

ESB 6158 - H AMD 945

By Representative Alexander

FAILED 04/26/2009

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

3 "Sec. 1. RCW 43.79A.040 and 2009 c 87 s 4 are each amended to read
4 as follows:

5 (1) Money in the treasurer's trust fund may be deposited, invested,
6 and reinvested by the state treasurer in accordance with RCW 43.84.080
7 in the same manner and to the same extent as if the money were in the
8 state treasury.

9 (2) All income received from investment of the treasurer's trust
10 fund shall be set aside in an account in the treasury trust fund to be
11 known as the investment income account.

12 (3) The investment income account may be utilized for the payment
13 of purchased banking services on behalf of treasurer's trust funds
14 including, but not limited to, depository, safekeeping, and
15 disbursement functions for the state treasurer or affected state
16 agencies. The investment income account is subject in all respects to
17 chapter 43.88 RCW, but no appropriation is required for payments to
18 financial institutions. Payments shall occur prior to distribution of
19 earnings set forth in subsection (4) of this section.

20 (4)(a) Monthly, the state treasurer shall distribute the earnings
21 credited to the investment income account to the state general fund
22 except under (b) and (c) of this subsection.

23 (b) The following accounts and funds shall receive their
24 proportionate share of earnings based upon each account's or fund's
25 average daily balance for the period: The Washington promise
26 scholarship account, the college savings program account, the
27 Washington advanced college tuition payment program account, the
28 agricultural local fund, the American Indian scholarship endowment
29 fund, the foster care scholarship endowment fund, the foster care
30 endowed scholarship trust fund, the students with dependents grant

1 account, the basic health plan self-insurance reserve account, the
2 contract harvesting revolving account, the Washington state combined
3 fund drive account, the commemorative works account, the Washington
4 international exchange scholarship endowment fund, the toll collection
5 account, the developmental disabilities endowment trust fund, the
6 energy account, the fair fund, (~~the family leave insurance account,~~)
7 the food animal veterinarian conditional scholarship account, the fruit
8 and vegetable inspection account, the future teachers conditional
9 scholarship account, the game farm alternative account, the GET ready
10 for math and science scholarship account, the grain inspection
11 revolving fund, the juvenile accountability incentive account, the law
12 enforcement officers' and firefighters' plan 2 expense fund, the local
13 tourism promotion account, the pilotage account, the produce railcar
14 pool account, the regional transportation investment district account,
15 the rural rehabilitation account, the stadium and exhibition center
16 account, the youth athletic facility account, the self-insurance
17 revolving fund, the sulfur dioxide abatement account, the children's
18 trust fund, the Washington horse racing commission Washington bred
19 owners' bonus fund and breeder awards account, the Washington horse
20 racing commission class C purse fund account, the individual
21 development account program account, the Washington horse racing
22 commission operating account (earnings from the Washington horse racing
23 commission operating account must be credited to the Washington horse
24 racing commission class C purse fund account), the life sciences
25 discovery fund, the Washington state heritage center account, the
26 reduced cigarette ignition propensity account, and the reading
27 achievement account. However, the earnings to be distributed shall
28 first be reduced by the allocation to the state treasurer's service
29 fund pursuant to RCW 43.08.190.

30 (c) The following accounts and funds shall receive eighty percent
31 of their proportionate share of earnings based upon each account's or
32 fund's average daily balance for the period: The advanced right-of-way
33 revolving fund, the advanced environmental mitigation revolving
34 account, the city and county advance right-of-way revolving fund, the
35 federal narcotics asset forfeitures account, the high occupancy vehicle
36 account, the local rail service assistance account, and the
37 miscellaneous transportation programs account.

1 (5) In conformance with Article II, section 37 of the state
2 Constitution, no trust accounts or funds shall be allocated earnings
3 without the specific affirmative directive of this section.

4 **Sec. 2.** RCW 51.44.033 and 2007 c 357 s 23 are each amended to read
5 as follows:

6 There shall be, in the office of the state treasurer, a fund to be
7 known and designated as the "supplemental pension fund". The director
8 shall be the administrator thereof. The fund shall be used for the
9 sole purposes of making the additional payments therefrom prescribed in
10 this title (~~and the loans therefrom authorized in RCW 49.86.190~~)).

11 NEW SECTION. **Sec. 3.** The following acts or parts of acts are each
12 delayed indefinitely:

- 13 (1) RCW 49.86.005 (Findings) and 2007 c 357 s 1;
- 14 (2) RCW 49.86.010 (Definitions) and 2007 c 357 s 3;
- 15 (3) RCW 49.86.020 (Family leave insurance program) and 2007 c 357
16 s 4;
- 17 (4) RCW 49.86.030 (Eligibility for benefits) and 2007 c 357 s 5;
- 18 (5) RCW 49.86.040 (Disqualification from benefits) and 2007 c 357
19 s 6;
- 20 (6) RCW 49.86.050 (Duration of benefits--Payment of benefits) and
21 2007 c 357 s 7;
- 22 (7) RCW 49.86.060 (Amount of benefits) and 2007 c 357 s 8;
- 23 (8) RCW 49.86.070 (Federal income tax) and 2007 c 357 s 9;
- 24 (9) RCW 49.86.080 (Erroneous payments--Payments induced by willful
25 misrepresentation--Claim rejected after payments) and 2007 c 357 s 10;
- 26 (10) RCW 49.86.090 (Leave and employment protection) and 2007 c 357
27 s 11;
- 28 (11) RCW 49.86.100 (Employment by same employer) and 2007 c 357 s
29 12;
- 30 (12) RCW 49.86.110 (Elective coverage) and 2007 c 357 s 13;
- 31 (13) RCW 49.86.120 (Appeals) and 2007 c 357 s 14;
- 32 (14) RCW 49.86.130 (Prohibited acts--Discrimination--Enforcement)
33 and 2007 c 357 s 15;
- 34 (15) RCW 49.86.140 (Coordination of leave) and 2007 c 357 s 16;
- 35 (16) RCW 49.86.150 (Continuing entitlement or contractual rights--
36 Not created) and 2007 c 357 s 17;

1 (17) RCW 49.86.160 (Rules) and 2007 c 357 s 18;
2 (18) RCW 49.86.170 (Family leave insurance account) and 2009 c 4 s
3 905 and 2007 c 357 s 19;
4 (19) RCW 49.86.180 (Family leave insurance account funds--
5 Investment) and 2007 c 357 s 20;
6 (20) RCW 49.86.190 (Initial program administration--Loans) and 2007
7 c 357 s 22;
8 (21) RCW 49.86.200 (Authority to contract) and 2007 c 357 s 24;
9 (22) RCW 49.86.210 (Reports) and 2007 c 357 s 26;
10 (23) RCW 49.86.900 (Severability--2007 c 357) and 2007 c 357 s 27;
11 (24) RCW 49.86.901 (Captions not law--2007 c 357) and 2007 c 357 s
12 28; and
13 (25) RCW 49.86.902 (Effective dates--2007 c 357) and 2007 c 357 s
14 30.

15 NEW SECTION. **Sec. 4.** The code reviser shall alphabetize the
16 accounts and funds in RCW 43.79A.040(4)(b).

17 NEW SECTION. **Sec. 5.** This act takes effect August 1, 2009."

18 Correct the title.

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