
HOUSE BILL 1535

State of Washington

54th Legislature

1995 Regular Session

By Representative L. Thomas; by request of Office of Financial Management

Read first time 01/30/95. Referred to Committee on Financial Institutions & Insurance.

1 AN ACT Relating to the pollution liability insurance program;
2 amending RCW 70.148.900; and adding a new section to chapter 70.148
3 RCW.

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

5 NEW SECTION. **Sec. 1.** A new section is added to chapter 70.148 RCW
6 to read as follows:

7 (1) The pollution liability insurance program is hereby abolished
8 as an independent agency of the state and its powers, duties, and
9 functions are hereby transferred to the department of general
10 administration. There is hereby created a pollution liability
11 insurance program within the department of general administration. The
12 director of general administration shall conduct the pollution
13 liability insurance program as established in this chapter. The
14 director of general administration shall appoint and deputize an
15 administrator to supervise the pollution liability insurance program.
16 All references to the director or the pollution liability insurance
17 program in the Revised Code of Washington shall be construed to mean
18 the director or the department of general administration.

1 (2)(a) All reports, documents, surveys, books, records, files,
2 papers, or written material in the possession of the pollution
3 liability insurance program shall be delivered to the custody of the
4 department of general administration. All cabinets, furniture, office
5 equipment, motor vehicles, and other tangible property employed by the
6 pollution liability insurance program shall be made available to the
7 department of general administration.

8 (b) If any question arises as to the transfer of any personnel,
9 funds, books, documents, records, papers, files, equipment, or other
10 tangible property used or held in the exercise of the powers and the
11 performance of the duties and functions transferred, the director of
12 financial management shall make a determination as to the proper
13 allocation and certify the same to the state agencies concerned.

14 (3)(a) The pollution liability insurance program trust account is
15 assigned to the department of general administration. Expenditures
16 from the account shall be used exclusively for the purposes of this
17 chapter. No funds may be borrowed or transferred from the account to
18 fund a purpose other than those of this chapter.

19 (b) All funds, credits, or other assets held by the pollution
20 liability insurance program shall be assigned to the department of
21 general administration.

22 (c) Any appropriations made to the pollution liability insurance
23 program shall, on the effective date of this section, be transferred
24 and credited to the department of general administration.

25 (4) Annually the director of the department of general
26 administration shall report to the legislature the status of the
27 pollution liability insurance program making a particular report of the
28 status of and expenditures from the pollution liability insurance
29 program trust account.

30 (5) All employees of the pollution liability insurance program are
31 transferred to the jurisdiction of the department of general
32 administration. All employees classified under chapter 41.06 RCW, the
33 state civil service law, are assigned to the department of general
34 administration to perform their usual duties upon the same terms as
35 formerly, without any loss of rights, subject to any action that may be
36 appropriate thereafter in accordance with the laws and rules governing
37 state civil service.

38 (6) All rules and all pending business before the pollution
39 liability insurance program shall be continued and acted upon by the

1 department of general administration. All existing contracts and
2 obligations shall remain in full force and shall be performed by the
3 department of general administration.

4 (7) The transfer of the powers, duties, functions, and personnel of
5 the pollution liability insurance program shall not affect the validity
6 of any act performed before the effective date of this section.

7 (8) If apportionments of budgeted funds are required because of the
8 transfers directed by this section, the director of financial
9 management shall certify the apportionments to the agencies affected,
10 the state auditor, and the state treasurer. Each of these shall make
11 the appropriate transfer and adjustments in funds and appropriation
12 accounts and equipment records in accordance with the certification.

13 (9) Nothing contained in this section may be construed to alter any
14 existing collective bargaining unit or the provisions of any existing
15 collective bargaining agreement until the agreement has expired or
16 until the bargaining unit has been modified by action of the personnel
17 board as provided by law.

18 **Sec. 2.** RCW 70.148.900 and 1989 c 383 s 13 are each amended to
19 read as follows:

20 This chapter shall expire June 1, (~~1995~~) 2001.

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