
ENGROSSED SUBSTITUTE SENATE BILL 5991

State of Washington

64th Legislature

2015 Regular Session

By Senate Transportation (originally sponsored by Senators King, Hobbs, Fain, Lillas, Litzow, Braun, Schoesler, Parlette, Warnick, Sheldon, Becker, and Brown)

READ FIRST TIME 02/24/15.

1 AN ACT Relating to activities at the department of transportation
2 funded by the environmental legacy stewardship account; reenacting
3 and amending RCW 70.105D.170; creating a new section; providing an
4 effective date; providing a contingent effective date; and declaring
5 an emergency.

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

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

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

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

3 (a) Grants or loans to local governments for performance and
4 outcome-based projects, model remedies, demonstration projects,
5 procedures, contracts, and project management and oversight that
6 result in significant reductions in the time to complete compared to
7 baseline averages;

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

9 (c) Grants or loans awarded through a competitive grant program
10 administered by the department to fund design and construction of
11 low-impact development retrofit projects and other high quality
12 projects that reduce storm water pollution from existing
13 infrastructure. The competitive grant program must apply criteria to
14 review, rank, and prioritize projects for funding based on their
15 water quality benefits, ecological benefits, and effectiveness at
16 reducing environmental degradation; (~~and~~)

17 (d) Cleanup and disposal of hazardous substances from abandoned
18 or derelict vessels, defined for the purposes of this section as
19 vessels that have little or no value and either have no identified
20 owner or have an identified owner lacking financial resources to
21 clean up and dispose of the vessel, that pose a threat to human
22 health or the environment;

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

25 (f) Fish passage barrier removal activities at the department of
26 transportation.

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

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

32 (a) During the 2013-2015 fiscal biennia, shoreline update
33 technical assistance and for local government shoreline master
34 program update grants;

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

37 (c) During the 2013-2015 fiscal biennium, activities at the
38 department of fish and wildlife concerning water quality monitoring,
39 hatchery water quality regulatory compliance, and technical

1 assistance to local governments on growth management and shoreline
2 management;

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

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

9 NEW SECTION. **Sec. 2.** The provisions of this act apply to
10 projects identified as connecting Washington projects and supported
11 by revenues generated under chapter ... (Substitute Senate Bill No.
12 5987), Laws of 2015.

13 NEW SECTION. **Sec. 3.** This act is necessary for the immediate
14 preservation of the public peace, health, or safety, or support of
15 the state government and its existing public institutions, and takes
16 effect July 1, 2015.

17 NEW SECTION. **Sec. 4.** This act takes effect only if chapter ...
18 (Substitute Senate Bill No. 5987), Laws of 2015 is enacted by June
19 30, 2015.

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