proposes a definition of frequent transit and documents how many people in Washington live within one half mile walk of frequent transit. A final report is due by June 30, 2023, that identifies gaps in accessible frequent transit, analyzed for disparities in race, age, and disability, and develops funding scenarios to address the identified gaps.

(16) Within existing resources, the department shall prepare a report regarding the funding, implementation, and operation of

the grant management system or systems utilized by the public transportation division. In preparing this report, the department must survey and report on all grant recipients experience with the operation of this system or systems. The department shall provide this report to the transportation committees of the legislature by November 15, 2022.

(17) \$14,120,000 of the climate transit programs account—state appropriation is provided solely for newly selected special needs grants. Of this amount:

(a) \$3,248,000 of the climate transit programs account—state appropriation is provided solely for grants to nonprofit providers of special needs transportation. Grants for nonprofit providers must be based on need, including the availability of other providers of service in the area, efforts to coordinate trips among providers and riders, and the cost-effectiveness of trips provided.

(b) \$10,872,000 of the climate transit programs account—state appropriation is provided solely for grants to transit agencies to transport persons with special transportation needs. To receive a grant, the transit agency must, to the greatest extent practicable, have a maintenance of effort for special needs transportation that is no less than the previous year's maintenance of effort for special needs transportation. Grants for transit agencies must be prorated based on the amount expended for demand response service and route deviated service in calendar year 2019 as reported in the "Summary of Public Transportation - 2019" published by the department of transportation. No transit agency may receive more than 30 percent of these distributions.

(18) \$33,606,000 of the climate transit programs account—state appropriation is provided solely for transit support grants. To be eligible for transit support grant distribution, transit agencies must submit documentation of fare-free policy for 18 years and under by October 1, 2022, to be eligible for the 2023-2025 biennium. Transit agencies that submit fare policy documentation following the October 1, 2022, deadline shall become eligible for the next biennial distribution.

(19) \$4,710,000 of the climate transit programs account—state appropriation is provided solely for newly selected green transportation grants.

(20) \$1,000,000 of the climate transit programs account—state appropriation is provided solely for newly selected transit coordination grants. The department shall give priority to grant proposals that promote the formation of joint partnerships between transit agencies or merge service delivery across entities.

(21) It is the intent of the legislature that \$520,000 will be provided for the Sauk-Suiattle Commuter Bus Project (L1000318) in the 2023-2025 fiscal biennium.

(22) It is the intent of the legislature that \$1,760,000 of regional mobility grant program account—state funds be added to the 2023-2025 fiscal biennium for city of Kent: Rapid Ride Facility Passenger Amenities & Access project (20190004), and the LEAP transportation document referenced in subsection (4) of this section be changed accordingly.

Sec. 818. 2022 c 186 s 222 (uncodified) is amended to read as follows:

FOR THE DEPARTMENT OF TRANSPORTATION—MARINE—PROGRAM X

<u>Multimodal Transportation Account—State</u>	
<u>Appropriation</u>	<u>\$1,009,000</u>
<u>Puget Sound Ferry Operations Account—State</u>	
<u>Appropriation</u>	<u>(\$430,388,000)</u>
.....	<u>\$444,799,000</u>
<u>Puget Sound Ferry Operations Account—Federal</u>	
<u>Appropriation</u>	<u>(\$156,789,000)</u>
.....	<u>\$155,934,000</u>
<u>Puget Sound Ferry Operations Account—Private/Local</u>	

Appropriation.....	\$121,000
TOTAL APPROPRIATION.....	(\$587,298,000)
	<u>\$601,863,000</u>

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

(1) The office of financial management budget instructions require agencies to recast enacted budgets into activities. The Washington state ferries shall include a greater level of detail in its 2021-2023 supplemental and 2023-2025 omnibus transportation appropriations act requests, as determined jointly by the office of financial management, the Washington state ferries, and the transportation committees of the legislature. This level of detail must include the administrative functions in the operating as well as capital programs. The data in the tables in the report must be supplied in a digital file format.

(2) For the 2021-2023 fiscal biennium, the department may enter into a distributor controlled fuel hedging program and other methods of hedging approved by the fuel hedging committee, which must include a representative of the department of enterprise services.

(3) \$32,905,000 of the Puget Sound ferry operations account—federal appropriation and ~~(\$53,794,000)~~ \$65,539,000 of the Puget Sound ferry operations account—state appropriation are provided solely for auto ferry vessel operating fuel in the 2021-2023 fiscal biennium, which reflect cost savings from a reduced biodiesel fuel requirement and, therefore, is contingent upon the enactment of section 703 of this act. The amount provided in this subsection represents the fuel budget for the purposes of calculating any ferry fare fuel surcharge. The department shall review future use of alternative fuels and dual fuel configurations, including hydrogen.

(4) \$500,000 of the Puget Sound ferry operations account—state appropriation is ~~((provided solely))~~ for operating costs related to moving vessels for emergency capital repairs. Funds may only be spent after approval by the office of financial management.

(5) \$2,400,000 of the Puget Sound ferry operations account—state appropriation and \$2,000,000 of the Puget Sound ferry operations account—federal appropriation are ~~((provided solely))~~ for staffing and overtime expenses incurred by engine and deck crewmembers. The department must provide updated staffing cost estimates for fiscal years 2022 and 2023 with its annual budget submittal and updated estimates by January 1, 2022.

(6) \$688,000 of the Puget Sound ferry operations account—state appropriation and \$697,000 of the Puget Sound ferry operations account—federal appropriation are ~~((provided solely))~~ for new employee training. The department must work to increase its outreach and recruitment of populations underrepresented in maritime careers and continue working to expand apprenticeship and internship programs, with an emphasis on programs that are shown to improve recruitment for positions with the state ferry system.

(7) The department must request reimbursement from the federal transit administration for the maximum amount of ferry operating expenses eligible for reimbursement under federal law.

(8) \$484,000 of the Puget Sound ferry operations account—federal is ~~((provided solely))~~ for the department to contract for additional traffic control assistance at the Kingston ferry terminal during peak ferry travel times, with a particular focus on Sundays and holiday weekends. Traffic control methods should include, but not be limited to, holding traffic on the shoulder at Lindvog Road until space opens for cars at the tollbooths and dock, and management of traffic on Highway 104 in order to ensure Kingston residents and business owners have access to businesses, roads, and driveways.

(9) \$336,000 of the Puget Sound ferry operations account—state appropriation is ~~((provided solely))~~ for evacuation slide training.

(10) \$336,000 of the Puget Sound ferry operations account—state appropriation is ~~((provided solely))~~ for fall restraint labor and industries inspections.

(11) \$735,000 of the Puget Sound ferry operations account—state appropriation and \$410,000 of the Puget Sound ferry operations account—federal appropriation are ~~((provided solely))~~ for familiarization for new assignments of engine crew and terminal staff.

(12) \$160,000 of the Puget Sound ferry operations account—state appropriation is ~~((provided solely))~~ for electronic navigation training.

(13) ~~((250,000))~~ \$75,000 of the Puget Sound ferry operations account—state appropriation is ~~((provided solely))~~ for Washington State Ferries to conduct a study of passenger demographics. The study must include:

- (a) Information on age, race, gender, income level of passengers by route in summer and winter seasons;
- (b) Composition of passengers by travel purpose, such as commute, tourism, or commerce; and
- (c) Frequency of passenger trips by mode and fare products utilized.

The study may be included as part of a larger origin and destination study. The department shall report study results to the transportation committees of the legislature by December 1, 2023.

(14)(a) \$8,419,000 of the Puget Sound ferry operations account—federal appropriation is ~~((provided solely))~~ for Washington state ferries to:

- (i) Continuously recruit and hire deck, engine, and terminal staff;
- (ii) Contract with an external recruitment firm to increase recruitment efforts both locally and nationally with an emphasis on attracting maritime workers from communities underrepresented in the ferry system;
- (iii) Enhance employee retention by standardizing on-call worker schedules;
- (iv) Increase training and development opportunities for employees; and
- (v) Make improvements to hiring processes by establishing additional positions to support timely hiring of employees.

(b) It is the intent of the legislature to continue funding for the activities outlined in this section as part of the move ahead WA package.

(15) \$248,000 of the Puget Sound ferry operations account—federal appropriation is ~~((provided solely))~~ for labor at the Vashon terminal.

(16) \$194,000 of the Puget Sound ferry operations account—federal appropriation is ~~((provided solely))~~ for operating costs at the Mukilteo terminal.

(17) \$294,000 of the Puget Sound ferry operations account—federal appropriation is ~~((provided solely))~~ for deck and engine internships.

(18) By December 1, 2022, the department must report on the status of efforts to increase training and development opportunities for employees. The report must include a description of the new training and career advancement programs for able-bodied sailors, mates, and engineers; the numbers of employees participating in each program; the number of employees completing each program; the number of open positions that the program is designed to fill; and the anticipated number of employee promotions as a result of program completion. The department must provide the report to the office of financial management and the transportation committees of the

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legislature.

(19) For the Mukilteo multimodal terminal, the department must submit a report showing for a 12-month period, on a monthly basis, how much electricity is generated by solar power generated on-site, electricity usage, and actual electricity cost savings. The report is due to the transportation committees of the legislature by June 30, 2023.

(20) \$93,000 of the Puget Sound ferry operations account—state appropriation is ~~((provided solely))~~ for Washington state ferries to partner with local community colleges and universities to secure housing for workforce training sessions and to pay in advance for the costs of transportation worker identification credentials for incoming ferry system employees and trainees.

(21)(a) ~~(\$300,000)~~ \$150,000 of the Puget Sound ferry operations account—state appropriation is ~~((provided solely))~~ for the department, in consultation with the joint transportation committee, to oversee a consultant study to identify and recommend cost-effective strategies to maximize walk-on passenger ridership of the Anacortes – San Juan ferry routes. The study must also identify available public funding sources to support these strategies. Reducing the need for passengers to bring their cars on the ferries will increase the capacity of each ferry run to transport more people.

(b) The evaluated options may include, but not be limited to:

(i) Increased public funding or other support for transit or shuttle service between ferry landings on Orcas, Lopez, San Juan, and Anacortes and nearby major town centers or connecting transit hubs;

(ii) Options to increase availability of taxi and rideshare services at each of the landings;

(iii) Short-term electric vehicle rentals at ferry landings, including electric bicycles and scooters;

(iv) Public funding or other support to increase the available locations for additional parking and reduce the cost for short-term parking near each landing;

(v) Marketing of the availability of options through the Washington state ferries reservation system website, on ferries and at ferry landings and ticketing facilities.

(c) Outreach for the study, including on the feasibility and effectiveness of each strategy evaluated, must include outreach to representatives of:

- (i) Washington state ferries;
- (ii) San Juan county council;
- (iii) Anacortes and San Juan Islands ferry advisory committee members;
- (iv) San Juan economic development council;
- (v) City of Anacortes;
- (vi) City of Friday Harbor;
- (vii) Skagit transit;
- (viii) Skagit RTPO;
- (ix) Eastsound;
- (x) Lopez Village;
- (xi) Transit dependent populations; and
- (xii) Others as deemed appropriate by the committee.

(d) A report with recommendations on the most feasible and cost-effective strategies to maximize walk-on passenger ridership of the Anacortes – San Juan and Anacortes - Sidney ferry routes is due to the transportation committees of the legislature by January 6, 2023.

(22)(a) During negotiations of the 2023-2025 collective bargaining agreements, the department must conduct a review and analysis of the collective bargaining agreements governing state ferry employees, to identify provisions that create barriers for, or contribute to creating a disparate impact on, newly hired ferry employees, including those who are women, people of color,

veterans, and other employees belonging to communities that have historically been underrepresented in the workforce. The review and analysis must include, but not be limited to, provisions regarding seniority, work assignments, and work shifts. The review and analysis must also include consultation with the governor's office of labor relations, the governor's office of equity, and the attorney general's office.

(b) For future negotiations or modifications of the collective bargaining agreements, it is the intent of the legislature that the collective bargaining representatives for the state and ferry employee organizations may consider the findings of the review and analysis required in (a) of this subsection and negotiate in a manner to remove identified barriers and address identified impacts so as not to perpetuate negative impacts.

(23) To the extent that an activity funded by federal funds in this section is not eligible for federal reimbursement, the department may transfer expenditure authority between state and federal appropriations provided in this section.

(24) \$1,700,000 of the Puget Sound ferry operations account—state appropriation is for the able-bodied sailor to mate program.

(25) \$1,000,000 of the multimodal transportation account—state appropriation is provided solely for costs related to the MV Walla Walla.

Sec. 819. 2022 c 186 s 223 (uncodified) is amended to read as follows:

FOR THE DEPARTMENT OF TRANSPORTATION—RAIL—PROGRAM Y—OPERATING

Multimodal Transportation Account—State	
Appropriation	(\$68,430,000)
.....	<u>\$66,181,000</u>
Multimodal Transportation Account—Private/Local	
Appropriation	\$46,000
Multimodal Transportation Account—Federal	
Appropriation	\$500,000
TOTAL APPROPRIATION	(\$68,976,000)
.....	<u>\$66,727,000</u>

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

(1) The department is directed to continue to pursue efforts to reduce costs, increase ridership, and review Amtrak Cascades fares and fare schedules. Within thirty days of each annual cost/revenue reconciliation under the Amtrak service contract, the department shall report annual credits to the office of financial management and the legislative transportation committees. Annual credits from Amtrak to the department including, but not limited to, credits due to higher ridership, reduced level of service, and fare or fare schedule adjustments, must be used to offset corresponding amounts of the multimodal transportation account—state appropriation, which must be placed in reserve.

(2) Consistent with the ongoing planning and service improvement for the intercity passenger rail program, \$500,000 of the multimodal transportation account—state is provided solely for the Cascades service development plan. This funding is to be used to analyze current and future market conditions and to develop a structured assessment of service options and goals based on anticipated demand and the results of the state and federally required 2019 state rail plan, including identifying implementation alternatives to meet the future service goals for the Amtrak Cascades route. The work must be consistent with federal railroad administration guidance and direction on developing service development plans. It must also leverage the \$500,000 in federal funding appropriated for development of a service development plan and comply with the planning and grant award obligations of the consolidated rail infrastructure and safety improvements (CRISI) program. A status report must be

provided to the transportation committees of the legislature by June 30, 2022.

(3) (~~(\$4,000,000)~~) \$1,750,000 of the multimodal transportation account—state appropriation is provided solely for the continued coordination, engagement, and planning for a new ultra high-speed ground transportation corridor with participation from Washington, Oregon, and British Columbia. This funding is contingent on meaningful financial contributions for this effort by Oregon or British Columbia. "Ultra high-speed" means a maximum testing speed of at least 250 miles per hour. These efforts are to support and advance activities and must abide by the memorandum of understanding signed by the governors of Washington and Oregon, and the premier of the province of British Columbia in November 2021. The department shall establish a policy committee with participation from Washington, Oregon, and British Columbia, including representation from the two largest caucuses of each chamber of the Washington state legislature, and coordinate the activities of the policy committee to include:

(a) Developing an organizational framework that facilitates input in decision-making from all parties;

(b) Developing a public engagement approach with a focus on equity, inclusion, and meaningful engagement with communities, businesses, federal, state, provincial, and local governments including indigenous communities;

(c) Developing and leading a collaborative approach to prepare and apply for potential future federal, state, and provincial funding opportunities, including development of strategies for incorporating private sector participation and private sector contributions to funding, including through the possible use of public-private partnerships;

(d) Beginning work on scenario analysis addressing advanced transportation technologies, land use and growth assumptions, and an agreed to and defined corridor vision statement; and

(e) Developing a recommendation on the structure and membership of a formal coordinating entity that will be responsible for advancing the project through the project initiation stage to project development and recommended next steps for establishment of the coordinating entity. Project development processes must include consideration of negative and positive impacts on communities of color, low-income households, indigenous peoples, and other disadvantaged communities.

By June 30, 2023, the department shall provide to the governor and the transportation committees of the legislature a report detailing the work conducted by the policy committee and recommendations for establishing a coordinating entity. The report must also include an assessment of current activities and results relating to stakeholder engagement, planning, and any federal funding application. As applicable, the assessment should also be sent to the executive and legislative branches of government in Oregon and appropriate government bodies in the province of British Columbia.

(4) The department shall consider applying for federal grant opportunities that support the development of the Amtrak Cascades service. Grant submittals must align with the department's federally required service development plan and state rail plans and partnership agreements with Amtrak as the service provider and BNSF Railway as the host railroad.

Sec. 820. 2022 c 186 s 224 (uncodified) is amended to read as follows:

FOR THE DEPARTMENT OF TRANSPORTATION—LOCAL PROGRAMS—PROGRAM Z—OPERATING
Motor Vehicle Account—State Appropriation(~~(\$12,451,000)~~)
..... \$12,454,000

Motor Vehicle Account—Federal Appropriation \$2,567,000
Multiuse Roadway Safety Account—State
Appropriation (~~(\$900,000)~~)
..... \$450,000
Multimodal Transportation Account—State
Appropriation \$250,000
TOTAL APPROPRIATION (~~(\$16,168,000)~~)
..... \$15,721,000

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

(1) The entire multiuse roadway safety account—state appropriation is provided solely for grants under RCW 46.09.540, subject to the following limitations:

(a) Twenty-five percent of the amounts provided are reserved for counties that each have a population of fifteen thousand persons or less; and

(b)(i) Seventy-five percent of the amounts provided are reserved for counties that each have a population exceeding fifteen thousand persons; and

(ii) No county that receives a grant or grants under (a) of this subsection may receive more than sixty thousand dollars in total grants.

(2) \$1,023,000 of the motor vehicle account—state appropriation is provided solely for the department, from amounts set aside out of statewide fuel taxes distributed to counties according to RCW 46.68.120(3), to contract with the Washington state association of counties to:

(a) In coordination with stakeholders, identify county-owned fish passage barriers, and assess which barriers share the same stream system as state-owned fish passage barriers;

(b) Streamline and update the county road administration board's data dashboard, county reporting systems, and program management software to provide a more detailed, more transparent, and user-friendly platform for data management, reporting, and research by the public and other interested parties; and

(c) Conduct a study of the use of county road right-of-way as a potential source of revenue for county road operating and maintenance needs with recommendations on their feasibility statewide.

TRANSPORTATION AGENCIES—CAPITAL

Sec. 901. 2022 c 186 s 301 (uncodified) is amended to read as follows:

FOR THE FREIGHT MOBILITY STRATEGIC INVESTMENT BOARD

Freight Mobility Investment Account—State
Appropriation (~~(\$17,769,000)~~)
..... \$4,331,000
Freight Mobility Multimodal Account—State
Appropriation (~~(\$14,004,000)~~)
..... \$5,296,000
TOTAL APPROPRIATION (~~(\$31,773,000)~~)
..... \$9,627,000

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

(1) Except as otherwise provided in this section, the entire appropriations in this section are provided solely for the projects by amount, as listed in the LEAP Transportation Document (~~(2022-2)~~) 2023-2 ALL PROJECTS as developed (~~(March 9, 2022)~~) April 21, 2023, Freight Mobility Strategic Investment Board (FMSIB).

(2) Until directed by the legislature, the board may not initiate a new call for projects.

(3) It is the intent of the legislature to continue to make strategic investments in a statewide freight mobility transportation system

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with the help of the freight mobility strategic investment board, including projects that mitigate the impact of freight movement on local communities. To that end, and in coordination with WSDOT as it updates its federally-compliant freight plan, the board is directed to identify the highest priority freight investments for the state, across freight modes, state and local jurisdictions, and regions of the state. By December 1, 2021, the board must submit a preliminary report providing a status update on the process and methodology for identifying and prioritizing investments. By December 1, 2022, the board must submit a prioritized list of freight investments that are geographically balanced across the state and can proceed to construction in a timely manner. The prioritized freight project list for the state portion of national highway freight program funds must first address shortfalls in funding for connecting Washington act projects.

(4)(a) For the 2021-2023 project appropriations, unless otherwise provided in this act, the director of the office of financial management may authorize a transfer of appropriation authority between projects managed by the freight mobility strategic investment board in order for the board to manage project spending and support the efficient and timely delivery of all projects in the program. The office of financial management may authorize a transfer of appropriation authority between projects under the following conditions and limitations:

(i) Transfers from a project may not be made as a result of the reduction of the scope of a project or be made to support increases in the scope of a project;

(ii) Each transfer between projects may only occur if the director of the office of financial management finds that any resulting change will not hinder the completion of the projects on LEAP Transportation Document ((2022-2)) 2023-2 ALL PROJECTS as developed ((March 9, 2022)) April 21, 2023;

(iii) Transfers between projects may be made by the board without the formal written approval provided under this subsection (3)(a), provided that the transfer amount does not exceed \$250,000 or 10 percent of the total project, whichever is less. These transfers must be reported to the director of the office of financial management and the chairs of the house of representatives and senate transportation committees; and

(iv) Except for transfers made under (a)(iii) of this subsection, transfers may only be made in fiscal year 2023.

(b) At the time the board submits a request to transfer funds under this section, a copy of the request must be submitted to the chairs and ranking members of the transportation committees of the legislature.

(c) Before approval, the office of financial management shall work with legislative staff of the house of representatives and senate transportation committees to review the requested transfers in a timely manner and consider any concerns raised by the chairs and ranking members of the transportation committees.

(d) No fewer than 10 days after the receipt of a project transfer request, the director of the office of financial management must provide written notification to the board of any decision regarding project transfers, with copies submitted to the transportation committees of the legislature.

Sec. 902. 2022 c 186 s 302 (uncodified) is amended to read as follows:

FOR THE WASHINGTON STATE PATROL

State Patrol Highway Account—State	
Appropriation.....	(((\$4,803,000))
.....	\$4,203,000

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

(1) \$695,000 of the state patrol highway account—state

appropriation is provided solely for roof replacement.

(2) (((\$3,501,000)) \$3,508,000 of the state patrol highway account—state appropriation is provided solely for the following projects:

- (a) \$250,000 for emergency repairs;
- (b) \$350,000 for fuel tank decommissioning;
- (c) (((\$750,000)) \$250,000 for generator and electrical replacement;
- (d) \$195,000 for the exterior envelope of the Yakima office;
- (e) \$466,000 for equipment shelters;
- (f) (((\$650,000)) \$550,000 for the weatherization projects;
- (g) \$200,000 for roof replacements reappropriation; and
- (h) \$640,000 for water and fire suppression systems reappropriation and \$607,000 for additional water and fire suppression systems.

(3) The Washington state patrol may transfer funds between projects specified in this subsection to address cash flow requirements. If a project specified in this subsection is completed for less than the amount provided, the remainder may be transferred to another project specified in this subsection not to exceed the total appropriation provided in this subsection.

Sec. 903. 2022 c 186 s 303 (uncodified) is amended to read as follows:

FOR THE COUNTY ROAD ADMINISTRATION BOARD

Rural Arterial Trust Account—State	
Appropriation	(((\$55,028,000))
.....	\$47,908,000
Motor Vehicle Account—State Appropriation....	\$1,456,000
County Arterial Preservation Account—State	
Appropriation	(((\$44,653,000))
.....	\$45,666,000
Move Ahead WA Account—State Appropriation	\$10,000,000
TOTAL APPROPRIATION	(((\$101,137,000))
.....	\$105,030,000

The appropriation in this section is subject to the following conditions and limitations: The entire move ahead WA account—state appropriation is provided solely for additional preservation funding allocations to counties through the county arterial preservation program.

Sec. 904. 2021 c 333 s 304 (uncodified) is amended to read as follows:

FOR THE TRANSPORTATION IMPROVEMENT BOARD

Small City Pavement and Sidewalk Account—State	
Appropriation	\$4,100,000
Transportation Improvement Account—State	
Appropriation	(((\$201,000,000))
.....	\$171,000,000
Complete Streets Grant Program Account—State	
Appropriation	\$14,670,000
Move Ahead WA Account—State Appropriation	\$10,000,000
Climate Active Transportation Account—State	
Appropriation	\$3,000,000
TOTAL APPROPRIATION	(((\$219,770,000))
.....	\$202,770,000

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

(1) \$2,500,000 of the transportation improvement account—state appropriation is provided solely for the Relight Washington Program. The transportation improvement board shall conduct a comparative analysis of expanding the Relight Washington Program to all cities that are not currently eligible compared to utilizing the same funding amount for other preservation programs administered by the transportation improvement board.

If needed to perform this analysis, the transportation improvement board shall gather additional information on the demand and return on investment from a follow up survey to cities currently ineligible for the Relight Washington Program. The transportation improvement board shall report the results of the analysis to the governor and the transportation committees of the legislature by January 1, 2022.

(2) The entire climate active transportation account—state appropriation is provided solely for newly selected complete streets grants.

(3) The entire move ahead WA account—state appropriation is provided solely for additional preservation funding to cities.

Sec. 905. 2022 c 186 s 304 (uncodified) is amended to read as follows:

FOR THE DEPARTMENT OF TRANSPORTATION—FACILITIES—PROGRAM D—(DEPARTMENT OF TRANSPORTATION-ONLY PROJECTS)—CAPITAL

Motor Vehicle Account—State Appropriation	(\$16,976,000)
.....	<u>\$15,743,000</u>
Connecting Washington Account—State Appropriation	\$3,667,000
TOTAL APPROPRIATION	(\$19,743,000)
.....	<u>\$19,410,000</u>

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

(1) ~~(\$3,289,000)~~ \$3,667,000 of the connecting Washington account—state appropriation is provided solely for a new Olympic region maintenance and administration facility to be located on the department-owned site at the intersection of Marvin Road and 32nd Avenue in Lacey, Washington.

(2)(a) ~~(\$4,325,000)~~ \$4,025,000 of the motor vehicle account—state appropriation is provided solely for payments of a financing contract issued pursuant to chapter 39.94 RCW for the department facility located at 15700 Dayton Ave N in Shoreline.

(b) Payments from the department of ecology pursuant to the agreement with the department to pay a share of the financing contract in (a) of this subsection must be deposited into the motor vehicle account.

Sec. 906. 2022 c 186 s 305 (uncodified) is amended to read as follows:

FOR THE DEPARTMENT OF TRANSPORTATION—IMPROVEMENTS—PROGRAM I

Transportation 2003 Account (Nickel Account)—State Appropriation	(\$482,000)
.....	<u>\$486,000</u>
Transportation Partnership Account—State Appropriation	(\$232,566,000)
.....	<u>\$173,980,000</u>
Motor Vehicle Account—State Appropriation	(\$246,948,000)
.....	<u>\$234,148,000</u>
Motor Vehicle Account—Federal Appropriation	(\$251,835,000)
.....	<u>\$262,688,000</u>
Coronavirus State Fiscal Recovery Fund—Federal Appropriation	(\$400,000,000)
.....	<u>\$100,000,000</u>
Motor Vehicle Account—Private/Local Appropriation	(\$56,192,000)
.....	<u>\$88,263,000</u>
Connecting Washington Account—State Appropriation	(\$2,063,783,000)
.....	<u>\$1,644,899,000</u>
Special Category C Account—State Appropriation	(\$86,198,000)

.....	<u>\$71,101,000</u>
Multimodal Transportation Account—State Appropriation	(\$10,792,000)
.....	<u>\$4,779,000</u>
Puget Sound Gateway Facility Account—State Appropriation	\$8,400,000
State Route Number 520 Corridor Account—State Appropriation	\$70,886,000
Interstate 405 and State Route Number 167 Express Toll Lanes Account—State Appropriation	(\$217,282,000)
.....	<u>\$34,028,000</u>
Move Ahead WA Account—State Appropriation	(\$10,771,000)
.....	<u>\$60,793,000</u>
Move Ahead WA Account—Federal Appropriation	(\$7,200,000)
.....	<u>\$52,312,000</u>
TOTAL APPROPRIATION	(\$3,663,335,000)
.....	<u>\$2,806,763,000</u>

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

(1) Except as provided otherwise in this section, the entire move ahead WA account—state appropriation, the entire connecting Washington account—state appropriation, and the entire transportation partnership account—state appropriation are provided solely for the projects and activities as listed by fund, project, and amount in LEAP Transportation Document ~~((2022-4))~~ 2023-1 as developed ~~((March 9, 2022))~~ April 21, 2023, Program - Highway Improvements Program (I). However, limited transfers of specific line-item project appropriations may occur between projects for those amounts listed subject to the conditions and limitations in section 601 ~~((chapter 333, Laws of 2021))~~ of this act.

(2) Except as provided otherwise in this section, the entire motor vehicle account—state appropriation and motor vehicle account—federal appropriation are provided solely for the projects and activities listed in LEAP Transportation Document ~~((2022-2))~~ 2023-2 ALL PROJECTS as developed ~~((March 9, 2022))~~ April 21, 2023, Program - Highway Improvements Program (I). Any federal funds gained through efficiencies, adjustments to the federal funds forecast, or the federal funds redistribution process must then be applied to highway and bridge preservation activities or fish passage barrier corrections (OB14001) ~~((as long as the application of the funds is not inconsistent with subsection (26) of this section))~~.

(3) Within the motor vehicle account—state appropriation and motor vehicle account—federal appropriation, the department may transfer ~~((funds))~~ appropriation authority between programs I and P, except for ~~((funds))~~ appropriation authority that ~~((are))~~ is otherwise restricted in this act. Ten days prior to any transfer, the department must submit its request to the office of financial management and the transportation committees of the legislature and consider any concerns raised. The department shall submit a report on fiscal year funds transferred in the prior fiscal year using this subsection as part of the department's annual budget submittal.

(4) ~~((The connecting Washington account—state appropriation includes up to \$326,594,000 in proceeds from the sale of bonds authorized in RCW 47.10.889.~~

~~((5)))~~ (5) The special category C account—state appropriation includes up to \$51,460,000 in proceeds from the sale of bonds authorized in RCW 47.10.812.

~~((6)))~~ (5) The transportation partnership account—state appropriation includes up to ~~(\$124,629,000)~~ \$32,000,000 in proceeds from the sale of bonds authorized in RCW 47.10.873.

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~~((7) \$161,792,000)~~ (6) \$106,947,000 of the transportation partnership account—state appropriation, \$3,882,000 of the motor vehicle account—private/local appropriation, ~~((9,000,000))~~ \$4,880,000 of the motor vehicle account—state appropriation, ~~((1,000 of the transportation 2003 account (nickel account)—state appropriation,))~~ and ~~((985,000))~~ \$987,000 of the multimodal transportation account—state appropriation are provided solely for the SR 99/Alaskan Way Viaduct Replacement project (809936Z). It is the intent of the legislature that any legal damages paid to the state as a result of a lawsuit related to contractual provisions for construction and delivery of the Alaskan Way viaduct replacement project be used to repay project cost increases paid from the transportation partnership account—state funds and motor vehicle account—state funds.

~~((8) \$186,820,000)~~ (7) \$168,663,000 of the connecting Washington account—state appropriation and \$488,000 of the motor vehicle account—local appropriation are provided solely for the US 395 North Spokane Corridor project (M00800R). If the department expects the original scope of this project to be completed under budget when a final design is approved for the interchange with I-90 and nearby on ramp access, then the scope of work for this project must also include constructing a land bridge in the vicinity of Liberty Park in Spokane, if appropriations are sufficient. It is the intent of the legislature, consistent with the move ahead WA proposal, to advance future funding for this project in order to accelerate delivery by up to two years.

~~((9))~~ (8)(a) ((177,982,000)) \$20,962,000 of the Interstate 405 and state route number 167 express toll lanes account—state appropriation is provided solely for the I-405/SR 522 to I-5 Capacity Improvements project (L2000234) for activities related to adding capacity on Interstate 405 between state route number 522 and Interstate 5, with the goals of increasing vehicle throughput and aligning project completion with the implementation of bus rapid transit in the vicinity of the project.

(b) The department may advance the I-405/SR 522 to I-5 Capacity Improvements project (L2000234) and construct the project earlier than is scheduled in the LEAP transportation document referenced in subsection (2) of this section if additional funding is identified and submitted through the existing unanticipated receipts process by September 1, 2021. The department and the state treasurer shall pursue alternatives to toll revenue funding including but not limited to federal loan and grant programs. The department shall explore phasing and modifying the project to attempt to align project completion with the anticipated deployment of bus rapid transit on the corridor in the 2023-2025 biennium. The department shall report back to the transportation committees of the legislature on this work by September 15, 2021.

~~((10))~~ (9)(a) ((329,681,000)) \$309,774,000 of the connecting Washington account—state appropriation, \$70,886,000 of the state route number 520 corridor account—state appropriation, and ~~((1,021,000))~~ \$1,411,000 of the motor vehicle account—private/local appropriation are provided solely for the SR 520 Seattle Corridor Improvements - West End project (M00400R).

(b) Upon completion of the Montlake Phase of the West End project (current anticipated contract completion of 2023), the department shall sell that portion of the property not used for permanent transportation improvements and initiate a process to convey that surplus property to a subsequent owner.

(c) Of the amounts provided in this subsection ~~((10))~~ (9), \$100,000 of the state route number 520 corridor account—state appropriation is provided solely for noise mitigation activities. ~~(It is the intent of the legislature to provide an additional \$1,000,000 for noise mitigation activities over the course of the~~

~~16 year move ahead WA funding package.~~

~~((11) \$361,296,000)~~ (10) \$296,965,000 of the connecting Washington account—state appropriation, ~~((4,800,000))~~ \$2,145,000 of the multimodal transportation account—state appropriation, ~~((13,725,000))~~ \$4,242,000 of the motor vehicle account—private/local appropriation, \$4,000 of the motor vehicle account—state appropriation, \$7,200,000 of the move ahead WA account—federal appropriation, \$8,400,000 of the Puget Sound Gateway facility account—state appropriation, and ~~((85,015,000))~~ \$84,515,000 of the motor vehicle account—federal appropriation are provided solely for the SR 167/SR 509 Puget Sound Gateway project (M00600R).

(a) Any savings on the project must stay on the Puget Sound Gateway corridor until the project is complete.

(b) In making budget allocations to the Puget Sound Gateway project, the department shall implement the project's construction as a single corridor investment. The department shall continue to collaborate with the affected stakeholders as it implements the corridor construction and implementation plan for state route number 167 and state route number 509. Specific funding allocations must be based on where and when specific project segments are ready for construction to move forward and investments can be best optimized for timely project completion. Emphasis must be placed on avoiding gaps in fund expenditures for either project.

(c) It is the legislature's intent that the department shall consult with the joint executive committee and joint steering committee to determine the most appropriate interchange at the junction of state route number 161 (Meridian avenue) and state route number 167.

(d) Of the amounts provided in this subsection, ~~((2,300,000))~~ \$2,145,000 of the multimodal transportation account—state appropriation is provided solely for ~~(the)~~;

(i) The design phase of the Puyallup to Tacoma multiuse trail along the SR 167 right-of-way acquired for the project to connect a network of new and existing trails from Mount Rainier to Point Defiance Park(-

~~(e) Of the amounts provided in this subsection, \$2,500,000 of the multimodal transportation account—state appropriation is provided solely for segment); and~~

(ii) Segment 2 of the state route number 167 completion project shared-use path to provide connections to the interchange of state route number 167 at 54th to the intersection of state route number 509 and Taylor Way in Tacoma.

~~((12))~~ (11)(a) ((25,378,000)) \$25,379,000 of the motor vehicle account—state appropriation, \$10,000,000 of the move ahead WA account—state appropriation, and ~~((413,000))~~ \$36,414,000 of the motor vehicle account—private/local appropriation are provided solely to support a project office and the continued work toward the I-5 Interstate Bridge Replacement project ~~((4,200,370))~~ (L4000054). The legislature finds that the replacement of the I-5 Columbia river bridge is a project of national significance and is critical for the movement of freight. One span is now 104 years old, at risk for collapse in the event of a major earthquake, and no longer satisfies the needs of commerce and travel. Replacing the aging interstate bridge with a modern, seismically resilient, multimodal structure that provides improved mobility for people, goods, and services is a high priority. Therefore, the legislature intends to support the replacement of the I-5 Columbia river bridge with an investment of \$1,000,000,000 over the 16-year move ahead WA investment program.

(b) The project office must also study the possible different governance structures for a bridge authority that would provide for the joint administration of the bridges over the Columbia river

between Oregon and Washington. As part of this study, the project office must examine the feasibility and necessity of an interstate compact in conjunction with the national center for interstate compacts.

(c) During the 2021-2023 biennium, the department shall have as a goal to:

(i) Conduct all work necessary to prepare and publish a draft SEIS;

(ii) Coordinate with regulatory agencies to begin the process of obtaining environmental approvals and permits;

(iii) Identify a locally preferred alternative; and

(iv) Begin preparing a final SEIS.

The department shall aim to provide progress reports on these activities to the governor and the transportation committees of the legislature by December 1, 2021, June 1, 2022, and December 1, 2022.

~~((13))~~ (12)(a) ~~(((\$400,000,000))~~ \$100,000,000 of the coronavirus state fiscal recovery fund—federal appropriation, ~~(((\$25,327,000))~~ \$167,194,000 of the connecting Washington account—state appropriation, \$35,263,000 of the motor vehicle account—federal appropriation, \$45,112,000 of the move ahead WA account—federal appropriation, \$5,618,000 of the motor vehicle account—local appropriation, \$9,016,000 of the transportation partnership account—state appropriation, \$38,021,000 of the move ahead WA account—state appropriation, and \$149,776,000 of the motor vehicle account—state appropriation are provided solely for the Fish Passage Barrier Removal project (OBI4001) ~~((with the intent of fully complying with the federal U.S. v. Washington court injunction by 2030)).~~

(b) It is the intent of the legislature, over the 16-year move ahead WA investment program, to provide \$2,435,000,000 for fish passage barrier removal with the intent of fully complying with the federal U.S. v. Washington court injunction by 2030. Furthermore, it is the intent of the legislature that funding provided for this purpose may be used to jointly leverage state and local funds for match requirements in applying for competitive federal aid grants provided in the infrastructure investment and jobs act for removals of fish passage barriers under the national culvert removal, replacement, and restoration program. State funds used for the purpose described in this subsection must not compromise fully complying with the court injunction by 2030.

(c) The department shall coordinate with the Brian Abbott fish passage barrier removal board to use a watershed approach by replacing both state and local culverts guided by the principle of providing the greatest fish habitat gain at the earliest time. The department shall deliver high habitat value fish passage barrier corrections that it has identified, guided by the following factors: Opportunity to bundle projects, tribal priorities, ability to leverage investments by others, presence of other barriers, project readiness, culvert conditions, other transportation projects in the area, and transportation impacts. The department and Brian Abbott fish barrier removal board must provide updates on the implementation of the statewide culvert remediation plan to the legislature by November 1, 2021, and June 1, 2022.

~~((e))~~ (d) The department must keep track of, for each barrier removed: (i) The location; (ii) the amount of fish habitat gain; and (iii) the amount spent to comply with the injunction.

~~((d))~~ (e) Of the amount provided in this subsection, \$142,923,000 of the motor vehicle account—federal appropriation reflects the department's portion of the unrestricted funds from the coronavirus response and relief supplemental appropriations act of 2021. If the final amount from this act changes while the legislature is not in session, the department

shall follow the existing unanticipated receipt process and adjust the list referenced in subsection (1) of this section accordingly, supplanting state funds with federal funds if possible as directed in section 601, chapter 333, Laws of 2021.

~~((14) \$14,367,000)~~ (13) \$13,542,000 of the connecting Washington account—state appropriation ~~((, \$311,000 of the motor vehicle account—state appropriation,))~~ and ~~(((\$3,149,000))~~ \$4,285,000 of the motor vehicle account—private/local appropriation are provided solely for the I-90/Barker to Harvard – Improve Interchanges & Local Roads project (L2000122). The connecting Washington account appropriation for the improvements that fall within the city of Liberty Lake may only be expended if the city of Liberty Lake agrees to cover any project costs within the city of Liberty Lake above the \$20,900,000 of state appropriation provided for the total project on the list referenced in subsection (1) of this section.

~~((15) \$16,984,000)~~ (14) \$17,071,000 of the motor vehicle account—federal appropriation, ~~(((\$269,000))~~ \$177,000 of the motor vehicle account—state appropriation, \$1,700,000 of the transportation partnership account—state appropriation, \$5,000 of the motor vehicle account—private/local appropriation, and ~~(((\$17,900,000))~~ \$13,666,000 of the Interstate 405 and state route number 167 express toll lanes account—state appropriation are provided solely for the SR 167/SR 410 to SR 18 - Congestion Management project (316706C).

~~((16) \$18,915,000)~~ (15) \$17,019,000 of the Special Category C account—state appropriation is provided solely for the SR 18 Widening - Issaquah/Hobart Rd to Raging River project (L1000199) for improving and widening state route number 18 to four lanes from Issaquah-Hobart Road to Raging River.

~~((17) \$2,500,000)~~ (16) \$2,000,000 of the connecting Washington account—state appropriation is provided solely for the North Lewis County transportation study. The study shall examine new, alternate routes for vehicular and truck traffic at the Harrison interchange (Exit 82) in North Centralia and shall allow for a site and configuration to be selected and feasibility to be conducted for final design, permitting, and construction of the I-5/North Lewis county Interchange project (L2000204). It is the intent of the legislature to advance future funding for this project to accelerate delivery by up to two years.

~~((18) \$1,237,000)~~ (17) \$148,000 of the motor vehicle account—state appropriation is provided solely for the US 101/East Sequim Corridor Improvements project (L2000343).

~~((19) \$2,197,000)~~ (18)(a) \$1,223,000 of the motor vehicle account—state appropriation ~~((and \$749,000 of the connecting Washington account—state appropriation are))~~ is provided solely for the SR 522/Paradise Lk Rd Interchange & Widening on SR 522 (Design/Engineering) project (NPARADI).

(b) The department must consider reserving portions of state route number 522, including designated lanes or ramps, for the exclusive or preferential use of public transportation vehicles, privately owned buses, motorcycles, private motor vehicles carrying not less than a specified number of passengers, or private transportation provider vehicles pursuant to RCW 47.52.025.

~~((20) \$1,455,000)~~ (19) \$1,382,000 of the motor vehicle account—federal appropriation ~~((is))~~ and \$73,000 of the motor vehicle account—State appropriation are provided solely for the US 101/Morse Creek Safety Barrier project (L1000247).

~~((21) \$1,000,000)~~ (20) \$780,000 of the motor vehicle account—state appropriation is provided solely for the SR 162/410 Interchange Design and Right of Way project (L1000276).

~~((22) \$7,185,000)~~ (21) \$1,892,000 of the connecting Washington account—state appropriation ~~((is))~~, \$2,000 of the motor vehicle account—private/local appropriation, and \$7,000

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of the motor vehicle account—state appropriation are provided solely for the US Hwy 2 Safety project (N00200R).

~~((23))~~ (22) The department shall itemize all future requests for the construction of buildings on a project list and submit them through the transportation executive information system as part of the department's annual budget submittal. It is the intent of the legislature that new facility construction must be transparent and not appropriated within larger highway construction projects.

~~((24))~~ (23) Any advisory group that the department convenes during the 2021-2023 fiscal biennium must consider the interests of the entire state of Washington.

~~((25))~~ (24) The legislature continues to prioritize the replacement of the state's aging infrastructure and recognizes the importance of reusing and recycling construction aggregate and recycled concrete materials in our transportation system. To accomplish Washington state's sustainability goals in transportation and in accordance with RCW 70.95.805, the legislature reaffirms its determination that recycled concrete aggregate and other transportation building materials are natural resource construction materials that are too valuable to be wasted and landfilled, and are a commodity as defined in WAC 173-350-100.

Further, the legislature determines construction aggregate and recycled concrete materials substantially meet widely recognized international, national, and local standards and specifications referenced in American society for testing and materials, American concrete institute, Washington state department of transportation, Seattle department of transportation, American public works association, federal aviation administration, and federal highway administration specifications, and are described as necessary and desirable products for recycling and reuse by state and federal agencies.

As these recyclable materials have well established markets, are substantially a primary or secondary product of necessary construction processes and production, and are managed as an item of commercial value, construction aggregate and recycled concrete materials are exempt from chapter 173-350 WAC.

~~((26))~~ (25) \$2,738,000 of the motor vehicle account—state appropriation is provided solely for the US 97 Wildlife Crossing Improvements project (L2021117). It is the intent of the legislature that, to the extent possible, the department use this funding as match for competitive federal funding to make additional wildlife crossing improvements on the corridor. The department must report to the transportation committees of the legislature with additional corridors that could benefit from wildlife crossing improvements and that are likely to successfully compete for federal funding.

~~((27) \$12,635,000)~~ (26) \$2,830,000 of the connecting Washington account—state appropriation is provided solely for the SR 3 Freight Corridor (T30400R) project. The legislature intends to provide a total of \$78,910,000 for this project, including an increase of \$12,000,000 in future biennia to safeguard against inflation and supply/labor interruptions and ensure that:

(a) The northern terminus remains at Lake Flora Road and the southern terminus at the intersection of SR 3/SR 302;

(b) Multimodal safety improvements at the southern terminus remain in the project to provide connections to North Mason school district and provide safe routes to schools; and

(c) Intersections on the freight corridor are constructed at Romance Hill and Log Yard road.

~~((28) \$450,000 of the motor vehicle account state appropriation is provided solely for the SR 900 Safety Improvements project (L2021118). The department must: (a) Work in collaboration with King county and Skyway coalition to~~

~~align community assets, transportation infrastructure needs, and initial design for safety improvements along SR 900; and (b) work with the Skyway coalition to lead community planning engagement and active transportation activities.~~

~~(29) \$5,694,000)~~ (27) \$3,686,000 of the connecting Washington account—state appropriation is provided solely for the I-5/Chamber Way Interchange Vicinity Improvements project (L2000223).

~~((30) \$500,000)~~ (28) \$166,000 of the motor vehicle account—state appropriation is provided solely for SR 162/SR 161 Additional Connectivity in South Pierce County project (L1000312) to conduct a study on the need for additional connectivity in the area between SR 162, south of Military Road East and north of Orting, and SR 161 in South Pierce county.

(29) \$3,000,000 of the move ahead WA—state appropriation is provided solely for the US 2 Trestle Capacity Improvements & Westbound Trestle Replacement project (L4000056). It is the intent of the legislature, over the 16-year move ahead WA investment program, to provide \$210,541,000 for planning, design, right-of-way acquisition, interim improvements, and initial construction. It is the further intent of the legislature that this project enhance multimodal mobility options on the US 2 Trestle. The planning, design and engineering work must consider options to enhance transit and multimodal mobility, including bus rapid transit. The department must report to the legislature with its preliminary analysis of these options by June 30, 2023.

(30) It is the intent of the legislature, over the 16-year move ahead WA investment program, to provide \$74,298,000 for the SR 3/Gorst Area - Widening project (L4000017). Tribal consultation with the Suquamish tribe must begin at the earliest stage of planning, including without limitation on all funding decisions and funding programs, to provide a government-to-government mechanism for the tribe to evaluate, identify, and expressly notify governmental entities of any potential impacts to tribal cultural resources, archaeological sites, sacred sites, fisheries, or other rights and interests in tribal lands and lands within which the tribe possesses rights reserved or protected by federal treaty, statute, or executive order. The consultation is independent of, and in addition to, any public participation process required by state law, or by a state agency, including the requirements of Executive Order 21-02 related to archaeological and cultural resources, and regardless of whether the agency receives a request for consultation from the Suquamish tribe. Regularly scheduled tribal consultation meetings with the Suquamish tribe must continue throughout the duration of any funding program and proposed project approval.

(31)(a) It is the intent of the legislature, over the 16-year move ahead WA investment program, to provide \$500,000,000 for the stormwater retrofits and improvements project (L4000040).

(b) The department shall ensure that \$6,000,000 is provided to the Urban Stormwater Partnership - I-5 Ship-Canal Bridge Pilot (Seattle) project from the \$500,000,000 provided from stormwater retrofits and improvements over the 16-year move ahead WA investment program.

(c) The funding provided for stormwater retrofits and improvements must enhance stormwater runoff treatment from existing roads and infrastructure with an emphasis on green infrastructure retrofits. Projects must be prioritized based on benefits to salmon recovery and ecosystem health, reducing toxic pollution, addressing health disparities, and cost-effectiveness. The department must submit progress reports on its efforts to reduce the toxicity of stormwater runoff from existing infrastructure, recommendations for addressing barriers to innovative solutions, and anticipated demand for funding each biennium.

Sec. 907. 2022 c 186 s 306 (uncodified) is amended to read as follows:

FOR THE DEPARTMENT OF TRANSPORTATION—PRESERVATION—PROGRAM P

Recreational Vehicle Account—State Appropriation	\$1,520,000
Transportation 2003 Account (Nickel Account)—State Appropriation	\$53,911,000
Transportation Partnership Account—State Appropriation	(\$21,441,000)
	<u>\$23,038,000</u>
Motor Vehicle Account—State Appropriation	(\$111,174,000)
	<u>\$121,099,000</u>
Motor Vehicle Account—Federal Appropriation	(\$545,560,000)
	<u>\$583,466,000</u>
Motor Vehicle Account—Private/Local Appropriation	(\$13,735,000)
	<u>\$13,734,000</u>
Connecting Washington Account—State Appropriation	(\$224,342,000)
	<u>\$129,001,000</u>
State Route Number 520 Corridor Account—State Appropriation	(\$2,143,000)
	<u>\$812,000</u>
Tacoma Narrows Toll Bridge Account—State Appropriation	(\$5,676,000)
	<u>\$3,578,000</u>
Alaskan Way Viaduct Replacement Project Account—State Appropriation	(\$391,000)
	<u>\$251,000</u>
Interstate 405 and State Route Number 167 Express Toll Lanes Account—State Appropriation	(\$12,830,000)
	<u>\$9,216,000</u>
TOTAL APPROPRIATION	(\$992,723,000)
	<u>\$939,626,000</u>

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

(1) Except as provided otherwise in this section, the entire connecting Washington account—state appropriation and the entire transportation partnership account—state appropriation are provided solely for the projects and activities as listed by fund, project, and amount in LEAP Transportation Document ((2022-4)) ~~2023-1~~ as developed ((~~March 9, 2022~~)) April 21, 2023, Program - Highway Preservation Program (P). However, limited transfers of specific line-item project appropriations may occur between projects for those amounts listed subject to the conditions and limitations in section 601(~~, chapter 333, Laws of 2024~~) of this act.

(2) Except as provided otherwise in this section, the entire motor vehicle account—state appropriation and motor vehicle account—federal appropriation are provided solely for the projects and activities listed in LEAP Transportation Document ((2022-2)) 2023-2 ALL PROJECTS as developed ((~~March 9, 2022~~)) April 21, 2023, Program - Highway Preservation Program (P). Any federal funds gained through efficiencies, adjustments to the federal funds forecast, or the federal funds redistribution process must then be applied to highway and bridge preservation activities or fish passage barrier corrections (OBI4001)(~~, as long as the application of the funds is not inconsistent with subsection (10) of this section~~).

(3) Within the motor vehicle account—state appropriation and motor vehicle account—federal appropriation, the department may transfer ((~~funds~~)) appropriation authority between programs

I and P, except for ((~~funds~~)) appropriation authority that ((~~are~~)) is otherwise restricted in this act. Ten days prior to any transfer, the department must submit its request to the office of financial management and the transportation committees of the legislature and consider any concerns raised. The department shall submit a report on fiscal year funds transferred in the prior fiscal year using this subsection as part of the department's annual budget submittal.

(4) \$8,531,000 of the connecting Washington account—state appropriation is provided solely for the land mobile radio upgrade (G2000055) and is subject to the conditions, limitations, and review provided in section 701, chapter 333, Laws of 2021. The land mobile radio project is subject to technical oversight by the office of the chief information officer. The department, in collaboration with the office of the chief information officer, shall identify where existing or proposed mobile radio technology investments should be consolidated, identify when existing or proposed mobile radio technology investments can be reused or leveraged to meet multiagency needs, increase mobile radio interoperability between agencies, and identify how redundant investments can be reduced over time. The department shall also provide quarterly reports to the technology services board on project progress.

(5) \$5,000,000 of the motor vehicle account—state appropriation is provided solely for extraordinary costs incurred from litigation awards, settlements, or dispute mitigation activities not eligible for funding from the self-insurance fund (L2000290). The amount provided in this subsection must be held in unallotted status until the department submits a request to the office of financial management that includes documentation detailing litigation-related expenses. The office of financial management may release the funds only when it determines that all other funds designated for litigation awards, settlements, and dispute mitigation activities have been exhausted. No funds provided in this subsection may be expended on any legal fees related to the SR 99/Alaskan Way viaduct replacement project (809936Z).

(6) \$11,679,000 of the motor vehicle account—federal appropriation is provided solely for preservation projects within project L1100071 that ensure the reliable movement of freight on the national highway freight system. The department shall give priority to those projects that can be advertised by September 30, 2021.

(7) The appropriation in this section includes funding for starting planning, engineering, and construction of the Elwha River bridge replacement. To the greatest extent practicable, the department shall maintain public access on the existing route.

(8) Within the connecting Washington account—state appropriation, the department may transfer funds from Highway System Preservation (L1100071) to other preservation projects listed in the LEAP transportation document identified in subsection (1) of this section, if it is determined necessary for completion of these high priority preservation projects. The department's next budget submittal after using this subsection must appropriately reflect the transfer.

~~(\$1,700,000 of the motor vehicle account state appropriation is provided solely for the SR 109/88 Corner Roadway project (G2000106).)~~

Sec. 908. 2022 c 186 s 307 (uncodified) is amended to read as follows:

FOR THE DEPARTMENT OF TRANSPORTATION—TRAFFIC OPERATIONS—PROGRAM Q—CAPITAL

Motor Vehicle Account—State Appropriation	(\$9,618,000)
	<u>\$9,473,000</u>
Motor Vehicle Account—Federal Appropriation	\$11,215,000

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Motor Vehicle Account—Private/Local

Appropriation.....	\$500,000
Interstate 405 and State Route Number 167 Express	
Toll Lanes Account—State Appropriation	\$900,000
<u>Move Ahead WA Account—State Appropriation ..</u>	<u>\$611,000</u>
TOTAL APPROPRIATION.....	(\$22,233,000)
	<u>\$22,699,000</u>

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

(1) ~~(\$579,000)~~ \$580,000 of the motor vehicle account—state appropriation is provided solely for the SR 99 Aurora Bridge ITS project (L2000338).

(2) \$1,001,000 of the motor vehicle account—state appropriation, \$611,000 of the move ahead WA account—state appropriation, and ~~(\$2,060,000)~~ \$2,018,000 of the motor vehicle account—federal appropriation are provided solely for the Challenge Seattle project (000009Q). The department shall provide a progress report on this project to the transportation committees of the legislature by January 15, 2022.

Sec. 909. 2022 c 186 s 308 (uncodified) is amended to read as follows:

FOR THE DEPARTMENT OF TRANSPORTATION—WASHINGTON STATE FERRIES CONSTRUCTION—PROGRAM W

<u>Move Ahead WA Account—State Appropriation</u>	<u>\$2,804,000</u>
Puget Sound Capital Construction Account—State	
Appropriation.....	(\$167,533,000)
	<u>\$141,382,000</u>
Puget Sound Capital Construction Account—Federal	
Appropriation.....	(\$180,571,000)
	<u>\$154,634,000</u>
Puget Sound Capital Construction Account—	
Private/Local Appropriation	(\$2,181,000)
	<u>\$1,844,000</u>
Transportation Partnership Account—State	
Appropriation.....	(\$9,432,000)
	<u>\$3,759,000</u>
Connecting Washington Account—State	
Appropriation.....	(\$99,141,000)
	<u>\$97,904,000</u>
Capital Vessel Replacement Account—State	
Appropriation.....	(\$45,668,000)
	<u>\$5,769,000</u>
(Motor Vehicle Account—State Appropriation.....	\$1,000)
Transportation 2003 Account (Nickel Account)—State	
Appropriation.....	\$987,000
TOTAL APPROPRIATION.....	(\$505,514,000)
	<u>\$409,083,000</u>

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

(1) Except as provided otherwise in this section, the entire appropriations in this section are provided solely for the projects and activities as listed in LEAP Transportation Document ~~((2022-2))~~ 2023-2 ALL PROJECTS as developed ~~((March 9, 2022))~~ April 21, 2023, Program - Washington State Ferries Capital Program (W).

(2) For the 2021-2023 biennium, the marine division shall provide to the office of financial management and the legislative transportation committees the following reports on ferry capital projects:

(a) On a semiannual basis the report must include a status update on projects with funding provided in subsections (4), (5), (6), and (8) of this section including, but not limited to, the following:

- (i) Anticipated cost increases and cost savings;

- (ii) Anticipated cash flow and schedule changes; and
- (iii) Explanations for the changes.
- (b) On an annual basis the report must include a status update on vessel and terminal preservation and improvement plans including, but not limited to, the following:

- (i) What work has been done;
- (ii) How have schedules shifted; and
- (iii) Associated changes in funding among projects, accompanied by explanations for the changes.

(c) On an annual basis the report must include an update on the implementation of the maintenance management system with recommendations for using the system to improve the efficiency of project reporting under this subsection.

(3) ~~(\$12,232,000)~~ \$19,940,000 of the Puget Sound capital construction account—state appropriation is provided solely for emergency capital repair costs (999910K). Funds may only be spent after approval by the office of financial management.

(4) ~~(\$2,385,000)~~ \$2,384,000 of the Puget Sound capital construction account—state appropriation is provided solely for the ORCA card next generation project (L2000300). The ferry system shall work with Washington technology solutions and the tolling division on the development of a new, interoperable ticketing system.

(5) ~~(\$28,134,000)~~ \$3,656,000 of the Puget Sound capital construction account—state appropriation is provided solely for the conversion of up to two Jumbo Mark II vessels to electric hybrid propulsion (G2000084). The department shall seek additional funds for the purposes of this subsection. The department may spend from the Puget Sound capital construction account—state appropriation in this section only as much as the department receives in Volkswagen settlement funds for the purposes of this subsection.

(6) ~~(\$45,668,000)~~ \$5,769,000 of the capital vessel replacement account—state appropriation is provided solely for the acquisition of a 144-car hybrid-electric vessel (L2000329). In 2019 the legislature amended RCW 47.60.810 to direct the department to modify an existing vessel construction contract to provide for an additional five ferries. As such, it is the intent of the legislature that the department award the contract for the hybrid electric Olympic class vessel #5(L2000329) in a timely manner. In addition, the legislature intends to minimize costs and maximize construction efficiency by providing sufficient funding for construction of all five vessels, including funding for long lead time materials procured at the lowest possible prices. The commencement of construction of new vessels for the ferry system is important not only for safety reasons, but also to keep skilled marine construction jobs in the Puget Sound region and to sustain the capacity of the region to meet the ongoing construction and preservation needs of the ferry system fleet of vessels. The legislature has determined that the current vessel procurement process must move forward with all due speed, balancing the interests of both the taxpayers and shipyards. To accomplish construction of vessels in accordance with RCW 47.60.810, the prevailing shipbuilder, for vessels initially funded after July 1, 2020, is encouraged to follow the historical practice of subcontracting the construction of ferry superstructures to a separate nonaffiliated contractor located within the Puget Sound region, that is qualified in accordance with RCW 47.60.690. If the department elects not to execute a new modification to an existing option contract for one or more additional 144-auto ferries under RCW 47.60.810(4), the department shall proceed with development of a new design-build request for proposals in accordance with RCW 47.60.810, 47.60.812, 47.60.814, 47.60.815, 47.60.816, 47.60.818, 47.60.820, 47.60.822, 47.60.824, and 47.60.8241. Of the amounts provided in this

section, \$200,000 is provided solely for hiring an independent owner's representative to perform quality oversight, manage the change order process, and ensure contract compliance.

(7) ~~((The capital vessel replacement account state appropriation includes up to \$45,468,000 in proceeds from the sale of bonds authorized in RCW 47.10.873.~~

~~(8) (\$4,200,000))~~ \$2,838,000 of the connecting Washington account—state appropriation is provided solely for ferry vessel and terminal preservation (L2000110). The funds provided in this subsection must be used for unplanned preservation needs before shifting funding from other preservation projects.

Sec. 910. 2022 c 186 s 309 (uncodified) is amended to read as follows:

FOR THE DEPARTMENT OF TRANSPORTATION—RAIL—PROGRAM Y—CAPITAL

Essential Rail Assistance Account—State	
Appropriation.....	\$1,108,000
Transportation Infrastructure Account—State	
Appropriation.....	(\$6,218,000)
	<u>\$6,219,000</u>
Multimodal Transportation Account—State	
Appropriation.....	(\$118,320,000)
	<u>\$57,518,000</u>
Multimodal Transportation Account—Federal	
Appropriation.....	(\$6,567,000)
	<u>\$7,885,000</u>
Multimodal Transportation Account—Private/Local	
Appropriation.....	\$13,000
Motor Vehicle Account—State Appropriation	\$1,810,000
TOTAL APPROPRIATION.....	(\$134,036,000)
	<u>\$74,553,000</u>

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

(1) Except as provided otherwise in this section, the entire appropriations in this section are provided solely for the projects and activities as listed by project and amount in LEAP Transportation Document (~~(2022-2)~~) 2023-2 ALL PROJECTS as developed (~~March 9, 2022~~) April 21, 2023, Program - Rail Program (Y).

(2) \$5,089,000 of the transportation infrastructure account—state appropriation is provided solely for new low-interest loans approved by the department through the freight rail investment bank (FRIB) program. The department shall issue FRIB program loans with a repayment period of no more than ten years, and charge only so much interest as is necessary to recoup the department's costs to administer the loans. The department shall report annually to the transportation committees of the legislature and the office of financial management on all FRIB loans issued. FRIB program loans may be recommended by the department for 2022 supplemental transportation appropriations up to the amount provided in this appropriation that has not been provided for the projects listed in (~~2021-2 ALL PROJECTS, as~~) the LEAP transportation document referenced in subsection (1) of this section. The department shall submit a prioritized list for any loans recommended to the office of financial management and the transportation committees of the legislature by November 15, 2021.

(3) \$7,041,000 of the multimodal transportation account—state appropriation is provided solely for new statewide emergent freight rail assistance projects identified in the LEAP transportation document referenced in subsection (1) of this section.

(4) \$367,000 of the transportation infrastructure account—state appropriation and \$1,100,000 of the multimodal transportation account—state appropriation are provided solely to reimburse

Highline Grain, LLC for approved work completed on Palouse River and Coulee City (PCC) railroad track in Spokane county between the BNSF Railway Interchange at Cheney and Geiger Junction and must be administered in a manner consistent with freight rail assistance program projects. The value of the public benefit of this project is expected to meet or exceed the cost of this project in: Shipper savings on transportation costs; jobs saved in rail-dependent industries; and/or reduced future costs to repair wear and tear on state and local highways due to fewer annual truck trips (reduced vehicle miles traveled). The amounts provided in this subsection are not a commitment for future legislatures, but it is the legislature's intent that future legislatures will work to approve biennial appropriations until the full \$7,337,000 cost of this project is reimbursed.

(5)(a) \$1,008,000 of the essential rail assistance account—state appropriation is provided solely for the purpose of the rehabilitation and maintenance of the Palouse river and Coulee City railroad line (F01111B).

(b) Expenditures from the essential rail assistance account—state in this subsection may not exceed the combined total of:

(i) Revenues and transfers deposited into the essential rail assistance account from leases and sale of property relating to the Palouse river and Coulee City railroad;

(ii) Revenues from trackage rights agreement fees paid by shippers; and

(iii) Revenues and transfers transferred from the miscellaneous program account to the essential rail assistance account, pursuant to RCW 47.76.360, for the purpose of sustaining the grain train program by maintaining the Palouse river and Coulee City railroad.

(6) The department shall issue a call for projects for the freight rail assistance program, and shall evaluate the applications in a manner consistent with past practices as specified in section 309, chapter 367, Laws of 2011. By November 15, 2022, the department shall submit a prioritized list of recommended projects to the office of financial management and the transportation committees of the legislature.

(7) (~~(\$32,996,000)~~) \$672,000 of the multimodal transportation account—state appropriation is provided solely for Passenger Rail Equipment Replacement (project 700010C). The appropriation in this subsection include insurance proceeds received by the state. The department must use these funds only to purchase replacement equipment that has been competitively procured and for service recovery needs and corrective actions related to the December 2017 derailment.

(8) It is the intent of the legislature to encourage the department to pursue federal grant opportunities leveraging up to \$6,696,000 in connecting Washington programmed funds to be used as a state match to improve the state-owned Palouse river and Coulee City system. The amount listed in this subsection is not a commitment for future legislatures, but is the legislature's intent that future legislatures will work to approve biennial appropriations up to a state match share not to exceed \$6,696,000 of a grant award.

(9) \$500,000 of the multimodal transportation account—state appropriation is provided solely for the Chelatchie Prairie railroad for track improvement activities on the northern part of the railroad (L1000311).

Sec. 911. 2022 c 186 s 310 (uncodified) is amended to read as follows:

FOR THE DEPARTMENT OF TRANSPORTATION—LOCAL PROGRAMS—PROGRAM Z—CAPITAL

Freight Mobility Investment Account—State	
<u>Appropriation</u>	<u>\$5,875,000</u>
Freight Mobility Multimodal Account—State	
<u>Appropriation</u>	<u>\$910,000</u>

ONE HUNDRED FOURTH DAY, APRIL 22, 2023

Highway Infrastructure Account—State	
Appropriation.....	\$1,744,000
Highway Infrastructure Account—Federal Appropriation	
.....	\$2,935,000
Transportation Partnership Account—State	
Appropriation.....	(\$1,000,000)
.....	\$500,000
Motor Vehicle Account—State Appropriation	(\$25,101,000)
.....	\$21,481,000
Motor Vehicle Account—Federal Appropriation	
.....	(\$79,306,000)
.....	\$44,945,000
Motor Vehicle Account—Private/Local Appropriation	
.....	\$6,600,000
Connecting Washington Account—State Appropriation	
.....	(\$178,464,000)
.....	\$134,915,000
Multimodal Transportation Account—State	
Appropriation.....	(\$96,975,000)
.....	\$62,362,000
Move Ahead WA Account—State Appropriation	\$4,000,000
Move Ahead WA Flexible Account—State Appropriation	
.....	\$3,000,000
Climate Active Transportation Account—State	
Appropriation.....	\$12,182,000
TOTAL APPROPRIATION.....	(\$392,125,000)
.....	\$301,449,000

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

(1) Except as provided otherwise in this section, the entire appropriations in this section are provided solely for the projects and activities as listed by project and amount in LEAP Transportation Document (~~(2022-2)~~) 2023-2 ALL PROJECTS as developed (~~(March 9, 2022)~~) April 21, 2023, Program - Local Programs Program (Z).

(2) The amounts identified in the LEAP transportation document referenced under subsection (1) of this section for pedestrian safety/safe routes to school are as follows:

(a)(i) (~~(\$46,163,000)~~) \$29,870,000 of the multimodal transportation account—state appropriation is provided solely for pedestrian and bicycle safety program projects (L2000188).

(ii) The state route 99/Aurora Avenue North Planning Study funded in this subsection (2)(a) must prioritize designs that ensure slow vehicle speeds and systematic improvement to the quality of multimodal access, and must be fully completed by September 30, 2023, in order to ensure construction of improvements begin no later than March 1, 2024.

(b) (~~(\$26,086,000)~~) \$18,349,000 of the motor vehicle account—federal appropriation and (~~(\$21,656,000)~~) \$16,562,000 of the multimodal transportation account—state appropriation are provided solely for safe routes to school projects (L2000189). The department may consider the special situations facing high-need areas, as defined by schools or project areas in which the percentage of the children eligible to receive free and reduced-price meals under the national school lunch program is equal to, or greater than, the state average as determined by the department, when evaluating project proposals against established funding criteria while ensuring continued compliance with federal eligibility requirements.

(3) The department shall submit a report to the transportation committees of the legislature by December 1, 2021, and December 1, 2022, on the status of projects funded as part of the pedestrian safety/safe routes to school grant program. The report must include, but is not limited to, a list of projects selected and a brief description of each project's status. In its December 1,

2021, report the department must also include recommended changes to the pedestrian safety/safe routes to school grant program application and selection processes to increase utilization by a greater diversity of jurisdictions.

(4) (~~(\$11,987,000)~~) \$9,537,000 of the multimodal transportation account—state appropriation is provided solely for bicycle and pedestrian projects listed in the LEAP transportation document referenced in subsection (1) of this section.

(5) It is the expectation of the legislature that the department will be administering a local railroad crossing safety grant program for \$7,000,000 in federal funds during the 2021-2023 fiscal biennium.

(6) (~~(\$17,438,000)~~) \$16,438,000 of the motor vehicle account—federal appropriation is provided solely for national highway freight network projects identified on the project list submitted in accordance with section 218(4)(b), chapter 14, Laws of 2016 on October 31, 2016 (L1000169).

(7) When the department updates its federally-compliant freight plan, it shall consult the freight mobility strategic investment board on the freight plan update and on the investment plan component that describes how the estimated funding allocation for the national highway freight program for federal fiscal years 2022-2025 will be invested and matched. The investment plan component for the state portion of national highway freight program funds must first address shortfalls in funding for connecting Washington act projects. The department shall complete the freight plan update in compliance with federal requirements and deadlines and shall provide an update on the development of the freight plan, including the investment plan component, when submitting its 2022 supplemental appropriations request.

(8) (~~(\$35,411,000)~~) \$10,137,000 of the motor vehicle account—federal appropriation is provided solely for acceleration of local preservation projects that ensure the reliable movement of freight on the national highway freight system (G2000100). The department will identify projects through its current national highway system asset management call for projects with applications due in February 2021. The department shall give priority to those projects that can be obligated by September 30, 2021.

(9) (~~(\$400,000)~~) \$300,000 of the multimodal transportation account—state appropriation is provided solely for a grant to the Northwest Seaport Alliance (NWSA) to lead the creation and coordination of a multistakeholder zero emissions truck collaborative that will: (a) Facilitate the development and implementation of one or more zero-emissions drayage truck demonstration projects in Washington state; and (b) develop a roadmap for transitioning the entire fleet of approximately 4,500 drayage trucks that serve the NWSA cargo gateway to zero-emissions vehicles by 2050 or sooner.

(10) (~~(\$8,524,000)~~) \$2,900,000 of the connecting Washington account—state appropriation is provided solely for the I-5/Mellen Street Connector project.

(11) (~~(\$500,000)~~) \$100,000 of the motor vehicle account—state appropriation is provided solely for the 166th/SR 410 Interchange.

(12) (~~(\$1,063,000)~~) \$263,000 of the motor vehicle account—state appropriation is provided solely for repairs and rehabilitation of the Pierce county ferry landings at Anderson Island and Steilacoom.

(13) (~~(\$300,000)~~) \$150,000 of the motor vehicle account—state appropriation is provided solely for the city of Spokane for preliminary engineering of the US 195/Inland Empire Way project. Funds may be used for predesign environmental assessment work, community engagement, design, and project

cost estimation.

(14) \$6,686,000 of the climate active transportation account—state appropriation is provided solely for newly selected safe routes to school grants.

(15) \$5,496,000 of the climate active transportation account—state appropriation is provided solely for newly selected pedestrian and bicycle grants.

(16) It is the intent of the legislature that up to \$14,000,000 will be provided for the Guemes Ferry Boat Replacement project (L4000124).

(17) \$3,000,000 of the move ahead WA flexible account—state appropriation is provided solely for railroad crossing grant awards which match federal funds for city and county projects which eliminate at-grade highway-rail crossings.

(18) It is the intent of the legislature that \$25,000,000 will be provided as part of the move ahead WA investment package in a future biennium, as indicated on the list identified in subsection (1) of this section, for the Ballard and Magnolia Bridge project (L4000123). As part of the project, the Seattle department of transportation (SDOT) must consult with an independent engineering firm to verify that the costs for the type, size, and location preliminary design report (TS&L), environmental impact statement (EIS), and 60 percent design work are within industry cost range standards in advance of moving forward with construction. SDOT must ensure that funds are maximized by limiting the percentage for TS&L, EIS, and 60 percent design work to 10 percent of the total cost of the project. Of the \$25,000,000, \$12,500,000 must remain in unallotted status, and may be distributed to SDOT only upon determination by the office of financial management that SDOT's cost estimates have been verified by an independent engineering firm as within industry cost range standards, and SDOT has secured the additional matching funding needed to complete the TS&L, EIS, and 60 percent design work.

(19)(a) It is the intent of the legislature, over the first five years of the move ahead WA program, that \$50,000,000 will be provided to SDOT to implement Aurora Avenue North Safety Improvements (L4000154). Under this program, SDOT will be required to implement strategic transportation investments for the Aurora Ave N Corridor from N 90th St to N 105th St that ensure slow vehicle speeds, walkability, multimodal mobility, safe routes to local schools, and safety for residents, which will demonstrate the benefits of similar transportation investments for other locations along Aurora Avenue and elsewhere. SDOT must convene a neighborhood oversight board consisting of residents of communities of the Aurora Ave N Corridor to prioritize investments and monitor project implementation. The oversight board should be composed of an equitable representation of local communities along the Aurora Ave N Corridor, including residents with disabilities. SDOT will ensure that the oversight board is consulted on a bimonthly basis during the prioritization process.

(b) The legislature intends, upon completion of the State Route 99/Aurora Avenue North Planning Study, that projects recommended in the study will be funded by this program. A specific focus must be on access management to consolidate driveways and improve safety for vulnerable users. This work must also include installation of full curb and sidewalks to improve safety, mobility, transit ridership, equity, and work towards the goals set forth in vision zero, target zero, and the Washington state active transportation plan. SDOT must ensure the design and implementation of an accessible sidewalk network to support users with mobility limitations, convenient and accessible transit stops, all-ages-and-abilities bicycle facilities, and safe pedestrian-activated crosswalks that puts safety over

speed, balances the needs of different modes, reduces the level of traffic stress experienced by pedestrians and cyclists, connects to existing bicycle and transit networks, creates safe walking and bicycling routes to local schools including crosswalks, improves human and environmental health, and supports the surrounding neighborhoods. SDOT must coordinate with the Washington state department of transportation and King county metro in implementing the investments. SDOT must ensure that funds are maximized by limiting the percentage for planning, predesign, design, permitting, and environmental review to 10 percent of the total cost of each project.

(c) The legislature intends that all Aurora Avenue North Safety Improvement projects funded in this program be completed by December 31, 2029, and that no funds may be expended for this purpose after this date.

(20) \$800,000 of the motor vehicle account—state appropriation is provided solely for the SR 109/88 Corner Roadway project (G2000106).

(21) The entire move ahead WA account—state appropriation is provided solely for the Move Ahead WA - Road and Highway Projects as listed in LEAP Transportation Document 2023-2 ALL PROJECTS as developed April 21, 2023.

TRANSFERS AND DISTRIBUTIONS

Sec. 1001. 2022 c 186 s 401 (uncodified) is amended to read as follows:

FOR THE STATE TREASURER—BOND RETIREMENT AND INTEREST, AND ONGOING BOND REGISTRATION AND TRANSFER CHARGES: FOR BOND SALES DISCOUNTS AND DEBT TO BE PAID BY MOTOR VEHICLE ACCOUNT AND TRANSPORTATION FUND REVENUE

Transportation Partnership Account—State	
Appropriation	(\$794,000)
.....	\$273,000
((Connecting Washington Account—State—	
Appropriation	\$1,633,000)
Special Category C Account—State	
Appropriation	(\$257,000)
.....	\$74,000
Highway Bond Retirement Account—State	
Appropriation	(\$1,408,622,000)
.....	\$1,406,513,000
Ferry Bond Retirement Account—State	
Appropriation	\$17,150,000
Transportation Improvement Board Bond Retirement	
Account—State Appropriation	(\$18,152,000)
.....	\$18,055,000
Nondebt-Limit Reimbursable Bond Retirement Account—	
State Appropriation	(\$26,278,000)
.....	\$29,238,000
Toll Facility Bond Retirement Account—State	
Appropriation	\$76,376,000
TOTAL APPROPRIATION	(\$1,542,811,000)
.....	\$1,547,679,000

The appropriations in this section are subject to the following conditions and limitations: \$6,451,550 of the transportation improvement board bond retirement account—state appropriation is provided solely for the prepayment of certain outstanding bonds and debt service.

Sec. 1002. 2022 c 186 s 402 (uncodified) is amended to read as follows:

FOR THE STATE TREASURER—BOND RETIREMENT AND INTEREST, AND ONGOING BOND REGISTRATION AND TRANSFER CHARGES: FOR BOND SALE EXPENSES AND FISCAL AGENT

CHARGES

Transportation Partnership Account—State	
Appropriation.....	<u>(\$150,000)</u>
.....	<u>\$51,000</u>
((Connecting Washington Account—State	
Appropriation.....	\$327,000)
Special Category C Account—State Appropriation	<u>(\$51,000)</u>
.....	<u>\$18,000</u>
Transportation Improvement Account—State	
Appropriation.....	\$20,000
TOTAL APPROPRIATION.....	<u>(\$548,000)</u>
.....	<u>\$89,000</u>

Sec. 1003. 2022 c 186 s 403 (uncodified) is amended to read as follows:

FOR THE STATE TREASURER—STATE REVENUES FOR DISTRIBUTION

Motor Vehicle Account—State Appropriation: For motor vehicle fuel tax statutory distributions to cities and counties.....	<u>(\$474,003,000)</u>
.....	<u>\$467,037,000</u>
Multimodal Transportation Account—State Appropriation: For distribution to cities and counties.....	\$26,786,000
Motor Vehicle Account—State Appropriation: For distribution to cities and counties	\$23,438,000

Sec. 1004. 2022 c 186 s 404 (uncodified) is amended to read as follows:

FOR THE STATE TREASURER—TRANSFERS

Motor Vehicle Account—State Appropriation: For motor vehicle fuel tax refunds and statutory transfers	<u>(\$2,000,419,000)</u>
.....	<u>\$1,971,401,000</u>

Sec. 1005. 2022 c 186 s 405 (uncodified) is amended to read as follows:

FOR THE DEPARTMENT OF LICENSING—TRANSFERS

Motor Vehicle Account—State Appropriation: For motor vehicle fuel tax refunds and transfers	<u>(\$240,330,000)</u>
.....	<u>\$264,160,000</u>

Sec. 1006. 2023 c 2 s 2 (uncodified) is amended to read as follows:

FOR THE STATE TREASURER—ADMINISTRATIVE TRANSFERS

(1) Highway Safety Account—State Appropriation: For transfer to the State Patrol Highway Account—State.....	<u>(\$47,000,000)</u>
.....	<u>\$52,000,000</u>

(2)(a) Transportation Partnership Account—State Appropriation: For transfer to the Tacoma Narrows Toll Bridge Account—State.....	\$30,293,000
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(b) It is the intent of the legislature that this transfer is temporary, for the purpose of minimizing the impact of toll increases. An equivalent reimbursing transfer is to occur after the debt service and deferred sales tax on the Tacoma Narrows bridge construction costs are fully repaid in accordance with chapter 195, Laws of 2018.

(3)(a) Motor Vehicle Account—State Appropriation: For transfer to Alaskan Way Viaduct Replacement Project Account—State.....	\$6,000,000
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(b) The funds provided in (a) of this subsection are a loan to the Alaskan Way viaduct replacement project account—state, and the legislature assumes that these funds will be reimbursed to the motor vehicle account—state at a later date when traffic on the toll facility has recovered from the COVID-19 pandemic.

(4) Motor Vehicle Account—State Appropriation:	
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For transfer to the County Arterial Preservation Account—State.....	\$7,666,000
(5) Motor Vehicle Account—State Appropriation: For transfer to the Freight Mobility Investment Account—State.....	\$5,511,000
(6) Motor Vehicle Account—State Appropriation: For transfer to the Rural Arterial Trust Account—State	<u>(\$9,331,000)</u>
.....	<u>\$4,844,000</u>
(7) Motor Vehicle Account—State Appropriation: For transfer to the Transportation Improvement Account—State.....	\$9,688,000
(8) Rural Mobility Grant Program Account—State Appropriation: For transfer to the Multimodal Transportation Account—State	\$3,000,000
(9)(a) State Route Number 520 Civil Penalties Account—State Appropriation: For transfer to the Motor Vehicle Account—State	\$2,000,000
(b) The transfer in this subsection is to repay moneys loaned to the state route number 520 civil penalties account in the 2019-2021 fiscal biennium.	
(10) State Route Number 520 Civil Penalties Account—State Appropriation: For transfer to the State Route Number 520 Corridor Account—State.....	<u>(\$1,532,000)</u>
.....	<u>\$1,508,000</u>
(11) Capital Vessel Replacement Account—State Appropriation: For transfer to the Connecting Washington Account—State	\$35,000,000
(12)(a) Capital Vessel Replacement Account—State Appropriation: For transfer to the Transportation Partnership Account—State	\$35,547,000
(b) The amount transferred in this subsection represents proceeds from the sale of bonds authorized in the 2019-2021 biennium in RCW 47.10.873.	
(13) Multimodal Transportation Account—State Appropriation: For transfer to the Complete Streets Grant Program Account—State.....	\$14,670,000
(14) Multimodal Transportation Account—State Appropriation: For transfer to the Connecting Washington Account—State	\$200,000,000
(15) Multimodal Transportation Account—State Appropriation: For transfer to the Freight Mobility Multimodal Account—State	\$4,011,000
(16) Multimodal Transportation Account—State Appropriation: For transfer to the Ignition Interlock Device Revolving Account—State.....	\$600,000
(17) Multimodal Transportation Account—State Appropriation: For transfer to the Pilotage Account—State.....	\$2,000,000
(18) Multimodal Transportation Account—State Appropriation: For transfer to the Puget Sound Capital Construction Account—State.....	<u>(\$816,700,000)</u>
.....	<u>\$30,000,000</u>
(19) Multimodal Transportation Account—State Appropriation: For transfer to the Regional Mobility Grant Program Account—State.....	\$27,679,000
(20) Multimodal Transportation Account—State Appropriation: For transfer to the Rural Mobility Grant Program Account—State	\$15,223,000
(21)(a) Alaskan Way Viaduct Replacement Project Account—State Appropriation: For transfer to the Transportation Partnership Account—State	\$22,884,000
(b) The amount transferred in this subsection represents repayment of debt service incurred for the construction of the SR 99/Alaskan Way Viaduct Replacement project (809936Z).	
(22) Tacoma Narrows Toll Bridge Account—State Appropriation: For transfer to the Motor Vehicle Account—State	\$950,000

(23) Puget Sound Ferry Operations Account—State Appropriation: For transfer to the Puget Sound Capital Construction Account—State\$60,000,000

(24)(a) General Fund Account—State Appropriation: For transfer to the State Patrol Highway Account—State. \$625,000

(b) The state treasurer shall transfer the funds only after receiving notification from the Washington state patrol under section 207(2), chapter 333, Laws of 2021.

~~((25))~~ ~~((Motor Vehicle Account—State Appropriation: For transfer to the Puget Sound Capital Construction Account—State\$30,000,000~~

~~((26))~~ Multimodal Transportation Account—State Appropriation: For transfer to the I-405 and SR 167 Express Toll Lanes Account—State\$268,433,000

~~((27))~~ ~~((26))~~ Multimodal Transportation Account— State Appropriation: For transfer to the Move Ahead WA Account— State(((\$874,081,000))\$1,660,781,000

~~((28))~~ ~~((27))~~ Multimodal Transportation Account—State Appropriation: For transfer to the State Route Number 520 Corridor Account—State\$70,786,000

~~((29))~~ ~~Motor Vehicle Account—State Appropriation: For transfer to the Connecting Washington Account—State\$80,000,000~~

~~((30))~~ ~~((28))~~ Move Ahead WA Account—State Appropriation: For transfer to the Connecting Washington Account—State(((\$600,000,000))\$510,000,000

~~((31))~~ ~~((29))~~ Transportation Improvement Account—State Appropriation: For transfer to the Transportation Improvement Board Bond Retirement Account—State(((\$6,451,550))\$6,452,000

~~((32))~~ ~~Carbon Emissions Reduction Account—State Appropriation: For transfer to the Puget Sound Ferry Operations Account—State.....\$600,000~~

The amount transferred in this subsection represents an estimate of fare replacement revenue to account for the implementation of 18 and under fare-free policies.

~~((31))~~ ~~Motor Vehicle Account—State Appropriation: For transfer to the Move Ahead WA Account—State....\$3,607,000~~

~~((32))~~ ~~Electric Vehicle Account—State Appropriation: For transfer to the Move Ahead WA Flexible Account— State.....\$16,064,000~~

~~((33))~~ ~~Carbon Emissions Reduction Account—State Appropriation: For transfer to the Climate Active Transportation Account—State.....\$15,182,000~~

~~((34))~~ ~~Carbon Emissions Reduction Account—State Appropriation: For transfer to the Climate Transit Programs Account—State.....\$53,436,000~~

Sec. 1007. 2021 c 333 s 407 (uncodified) is amended to read as follows:

FOR THE STATE TREASURER—BOND RETIREMENT AND INTEREST, AND ONGOING BOND REGISTRATION AND TRANSFER CHARGES: FOR DEBT TO BE PAID BY STATUTORILY PRESCRIBED REVENUE

Toll Facility Bond Retirement Account—Federal Appropriation	(((\$199,129,000))
.....	\$199,040,000
Toll Facility Bond Retirement Account—State Appropriation	\$25,372,000
TOTAL APPROPRIATION.....	(((\$224,501,000))
.....	\$224,412,000

MISCELLANEOUS 2021-2023 FISCAL BIENNIUM

NEW SECTION. Sec. 1101. A new section is added to

2022 c 186 (uncodified) to read as follows:

The appropriations to the department of transportation in chapter 333, Laws of 2021, chapters 186 and 187, Laws of 2022, and this act must be expended for the programs and in the amounts specified in chapter 333, Laws of 2021, chapters 186 and 187, Laws of 2022, and this act. However, after May 1, 2023, unless specifically prohibited, the department may transfer state appropriations authority for the 2021-2023 fiscal biennium among operating programs upon approval by the director of the office of financial management. However, the department shall not transfer state moneys that are provided solely for a specific purpose. The department shall not transfer appropriations authority, and the director of the office of financial management shall not approve the transfer, unless the transfer is consistent with the objective of conserving, to the maximum extent possible, the expenditure of state funds and not federal funds. The director of the office of financial management shall notify the appropriate transportation committees of the legislature before approving any allotment modifications or transfers under this section.

NEW SECTION. Sec. 1102. The following acts or parts of acts are each repealed:

- (1) 2022 c 187 s 201 (uncodified);
- (2) 2022 c 187 s 202 (uncodified);
- (3) 2022 c 187 s 203 (uncodified);
- (4) 2022 c 187 s 204 (uncodified);
- (5) 2022 c 187 s 205 (uncodified);
- (6) 2022 c 187 s 206 (uncodified);
- (7) 2022 c 187 s 207 (uncodified);
- (8) 2022 c 187 s 208 (uncodified);
- (9) 2022 c 187 s 209 (uncodified);
- (10) 2022 c 187 s 210 (uncodified);
- (11) 2022 c 187 s 211 (uncodified);
- (12) 2022 c 187 s 301 (uncodified);
- (13) 2022 c 187 s 302 (uncodified);
- (14) 2022 c 187 s 303 (uncodified);
- (15) 2022 c 187 s 304 (uncodified);
- (16) 2022 c 187 s 305 (uncodified);
- (17) 2022 c 187 s 306 (uncodified);
- (18) 2022 c 187 s 307 (uncodified);
- (19) 2022 c 187 s 308 (uncodified); and
- (20) 2022 c 187 s 401 (uncodified).

MISCELLANEOUS

NEW SECTION. Sec. 1201. 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. 1202. This act is necessary for the immediate preservation of the public peace, health, or safety, or support of the state government and its existing public institutions, and takes effect immediately."

On page 1, line 1 of the title, after "appropriations;" strike the remainder of the title and insert "amending RCW 43.19.642, 46.20.745, 46.68.060, 46.68.063, 46.68.290, 46.68.300, 46.68.370, 46.68.395, 46.68.490, 46.68.500, 47.56.876, 47.60.315, 47.60.322, 47.60.530, 47.66.120, and 82.44.200; amending 2022 c 186 ss 205, 206, 207, 208, 209, 210, 211, 212, 213, 214, 215, 216, 217, 218, 219, 220, 221, 222, 223, 224, 301, 302, 303, 304, 305, 306, 307, 308, 309, 310, 401, 402, 403, 404, and 405 (uncodified); amending 2021 c 333 ss 304 and 407 (uncodified); amending 2023 c 2 s 2 (uncodified); adding a new section to 2022 c 186 (uncodified); creating new sections; repealing 2022 c 187 ss 201-211, 301-308, and 401 (uncodified); making appropriations and authorizing expenditures for capital improvements; providing a contingent effective date; and declaring an emergency."

ONE HUNDRED FOURTH DAY, APRIL 22, 2023

And that the conference committee amendment S-3376.1/23 be further amended as follows:

On page 102, after line 39, insert the following:

“(23) \$5,000,000 of the motor vehicle account-state appropriation, \$5,000,000 of the connecting Washington account – state appropriation, and \$5,000,000 of the move ahead WA account-state appropriation are provided solely for the SR 522/Paradise Lk Rd Interchange & Widening on SR 522 (Design/Engineering) project (NPARADI), specifically for design of, preliminary engineering, and right-of-way acquisition for the interchange and widening as a single project. The department must consider reserving portions of state route 522, including designated lanes or ramps, for the exclusive or preferential use of public transportation vehicles, privately owned buses, motorcycles, private motor vehicles carrying not less than a specified number of passengers, or private transportation provider vehicles pursuant to RCW 47.52.025.”

And the bill do pass as recommended by the conference committee.

Signed by Senators King, Liias and Shewmake; Representatives Barkis, Fey and Paul.

MOTION

Senator Liias moved that the Report of the Conference Committee on Engrossed Substitute House Bill No. 1125 be adopted.

Senators Liias and King spoke in favor of passage of the motion.

Senator Dozier spoke on the motion.

Senator Torres spoke against the motion.

The President declared the question before the Senate to be the motion by Senator Liias that the Report of the Conference Committee on Engrossed Substitute House Bill No. 1125 be adopted.

The motion by Senator Liias carried and the Report of the Conference Committee was adopted by voice vote.

The President declared the question before the Senate to be the final passage of Engrossed Substitute House Bill No. 1125, as recommended by the Conference Committee.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Substitute House Bill No. 1125, as recommended by the Conference Committee, and the bill passed the Senate by the following vote: Yeas, 46; Nays, 3; Absent, 0; Excused, 0.

Voting yea: Senators Billig, Braun, Cleveland, Conway, Dhingra, Dozier, Fortunato, Frame, Gildon, Hasegawa, Hawkins, Holy, Hunt, Kauffman, Keiser, King, Kuderer, Liias, Lovelett, Lovick, MacEwen, McCune, Mullet, Muzzall, Nguyen, Nobles, Padden, Pedersen, Randall, Rivers, Robinson, Rolfes, Saldaña, Salomon, Schoesler, Shewmake, Short, Stanford, Trudeau, Valdez, Van De Wege, Warnick, Wellman, Wilson, C., Wilson, J. and Wilson, L.

Voting nay: Senators Boehnke, Torres and Wagoner

ENGROSSED SUBSTITUTE HOUSE BILL NO. 1125, as recommended by the Conference Committee, having received the constitutional majority, was declared passed. There being no objection, the title of the bill was ordered to stand as the title of the act.

PERSONAL PRIVILEGE

Senator Liias: “Thank you Mr. President. None of the work we’ve done on Transportation this session would have been possible without incredible staff support from Senate Committee Services, and our caucuses. And I wanted to take a special moment to thank the incredible staff that support us: Kelly and Hayley leading the team; our analysts Jenna, Danny, Bryon, Brandon. Our caucus staff Hannah and Martin who are an invaluable part of the team. Yukimi and Andrew who made our committee hearings work. Again, restating my thanks to Senator Holy, Senator Shewmake, Senator Lovick for their leadership on the committee. And my partner in all this work, we would get none of this done without Senator King and his incredible leadership over his many years. So, to the staff, my colleagues, to our ranking member, deep appreciation for the great work we’ve done, and a budget completed. Thank you Mr. President.”

PERSONAL PRIVILEGE

Senator King: “My point is ditto. We have great people that make us all look good. And I can’t thank them all enough. And we need to give them a round of applause. Thank you.”

The Senate rose in appreciation of the work of the Senate staff assigned to assist with the legislation related to the state transportation budget.

MOTION

On motion of Senator Pedersen, and without objection, the Committee on Rules was relieved of the following appointments and the appointments were placed on the day’s Confirmation Calendar:

SENATE GUBERNATORIAL APPOINTMENT NO. 9006,
SENATE GUBERNATORIAL APPOINTMENT NO. 9034,
SENATE GUBERNATORIAL APPOINTMENT NO. 9035,
SENATE GUBERNATORIAL APPOINTMENT NO. 9038,
SENATE GUBERNATORIAL APPOINTMENT NO. 9047,
SENATE GUBERNATORIAL APPOINTMENT NO. 9071,
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SENATE GUBERNATORIAL APPOINTMENT NO. 9125,
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SENATE GUBERNATORIAL APPOINTMENT NO. 9302,
SENATE GUBERNATORIAL APPOINTMENT NO. 9322,
SENATE GUBERNATORIAL APPOINTMENT NO. 9325,
and SENATE GUBERNATORIAL APPOINTMENT NO. 9327.

MOTION

DENNY HECK, President of the Senate

At 3:54 p.m., on motion of Senator Pedersen, the Senate
adjourned until 1 o'clock p.m. Sunday, April 23, 2023.

SARAH BANNISTER, Secretary of the Senate

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