5194-S AMH THAR H2390.1

SSB 5194 - H AMD

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By Representative Tharinger

1 Strike everything after the enacting clause and insert the 2 following:

3 "PART I

2023-2025 AND 2025-2027 BIENNIAL BOND AUTHORIZATION

5 NEW SECTION. Sec. 101. For the purpose of providing funds to 6 finance the projects described and authorized by the legislature in the omnibus capital and operating appropriations acts for the 7 2023-2025 and 2025-2027 fiscal biennia and future biennia, and all 8 costs incidental thereto, the state finance committee is authorized 9 to issue general obligation bonds of the state of Washington in the 10 11 sum of \$4,686,979,000, or as much thereof as may be required, to 12 finance these projects and all costs incidental thereto. Bonds 13 authorized in this section may be sold at such price as the state finance committee shall determine. No bonds authorized in this 14 15 section may be offered for sale without prior legislative 16 appropriation of the net proceeds of the sale of the bonds.

- NEW SECTION. Sec. 102. (1) The proceeds from the sale of bonds authorized in section 101 of this act shall be deposited in the state building construction account created by RCW 43.83.020. The proceeds shall be transferred as follows:
- 21 (a) \$4,123,420,000 to remain in the state building construction 22 account created by RCW 43.83.020;
 - (b) \$563,559,000 to the state taxable building construction account. All receipts from taxable bonds issued are to be deposited into the account. If the state treasurer, on behalf of the state finance committee, deems it necessary or advantageous to issue more than the amount specified in this subsection (1)(b) as taxable bonds in order to comply with federal internal revenue service rules and regulations pertaining to the use of nontaxable bond proceeds or in order to reduce the total financing costs for bonds issued, the

proceeds of such additional taxable bonds shall be transferred to the 1 state taxable building construction account or any other taxable bond 2 3 accounts in lieu of any transfer otherwise provided by this section. If the state treasurer, on behalf of the state finance committee, 4 determines that a portion of the amount specified in this subsection 5 6 (1) (b) as taxable bonds may be issued as nontaxable bonds compliance with federal internal revenue 7 service rules and regulations pertaining to the use of nontaxable bond proceeds, then 8 such bond proceeds shall be transferred to the state building 9 construction account or any other nontaxable bond accounts in lieu of 10 11 the transfer to the state taxable building construction account 12 otherwise provided by this subsection (1)(b). The state treasurer, on behalf of the state finance committee, shall submit written notice to 13 the director of the office of financial management if it 14 determined that any such additional transfer to the state taxable 15 16 building construction account or any other taxable bond accounts is 17 necessary or that a transfer from the state taxable building construction account to the state building construction account or 18 19 any other nontaxable bond accounts may be made. Moneys in the account 20 may be spent only after appropriation.

- (2) (a) The state treasurer shall transfer bond proceeds deposited in the state building construction account into the outdoor recreation account created by RCW 79A.25.060, the habitat conservation account created by RCW 79A.15.020, the farm and forest account created by RCW 79A.15.130, and the Ruth LeCocq Kagi early learning facilities development account created by RCW 43.31.569, at various times and in various amounts necessary to support authorized expenditures from those accounts.
- (b) The state treasurer shall transfer bond proceeds deposited in the state taxable building construction account into the Ruth LeCocq Kagi early learning facilities revolving account created by RCW 43.31.569 at various times and in various amounts necessary to support authorized expenditures from that account.
- (3) These proceeds shall be used exclusively for the purposes specified in section 101 of this act and for the payment of expenses incurred in the issuance and sale of the bonds issued for the purposes of section 101 of this act, and shall be administered by the office of financial management subject to legislative appropriation.

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- NEW SECTION. Sec. 103. (1) The debt-limit general fund bond retirement account shall be used for the payment of the principal of and interest on the bonds authorized in section 101 of this act.
 - (2) The state finance committee shall, on or before June 30th of each year, certify to the state treasurer the amount needed in the ensuing 12 months to meet the bond retirement and interest requirements on the bonds authorized in section 101 of this act.
 - (3) On each date on which any interest or principal and interest payment is due on bonds issued for the purposes of section 102 (1) and (2) of this act the state treasurer shall withdraw from any general state revenues received in the state treasury and deposit in the debt-limit general fund bond retirement account an amount equal to the amount certified by the state finance committee to be due on the payment date.
- NEW SECTION. Sec. 104. (1) Bonds issued under section 101 of this act shall state that they are a general obligation of the state of Washington, shall pledge the full faith and credit of the state to the payment of the principal thereof and the interest thereon, and shall contain an unconditional promise to pay the principal and interest as the same shall become due.
- 21 (2) The owner and holder of each of the bonds or the trustee for 22 the owner and holder of any of the bonds may by mandamus or other 23 appropriate proceeding require the transfer and payment of funds as 24 directed in this section.
- NEW SECTION. Sec. 105. The legislature may provide additional means for raising moneys for the payment of the principal of and interest on the bonds authorized in section 101 of this act, and sections 102 and 103 of this act shall not be deemed to provide an exclusive method for the payment.

30 PART II

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31 MISCELLANEOUS

- NEW SECTION. Sec. 201. Sections 101 through 105 of this act are each added to chapter 43.100A RCW.
- NEW SECTION. Sec. 202. If any provision of this act or its application to any person or circumstance is held invalid, the Code Rev/RR:jlb 3 H-2390.1/25

- 1 remainder of the act or the application of the provision to other
- 2 persons or circumstances is not affected.
- 3 <u>NEW SECTION.</u> **Sec. 203.** This act is necessary for the immediate
- 4 preservation of the public peace, health, or safety, or support of
- 5 the state government and its existing public institutions, and takes
- 6 effect immediately."
- 7 Correct the title.

EFFECT: Reduces the amount of general obligation bonds authorized by \$213,643,000 and makes conforming changes to the transferred amounts of taxable and tax-exempt bond proceeds.

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