
HOUSE BILL 2764

State of Washington

62nd Legislature

2012 Regular Session

By Representative Alexander; by request of Office of Financial Management

1 AN ACT Relating to eliminating accounts and funds; amending RCW
2 70.94.6532, 43.330.090, 43.99G.020, 28A.300.440, 82.32.393, 82.45.210,
3 43.79A.040, 50.04.070, 50.04.072, 50.16.010, 43.330.310, 43.99I.020,
4 43.99Q.130, 78.56.080, 28B.95.150, 59.22.020, 59.22.032, 59.22.034,
5 42.16.011, 42.16.012, 28B.109.020, 28B.109.040, 28B.133.030, and
6 43.31A.400; reenacting and amending RCW 43.84.092; creating a new
7 section; repealing RCW 82.14.200, 82.14.210, 70.05.125, 43.330.092,
8 82.14.380, 28B.57.050, 76.09.400, 43.155.055, 43.211.050, 28A.300.445,
9 43.63A.760, 50.12.280, 43.79.485, 82.45.200, 90.88.060, 50.16.015,
10 43.43.565, 41.04.395, 43.21K.170, 77.65.230, 38.52.106, 43.176.040,
11 43.340.120, 43.155.100, 59.22.030, 43.72.904, 42.16.016, 42.26.010,
12 28B.109.050, 70.94.630, 82.32.392, 28B.109.060, 43.43.866, and
13 66.08.235; repealing 1997 c 149 s 107 (uncodified); repealing 2000 2nd
14 sp.s. c 1 ss 711, 717, and 719 (uncodified); repealing 2007 c 522 s
15 1621 (uncodified); and providing an effective date.

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

17 **Sec. 1.** RCW 70.94.6532 and 2009 c 118 s 403 are each amended to
18 read as follows:

19 It is hereby declared to be the policy of this state that strong

1 efforts should be made to minimize adverse effects on air quality from
2 the open burning of field and turf grasses grown for seed. To such end
3 this section is intended to promote the development of economical and
4 practical alternate agricultural practices to such burning, and to
5 provide for interim regulation of such burning until practical
6 alternates are found.

7 (1) The department shall approve of a study or studies for the
8 exploration and identification of economical and practical alternate
9 agricultural practices to the open burning of field and turf grasses
10 grown for seed. Any study conducted pursuant to this section shall be
11 conducted by Washington State University. The university may not
12 charge more than eight percent for administrative overhead. Prior to
13 the issuance of any permit for such burning under RCW 70.94.6528, there
14 shall be collected a fee not to exceed one dollar per acre of crop to
15 be burned. Any such fees received by any authority shall be
16 transferred to the department of ecology. The department of ecology
17 shall deposit all such acreage fees in (~~a special grass seed burning~~
18 ~~research account, hereby created, in the state treasury~~) the general
19 fund.

20 (2) The department shall allocate moneys annually (~~from this~~
21 ~~account~~) for the support of any approved study or studies as provided
22 for in subsection (1) of this section. (~~Whenever the department of~~
23 ~~ecology shall conclude that sufficient reasonably available alternates~~
24 ~~to open burning have been developed, and at such time as all costs of~~
25 ~~any studies have been paid, the grass seed burning research account~~
26 ~~shall be dissolved, and any money remaining therein shall revert to the~~
27 ~~general fund.~~) The fee collected under subsection (1) of this section
28 shall constitute the research portion of fees required under RCW
29 70.94.6528 for open burning of grass grown for seed.

30 (3) Whenever on the basis of information available to it, the
31 department after public hearings have been conducted wherein testimony
32 will be received and considered from interested parties wishing to
33 testify shall conclude that any procedure, program, technique, or
34 device constitutes a practical alternate agricultural practice to the
35 open burning of field or turf grasses grown for seed, the department
36 shall, by order, certify approval of such alternate. Thereafter, in
37 any case which any such approved alternate is reasonably available, the

1 open burning of field and turf grasses grown for seed shall be
2 disallowed and no permit shall issue therefor.

3 (4) Until approved alternates become available, the department or
4 the authority may limit the number of acres on a pro rata basis among
5 those affected for which permits to burn will be issued in order to
6 effectively control emissions from this source.

7 (5) Permits issued for burning of field and turf grasses may be
8 conditioned to minimize emissions insofar as practical, including
9 denial of permission to burn during periods of adverse meteorological
10 conditions.

11 (6) Every two years until grass seed burning is prohibited,
12 Washington State University may prepare a brief report assessing the
13 potential of the university's research to result in economical and
14 practical alternatives to grass seed burning.

15 **Sec. 2.** RCW 43.84.092 and 2011 1st sp.s. c 16 s 6, 2011 1st sp.s.
16 c 7 s 22, 2011 c 369 s 6, 2011 c 339 s 1, 2011 c 311 s 9, 2011 c 272 s
17 3, 2011 c 120 s 3, and 2011 c 83 s 7 are each reenacted and amended to
18 read as follows:

19 (1) All earnings of investments of surplus balances in the state
20 treasury shall be deposited to the treasury income account, which
21 account is hereby established in the state treasury.

22 (2) The treasury income account shall be utilized to pay or receive
23 funds associated with federal programs as required by the federal cash
24 management improvement act of 1990. The treasury income account is
25 subject in all respects to chapter 43.88 RCW, but no appropriation is
26 required for refunds or allocations of interest earnings required by
27 the cash management improvement act. Refunds of interest to the
28 federal treasury required under the cash management improvement act
29 fall under RCW 43.88.180 and shall not require appropriation. The
30 office of financial management shall determine the amounts due to or
31 from the federal government pursuant to the cash management improvement
32 act. The office of financial management may direct transfers of funds
33 between accounts as deemed necessary to implement the provisions of the
34 cash management improvement act, and this subsection. Refunds or
35 allocations shall occur prior to the distributions of earnings set
36 forth in subsection (4) of this section.

1 (3) Except for the provisions of RCW 43.84.160, the treasury income
2 account may be utilized for the payment of purchased banking services
3 on behalf of treasury funds including, but not limited to, depository,
4 safekeeping, and disbursement functions for the state treasury and
5 affected state agencies. The treasury income account is subject in all
6 respects to chapter 43.88 RCW, but no appropriation is required for
7 payments to financial institutions. Payments shall occur prior to
8 distribution of earnings set forth in subsection (4) of this section.

9 (4) Monthly, the state treasurer shall distribute the earnings
10 credited to the treasury income account. The state treasurer shall
11 credit the general fund with all the earnings credited to the treasury
12 income account except:

13 (a) The following accounts and funds shall receive their
14 proportionate share of earnings based upon each account's and fund's
15 average daily balance for the period: The aeronautics account, the
16 aircraft search and rescue account, the budget stabilization account,
17 the capital vessel replacement account, the capitol building
18 construction account, the Cedar River channel construction and
19 operation account, the Central Washington University capital projects
20 account, the charitable, educational, penal and reformatory
21 institutions account, the cleanup settlement account, the Columbia
22 river basin water supply development account, the Columbia river basin
23 taxable bond water supply development account, the Columbia river basin
24 water supply revenue recovery account, the common school construction
25 fund, the county arterial preservation account, the county criminal
26 justice assistance account, (~~the county sales and use tax equalization~~
27 ~~account,~~) the deferred compensation administrative account, the
28 deferred compensation principal account, the department of licensing
29 services account, the department of retirement systems expense account,
30 the developmental disabilities community trust account, the drinking
31 water assistance account, the drinking water assistance administrative
32 account, the drinking water assistance repayment account, the Eastern
33 Washington University capital projects account, the Interstate 405
34 express toll lanes operations account, the education construction fund,
35 the education legacy trust account, the election account, the energy
36 freedom account, the energy recovery act account, the essential rail
37 assistance account, The Evergreen State College capital projects
38 account, the federal forest revolving account, the ferry bond

1 retirement fund, the freight congestion relief account, the freight
2 mobility investment account, the freight mobility multimodal account,
3 the grade crossing protective fund, the public health services account,
4 (~~the health system capacity account,~~) the high capacity
5 transportation account, the state higher education construction
6 account, the higher education construction account, the highway bond
7 retirement fund, the highway infrastructure account, the highway safety
8 account, the high occupancy toll lanes operations account, the hospital
9 safety net assessment fund, the industrial insurance premium refund
10 account, the judges' retirement account, the judicial retirement
11 administrative account, the judicial retirement principal account, the
12 local leasehold excise tax account, the local real estate excise tax
13 account, the local sales and use tax account, the marine resources
14 stewardship trust account, the medical aid account, the mobile home
15 park relocation fund, the motor vehicle fund, the motorcycle safety
16 education account, the multiagency permitting team account, the
17 multimodal transportation account, the municipal criminal justice
18 assistance account, (~~the municipal sales and use tax equalization~~
19 ~~account,~~) the natural resources deposit account, the oyster reserve
20 land account, the pension funding stabilization account, the perpetual
21 surveillance and maintenance account, the public employees' retirement
22 system plan 1 account, the public employees' retirement system combined
23 plan 2 and plan 3 account, the public facilities construction loan
24 revolving account beginning July 1, 2004, the public health
25 supplemental account, the public transportation systems account, the
26 public works assistance account, the Puget Sound capital construction
27 account, the Puget Sound ferry operations account, the Puyallup tribal
28 settlement account, the real estate appraiser commission account, the
29 recreational vehicle account, the regional mobility grant program
30 account, the resource management cost account, the rural arterial trust
31 account, the rural mobility grant program account, the rural Washington
32 loan fund, the site closure account, the skilled nursing facility
33 safety net trust fund, the small city pavement and sidewalk account,
34 the special category C account, the special wildlife account, the state
35 employees' insurance account, the state employees' insurance reserve
36 account, the state investment board expense account, the state
37 investment board commingled trust fund accounts, the state patrol
38 highway account, the state route number 520 civil penalties account,

1 the state route number 520 corridor account, the state wildlife
2 account, the supplemental pension account, the Tacoma Narrows toll
3 bridge account, the teachers' retirement system plan 1 account, the
4 teachers' retirement system combined plan 2 and plan 3 account, the
5 tobacco prevention and control account, the tobacco settlement account,
6 the transportation 2003 account (nickel account), the transportation
7 equipment fund, the transportation fund, the transportation improvement
8 account, the transportation improvement board bond retirement account,
9 the transportation infrastructure account, the transportation
10 partnership account, the traumatic brain injury account, the tuition
11 recovery trust fund, the University of Washington bond retirement fund,
12 the University of Washington building account, the volunteer
13 firefighters' and reserve officers' relief and pension principal fund,
14 the volunteer firefighters' and reserve officers' administrative fund,
15 the Washington judicial retirement system account, the Washington law
16 enforcement officers' and firefighters' system plan 1 retirement
17 account, the Washington law enforcement officers' and firefighters'
18 system plan 2 retirement account, the Washington public safety
19 employees' plan 2 retirement account, the Washington school employees'
20 retirement system combined plan 2 and 3 account, the Washington state
21 economic development commission account, the Washington state health
22 insurance pool account, the Washington state patrol retirement account,
23 the Washington State University building account, the Washington State
24 University bond retirement fund, the water pollution control revolving
25 fund, and the Western Washington University capital projects account.
26 Earnings derived from investing balances of the agricultural permanent
27 fund, the normal school permanent fund, the permanent common school
28 fund, the scientific permanent fund, and the state university permanent
29 fund shall be allocated to their respective beneficiary accounts.

30 (b) Any state agency that has independent authority over accounts
31 or funds not statutorily required to be held in the state treasury that
32 deposits funds into a fund or account in the state treasury pursuant to
33 an agreement with the office of the state treasurer shall receive its
34 proportionate share of earnings based upon each account's or fund's
35 average daily balance for the period.

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

1 **Sec. 3.** RCW 43.330.090 and 2010 1st sp.s. c 7 s 59 are each
2 amended to read as follows:

3 (1) The department shall work with private sector organizations,
4 industry and sector associations, federal agencies, state agencies that
5 use a sector-based approach to service delivery, local governments,
6 local associate development organizations, and higher education and
7 training institutions in the development of industry sector-based
8 strategies to diversify the economy, facilitate technology transfer and
9 diffusion, and increase value-added production. The industry sectors
10 targeted by the department may include, but are not limited to,
11 aerospace, agriculture, food processing, forest products, marine
12 services, health and biomedical, software, digital and interactive
13 media, transportation and distribution, and microelectronics. The
14 department shall, on a continuing basis, evaluate the potential return
15 to the state from devoting additional resources to an industry sector-
16 based approach to economic development and identifying and assisting
17 additional sectors.

18 (2) The department's sector-based strategies shall include, but not
19 be limited to, cluster-based strategies that focus on assisting
20 regional industry sectors and related firms and institutions that meet
21 the definition of an industry cluster in this section and based on
22 criteria identified by the working group established in this chapter.

23 (3)(a) The department shall promote, market, and encourage growth
24 in the production of films and videos, as well as television
25 commercials within the state; to this end the department is directed to
26 assist in the location of a film and video production studio within the
27 state.

28 (b) The department may, in carrying out its efforts to encourage
29 film and video production in the state, solicit and receive gifts,
30 grants, funds, fees, and endowments, in trust or otherwise, from
31 tribal, local, or other governmental entities, as well as private
32 sources, and may expend the same or any income therefrom for the
33 encouragement of film and video production. All revenue received for
34 such purposes shall be deposited into the (~~film and video promotion~~
35 ~~account created in RCW 43.330.092~~) general fund.

36 (4) In assisting in the development of regional and statewide
37 industry cluster-based strategies, the department's activities shall
38 include, but are not limited to:

1 (a) Facilitating regional focus group discussions and conducting
2 studies to identify industry clusters, appraise the current information
3 linkages within a cluster, and identify issues of common concern within
4 a cluster;

5 (b) Supporting industry and cluster associations, publications of
6 association and cluster directories, and related efforts to create or
7 expand the activities of industry and cluster associations;

8 (c) Administering a competitive grant program to fund economic
9 development activities designed to further regional cluster growth. In
10 administering the program, the department shall work with the economic
11 development commission, the workforce training and education
12 coordinating board, the state board for community and technical
13 colleges, the employment security department, business, and labor.

14 (i) The department shall seek recommendations on criteria for
15 evaluating applications for grant funds and recommend applicants for
16 receipt of grant funds. Criteria shall include not duplicating the
17 purpose or efforts of industry skill panels.

18 (ii) Applicants must include organizations from at least two
19 counties and participants from the local business community. Eligible
20 organizations include, but are not limited to, local governments,
21 economic development councils, chambers of commerce, federally
22 recognized Indian tribes, workforce development councils, and
23 educational institutions.

24 (iii) Applications must evidence financial participation of the
25 partner organizations.

26 (iv) Eligible activities include the formation of cluster economic
27 development partnerships, research and analysis of economic development
28 needs of the cluster, the development of a plan to meet the economic
29 development needs of the cluster, and activities to implement the plan.

30 (v) Priority shall be given to applicants that complement industry
31 skill panels and will use the grant funds to build linkages and joint
32 projects.

33 (vi) The maximum amount of a grant is one hundred thousand dollars.

34 (vii) A maximum of one hundred thousand dollars total can go to
35 King, Pierce, Kitsap, and Snohomish counties combined.

36 (viii) No more than ten percent of funds received for the grant
37 program may be used by the department for administrative costs.

1 (5) As used in this chapter, "industry cluster" means a geographic
2 concentration of interconnected companies in a single industry, related
3 businesses in other industries, including suppliers and customers, and
4 associated institutions, including government and education.

5 **Sec. 4.** RCW 43.99G.020 and 1989 1st ex.s. c 14 s 13 are each
6 amended to read as follows:

7 Bonds issued under RCW 43.99G.010 are subject to the following
8 conditions and limitations:

9 (1) General obligation bonds of the state of Washington in the sum
10 of thirty-eight million fifty-four thousand dollars, or so much thereof
11 as may be required, shall be issued for the purpose of providing funds
12 for grants and loans to local governments and subdivisions of the state
13 for capital projects through the community economic revitalization
14 board and for the department of (~~general administration~~) enterprise
15 services, military department, parks and recreation commission, and
16 department of corrections to acquire real property and perform capital
17 projects which consist of the planning, designing, constructing,
18 remodeling, repairing, furnishing, and equipping of state buildings,
19 structures, utilities, roads, grounds, lands, and waters, and to
20 provide for the administrative cost of such projects, including costs
21 of bond issuance and retirement, salaries and related costs of
22 officials and employees of the state, costs of insurance or credit
23 enhancement agreements, and other expenses incidental to the
24 administration of capital projects. The proceeds from the sale of the
25 bonds issued for the purposes of this subsection shall be deposited in
26 the state building construction account, shall be used exclusively for
27 the purposes specified in this subsection and for the payment of
28 expenses incurred in the issuance and sale of the bonds issued for the
29 purposes of this subsection, and shall be administered by the
30 department of (~~general administration~~) enterprise services, subject
31 to legislative appropriation.

32 (2) General obligation bonds of the state of Washington in the sum
33 of four million six hundred thirty-five thousand dollars, or so much
34 thereof as may be required, shall be issued for the purpose of
35 providing funds for the planning, design, acquisition, construction,
36 and improvement of a Washington state agricultural trade center, and to
37 provide for the administrative cost of such projects, including costs

1 of bond issuance and retirement, salaries and related costs of
2 officials and employees of the state, costs of insurance or credit
3 enhancement agreements, and other expenses incidental to the
4 administration of capital projects. The proceeds from the sale of the
5 bonds issued for the purposes of this subsection shall be deposited in
6 the state building construction account, shall be used exclusively for
7 the purposes specified in this subsection and for the payment of
8 expenses incurred in the issuance and sale of the bonds issued for the
9 purposes of this subsection, and shall be administered as provided in
10 the capital budget acts, subject to legislative appropriation.

11 (3) General obligation bonds of the state of Washington in the sum
12 of twenty-five million dollars, or so much thereof as may be required,
13 shall be issued for the purpose of providing funds for the department
14 of social and health services and the department of corrections to
15 perform capital projects which consist of the planning, designing,
16 constructing, remodeling, repairing, furnishing, and equipping of state
17 buildings, structures, utilities, roads, and grounds, and to provide
18 for the administrative cost of such projects, including costs of bond
19 issuance and retirement, salaries and related costs of officials and
20 employees of the state, costs of insurance or credit enhancement
21 agreements, and other expenses incidental to the administration of
22 capital projects. The proceeds from the sale of the bonds issued for
23 the purposes of this subsection shall be deposited in the social and
24 health services construction account, shall be used exclusively for the
25 purposes specified in this subsection and for the payment of expenses
26 incurred in the issuance and sale of the bonds issued for the purposes
27 of this subsection, and shall be administered by the department of
28 social and health services, subject to legislative appropriation.

29 (4) General obligation bonds of the state of Washington in the sum
30 of one million dollars, or so much thereof as may be required, shall be
31 issued for the purpose of providing funds for the department of
32 (~~fisheries~~) fish and wildlife to acquire real property and perform
33 capital projects which consist of the planning, designing,
34 constructing, remodeling, repairing, furnishing, and equipping of state
35 buildings, structures, utilities, roads, grounds, lands, and waters,
36 and to provide for the administrative cost of such projects, including
37 costs of bond issuance and retirement, salaries and related costs of
38 officials and employees of the state, costs of insurance or credit

1 enhancement agreements, and other expenses incidental to the
2 administration of capital projects. The proceeds from the sale of the
3 bonds issued for the purposes of this subsection shall be deposited in
4 the fisheries capital projects account, shall be used exclusively for
5 the purposes specified in this subsection and for the payment of
6 expenses incurred in the issuance and sale of the bonds issued for the
7 purposes of this subsection, and shall be administered by the
8 department of fisheries, subject to legislative appropriation.

9 (5) General obligation bonds of the state of Washington in the sum
10 of fifty-three million dollars, or so much thereof as may be required,
11 shall be issued for the purpose of providing funds for state agencies
12 and the institutions of higher education, including the community
13 colleges, to perform capital renewal projects which consist of the
14 planning, designing, constructing, remodeling, repairing, furnishing,
15 and equipping of state buildings, structures, utilities, roads,
16 grounds, lands, and waters, and to provide for the administrative cost
17 of such projects, including costs of bond issuance and retirement,
18 salaries and related costs of officials and employees of the state,
19 costs of insurance or credit enhancement agreements, and other expenses
20 incidental to the administration of capital projects. The proceeds
21 from the sale of the bonds issued for the purposes of this subsection
22 shall be deposited in the (~~state facilities renewal account hereby~~
23 ~~created in the state treasury~~) state building construction account,
24 shall be used exclusively for the purposes specified in this subsection
25 and for the payment of expenses incurred in the issuance and sale of
26 the bonds issued for the purposes of this subsection, and shall be
27 administered as provided in the capital budget acts, subject to
28 legislative appropriation.

29 (6) General obligation bonds of the state of Washington in the sum
30 of twenty-two million dollars, or so much thereof as may be required,
31 shall be issued for the purpose of providing funds for the University
32 of Washington and the state community colleges to perform capital
33 projects which consist of the planning, designing, constructing,
34 remodeling, repairing, improving, furnishing, and equipping of state
35 buildings, structures, utilities, roads, grounds, and lands, and to
36 provide for the administrative cost of such projects, including costs
37 of bond issuance and retirement, salaries and related costs of
38 officials and employees of the state, costs of insurance or credit

1 enhancement agreements, and other expenses incidental to the
2 administration of capital projects. The proceeds from the sale of the
3 bonds issued for the purposes of this subsection shall be deposited in
4 the higher education reimbursable short-term bond account hereby
5 created in the state treasury, shall be used exclusively for the
6 purposes specified in this subsection and for the payment of expenses
7 incurred in the issuance and sale of the bonds issued for the purposes
8 of this subsection, and shall be administered by the University of
9 Washington, subject to legislative appropriation.

10 (7) General obligation bonds of the state of Washington in the sum
11 of twenty-eight million dollars, or so much thereof as may be required,
12 shall be issued for the purpose of providing funds for the institutions
13 of higher education to perform capital projects which consist of the
14 planning, designing, constructing, remodeling, repairing, furnishing,
15 and equipping of state buildings, structures, utilities, roads,
16 grounds, and lands, and to provide for the administrative cost of such
17 projects, including costs of bond issuance and retirement, salaries and
18 related costs of officials and employees of the state, costs of
19 insurance or credit enhancement agreements, and other expenses
20 incidental to the administration of capital projects. The proceeds
21 from the sale of the bonds issued for the purposes of this subsection
22 shall be deposited in the higher education construction account, shall
23 be used exclusively for the purposes specified in this subsection and
24 for the payment of expenses incurred in the issuance and sale of the
25 bonds issued for the purposes of this subsection, and shall be
26 administered by Washington State University, subject to legislative
27 appropriation.

28 (8) General obligation bonds of the state of Washington in the sum
29 of seventy-five million dollars, or so much thereof as may be required,
30 shall be issued for the purpose of providing funds for the institutions
31 of higher education, including facilities for the community college
32 system, to perform capital projects which consist of the planning,
33 designing, constructing, remodeling, repairing, furnishing, and
34 equipping of state buildings, structures, utilities, roads, grounds,
35 and lands, and to provide for the administrative cost of such projects,
36 including costs of bond issuance and retirement, salaries and related
37 costs of officials and employees of the state, costs of insurance or
38 credit enhancement agreements, and other expenses incidental to the

1 administration of capital projects. The proceeds from the sale of the
2 bonds issued for the purposes of this subsection, together with all
3 grants, donations, transferred funds, and all other moneys which the
4 state finance committee may direct the state treasurer to deposit
5 therein, shall be deposited in the state higher education construction
6 account in the state treasury and shall be used exclusively for the
7 purposes specified in this subsection and for the payment of expenses
8 incurred in the issuance and sale of the bonds issued for the purposes
9 of this subsection.

10 **Sec. 5.** RCW 28A.300.440 and 2003 c 22 s 3 are each amended to read
11 as follows:

12 (1) The natural science, wildlife, and environmental education
13 grant program is hereby created, subject to the availability of funds
14 (~~(in the natural science, wildlife, and environmental education~~
15 ~~partnership account)). The program is created to promote proven and~~
16 innovative natural science, wildlife, and environmental education
17 programs that are fully aligned with the state's essential academic
18 learning requirements, and includes but is not limited to instruction
19 about renewable resources, responsible use of resources, and
20 conservation.

21 (2) The superintendent of public instruction shall establish and
22 publish funding criteria for environmental, natural science, wildlife,
23 forestry, and agricultural education grants. The office of (~~{the}~~)
24 the superintendent of public instruction shall involve a cross-section
25 of stakeholder groups to develop socially, economically, and
26 environmentally balanced funding criteria. These criteria shall be
27 based on compliance with the essential academic learning requirements
28 and use methods that encourage critical thinking. The criteria must
29 also include environmental, natural science, wildlife, forestry, and
30 agricultural education programs with one or more of the following
31 features:

32 (a) Interdisciplinary approaches to environmental, natural science,
33 wildlife, forestry, and agricultural issues;

34 (b) Programs that target underserved, disadvantaged, and
35 multicultural populations;

36 (c) Programs that reach out to schools across the state that would

1 otherwise not have access to specialized environmental, natural
2 science, wildlife, forestry, and agricultural education programs;

3 (d) Proven programs offered by innovative community partnerships
4 designed to improve student learning and strengthen local communities.

5 (3) Eligible uses of grants include, but are not limited to:

6 (a) Continuing in-service and preservice training for educators
7 with materials specifically developed to enable educators to teach
8 essential academic learning requirements in a compelling and effective
9 manner;

10 (b) Proven, innovative programs that align the basic subject areas
11 of the common school curriculum in chapter 28A.230 RCW with the
12 essential academic learning requirements; the basic subject areas
13 should be integrated by using environmental education, natural science,
14 wildlife, forestry, agricultural, and natural environment curricula to
15 meet the needs of various learning styles; and

16 (c) Support and equipment needed for the implementation of the
17 programs in this section.

18 (4) Grants may only be disbursed to nonprofit organizations exempt
19 from income tax under section 501(c) of the federal internal revenue
20 code that can provide matching funds or in-kind services.

21 (5) Grants may not be used for any partisan or political
22 activities.

23 **Sec. 6.** RCW 82.32.393 and 1997 c 368 s 12 are each amended to read
24 as follows:

25 If a business is allowed an exemption under RCW 82.08.810,
26 82.12.810, 82.08.811, 82.12.811, or 84.36.487, and the business ceases
27 operation of the facility for which the exemption is allowed, the
28 business shall deposit into the (~~displaced workers account established~~
29 ~~in RCW 50.12.280~~) general fund an amount equal to the fair market
30 value of one-quarter of the total sulfur dioxide allowances authorized
31 by federal law available to the facility at the time of cessation of
32 operation of the generation facility as if the allowances were sold for
33 a period of ten years following the time of cessation of operation of
34 the generation facility. This section expires December 31, 2015.

35 **Sec. 7.** RCW 82.45.210 and 2006 c 312 s 2 are each amended to read
36 as follows:

1 (1) To the extent that funds are appropriated, the department shall
2 administer a grant program for counties to assist in the development,
3 implementation, and maintenance of an electronic processing and
4 reporting system for real estate excise tax affidavits that is
5 compatible with the automated real estate excise tax system developed
6 by the department, and to assist in complying with the requirements of
7 RCW 82.45.180(1).

8 (2) Subject to the limits in subsection (3) of this section, the
9 amount of the grant shall be equal to the amount paid by a county to:

10 (a) Purchase computer hardware or software, or to repair or upgrade
11 existing computer hardware or software, used for the electronic
12 processing and reporting of real estate excise tax affidavits and that
13 is compatible with the automated real estate excise tax system
14 developed by the department; and

15 (b) Make changes to existing software that are necessary to comply
16 with the requirements of RCW 82.45.180(1).

17 (3)(a) No county is eligible for grants under this section totaling
18 more than one hundred thousand dollars.

19 (b) Grant funds shall not be awarded for expenditures made by a
20 county with funds distributed to the county by the state treasurer
21 under RCW 82.45.180(3)(b).

22 (4) No more than three million nine hundred thousand dollars in
23 grants may be awarded under this section.

24 ~~((5) The source of funds for this grant program is the real estate
25 excise tax grant account created in RCW 82.45.200.))~~

26 **Sec. 8.** RCW 43.79A.040 and 2011 1st sp.s. c 37 s 603 are each
27 amended to read as follows:

28 (1) Money in the treasurer's trust fund may be deposited, invested,
29 and reinvested by the state treasurer in accordance with RCW 43.84.080
30 in the same manner and to the same extent as if the money were in the
31 state treasury, and may be commingled with moneys in the state treasury
32 for cash management and cash balance purposes.

33 (2) All income received from investment of the treasurer's trust
34 fund must be set aside in an account in the treasury trust fund to be
35 known as the investment income account.

36 (3) The investment income account may be utilized for the payment
37 of purchased banking services on behalf of treasurer's trust funds

1 including, but not limited to, depository, safekeeping, and
2 disbursement functions for the state treasurer or affected state
3 agencies. The investment income account is subject in all respects to
4 chapter 43.88 RCW, but no appropriation is required for payments to
5 financial institutions. Payments must occur prior to distribution of
6 earnings set forth in subsection (4) of this section.

7 (4)(a) Monthly, the state treasurer must distribute the earnings
8 credited to the investment income account to the state general fund
9 except under (b), (c), and (d) of this subsection.

10 (b) The following accounts and funds must receive their
11 proportionate share of earnings based upon each account's or fund's
12 average daily balance for the period: The Washington promise
13 scholarship account, (~~the college savings program account,~~) the
14 Washington advanced college tuition payment program account, the
15 accessible communities account, the community and technical college
16 innovation account, the agricultural local fund, the American Indian
17 scholarship endowment fund, the foster care scholarship endowment fund,
18 the foster care endowed scholarship trust fund, (~~the students with
19 dependents grant account,~~) the basic health plan self-insurance
20 reserve account, the contract harvesting revolving account, the
21 Washington state combined fund drive account, the commemorative works
22 account, the county enhanced 911 excise tax account, (~~the Washington
23 international exchange scholarship endowment fund,~~) the toll
24 collection account, the developmental disabilities endowment trust
25 fund, the energy account, the fair fund, the family leave insurance
26 account, the food animal veterinarian conditional scholarship account,
27 the fruit and vegetable inspection account, the future teachers
28 conditional scholarship account, the game farm alternative account, the
29 GET ready for math and science scholarship account, the Washington
30 global health technologies and product development account, the grain
31 inspection revolving fund, the industrial insurance rainy day fund, the
32 juvenile accountability incentive account, the law enforcement
33 officers' and firefighters' plan 2 expense fund, the local tourism
34 promotion account, the pilotage account, the produce railcar pool
35 account, the regional transportation investment district account, the
36 rural rehabilitation account, the stadium and exhibition center
37 account, the youth athletic facility account, the self-insurance
38 revolving fund, (~~the sulfur dioxide abatement account,~~) the

1 children's trust fund, the Washington horse racing commission
2 Washington bred owners' bonus fund and breeder awards account, the
3 Washington horse racing commission class C purse fund account, the
4 individual development account program account, the Washington horse
5 racing commission operating account (earnings from the Washington horse
6 racing commission operating account must be credited to the Washington
7 horse racing commission class C purse fund account), the life sciences
8 discovery fund, the Washington state heritage center account, and the
9 reduced cigarette ignition propensity account(~~(, and the reading~~
10 ~~achievement account)~~)).

11 (c) The following accounts and funds must receive eighty percent of
12 their proportionate share of earnings based upon each account's or
13 fund's average daily balance for the period: The advanced right-of-way
14 revolving fund, the advanced environmental mitigation revolving
15 account, the federal narcotics asset forfeitures account, the high
16 occupancy vehicle account, the local rail service assistance account,
17 and the miscellaneous transportation programs account.

18 (d) Any state agency that has independent authority over accounts
19 or funds not statutorily required to be held in the custody of the
20 state treasurer that deposits funds into a fund or account in the
21 custody of the state treasurer pursuant to an agreement with the office
22 of the state treasurer shall receive its proportionate share of
23 earnings based upon each account's or fund's average daily balance for
24 the period.

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

28 **Sec. 9.** RCW 50.04.070 and 1985 ex.s. c 5 s 4 are each amended to
29 read as follows:

30 "Contributions" means the money payments due to the state
31 unemployment compensation fund as provided in RCW 50.24.010(~~(, to the~~
32 ~~federal interest payment fund under RCW 50.16.070,)~~) or to the special
33 account in the administrative contingency fund under RCW 50.24.014.

34 **Sec. 10.** RCW 50.04.072 and 1985 ex.s. c 5 s 5 are each amended to
35 read as follows:

36 The terms "contributions" and "payments in lieu of contributions"

1 used in this title, whether singular or plural, designate the money
2 payments to be made to the state unemployment compensation fund(~~(, to~~
3 ~~the federal interest payment fund under RCW 50.16.070,~~) or to the
4 special account in the administrative contingency fund under RCW
5 50.24.014 and are deemed to be taxes due to the state of Washington.

6 **Sec. 11.** RCW 50.16.010 and 2009 c 564 s 946 are each amended to
7 read as follows:

8 (1) There shall be maintained as special funds, separate and apart
9 from all public moneys or funds of this state an unemployment
10 compensation fund(~~(,)~~) and an administrative contingency fund, (~~(and a~~
11 ~~federal interest payment fund,~~) which shall be administered by the
12 commissioner exclusively for the purposes of this title, and to which
13 RCW 43.01.050 shall not be applicable.

14 (2)(a) The unemployment compensation fund shall consist of:

15 (i) All contributions collected under RCW 50.24.010 and payments in
16 lieu of contributions collected pursuant to the provisions of this
17 title;

18 (ii) Any property or securities acquired through the use of moneys
19 belonging to the fund;

20 (iii) All earnings of such property or securities;

21 (iv) Any moneys received from the federal unemployment account in
22 the unemployment trust fund in accordance with Title XII of the social
23 security act, as amended;

24 (v) All money recovered on official bonds for losses sustained by
25 the fund;

26 (vi) All money credited to this state's account in the unemployment
27 trust fund pursuant to section 903 of the social security act, as
28 amended;

29 (vii) All money received from the federal government as
30 reimbursement pursuant to section 204 of the federal-state extended
31 compensation act of 1970 (84 Stat. 708-712; 26 U.S.C. Sec. 3304); and

32 (viii) All moneys received for the fund from any other source.

33 (b) All moneys in the unemployment compensation fund shall be
34 commingled and undivided.

35 (3)(a) Except as provided in (b) of this subsection, the
36 administrative contingency fund shall consist of:

1 (i) All interest on delinquent contributions collected pursuant to
2 this title;

3 (ii) All fines and penalties collected pursuant to the provisions
4 of this title;

5 (iii) All sums recovered on official bonds for losses sustained by
6 the fund; and

7 (iv) Revenue received under RCW 50.24.014.

8 (b) All fees, fines, forfeitures, and penalties collected or
9 assessed by a district court because of the violation of this title or
10 rules adopted under this title shall be remitted as provided in chapter
11 3.62 RCW.

12 (c) Except as provided in (d) of this subsection, moneys available
13 in the administrative contingency fund, other than money in the special
14 account created under RCW 50.24.014, shall be expended upon the
15 direction of the commissioner, with the approval of the governor,
16 whenever it appears to him or her that such expenditure is necessary
17 solely for:

18 (i) The proper administration of this title and that insufficient
19 federal funds are available for the specific purpose to which such
20 expenditure is to be made, provided, the moneys are not substituted for
21 appropriations from federal funds which, in the absence of such moneys,
22 would be made available.

23 (ii) The proper administration of this title for which purpose
24 appropriations from federal funds have been requested but not yet
25 received, provided, the administrative contingency fund will be
26 reimbursed upon receipt of the requested federal appropriation.

27 (iii) The proper administration of this title for which compliance
28 and audit issues have been identified that establish federal claims
29 requiring the expenditure of state resources in resolution. Claims
30 must be resolved in the following priority: First priority is to
31 provide services to eligible participants within the state; second
32 priority is to provide substitute services or program support; and last
33 priority is the direct payment of funds to the federal government.

34 (d)(i) During the 2007-2009 fiscal biennium, moneys available in
35 the administrative contingency fund, other than money in the special
36 account created under RCW 50.24.014(1)(a), shall be expended as
37 appropriated by the legislature for: (A) The cost of the job skills or
38 worker retraining programs at the community and technical colleges and

1 administrative costs at the state board for community and technical
2 colleges; and (B) reemployment services such as business and project
3 development assistance, local economic development capacity building,
4 and local economic development financial assistance at the department
5 of (~~community, trade, and economic development~~) commerce. The
6 remaining appropriation may be expended as specified in (c) of this
7 subsection.

8 (ii) During the 2009-2011 fiscal biennium, moneys available in the
9 administrative contingency fund, other than money in the special
10 account created under RCW 50.24.014(1)(a), shall be expended by the
11 department of social and health services as appropriated by the
12 legislature for employment and training services and programs in the
13 WorkFirst program, and for the administrative costs of state agencies
14 participating in the WorkFirst program. The remaining appropriation
15 may be expended as specified in (c) of this subsection.

16 (4) Money in the special account created under RCW 50.24.014(1)(a)
17 may only be expended, after appropriation, for the purposes specified
18 in this section and RCW 50.62.010, 50.62.020, 50.62.030, 50.24.014,
19 50.44.053, and 50.22.010.

20 **Sec. 12.** RCW 43.330.310 and 2010 c 187 s 2 are each amended to
21 read as follows:

22 (1) The legislature establishes a comprehensive green economy jobs
23 growth initiative based on the goal of, by 2020, increasing the number
24 of green economy jobs to twenty-five thousand from the eight thousand
25 four hundred green economy jobs the state had in 2004.

26 (2) The department, in consultation with the employment security
27 department, the state workforce training and education coordinating
28 board, and the state board for community and technical colleges, (~~and~~
29 ~~the higher education coordinating board,~~) shall develop a defined list
30 of terms, consistent with current workforce and economic development
31 terms, associated with green economy industries and jobs.

32 (3)(a) The employment security department, in consultation with the
33 department, the state workforce training and education coordinating
34 board, the state board for community and technical colleges, (~~the~~
35 ~~higher education coordinating board,~~) Washington State University
36 small business development center, and the Washington State University
37 extension energy program, shall conduct labor market research to

1 analyze the current labor market and projected job growth in the green
2 economy, the current and projected recruitment and skill requirement of
3 green economy industry employers, the wage and benefits ranges of jobs
4 within green economy industries, and the education and training
5 requirements of entry-level and incumbent workers in those industries.

6 (i) The employment security department shall conduct an analysis of
7 occupations in the forest products industry to: (A) Determine key
8 growth factors and employment projections in the industry; and (B)
9 define the education and skill standards required for current and
10 emerging green occupations in the industry.

11 (ii) The term "forest products industry" must be given a broad
12 interpretation when implementing (a)(i) of this subsection and
13 includes, but is not limited to, businesses that grow, manage, harvest,
14 transport, and process forest, wood, and paper products.

15 (b) The University of Washington business and economic development
16 center shall: Analyze the current opportunities for and participation
17 in the green economy by minority and women-owned business enterprises
18 in Washington; identify existing barriers to their successful
19 participation in the green economy; and develop strategies with
20 specific policy recommendations to improve their successful
21 participation in the green economy. The research may be informed by
22 the research of the Puget Sound regional council prosperity
23 partnership, as well as other entities. The University of Washington
24 business and economic development center shall report to the
25 appropriate committees of the house of representatives and the senate
26 on their research, analysis, and recommendations by December 1, 2008.

27 (4) Based on the findings from subsection (3) of this section, the
28 employment security department, in consultation with the department and
29 taking into account the requirements and goals of chapter 14, Laws of
30 2008 and other state clean energy and energy efficiency policies, shall
31 propose which industries will be considered high-demand green
32 industries, based on current and projected job creation and their
33 strategic importance to the development of the state's green economy.
34 The employment security department and the department shall take into
35 account which jobs within green economy industries will be considered
36 high-wage occupations and occupations that are part of career pathways
37 to the same, based on family-sustaining wage and benefits ranges.
38 These designations, and the results of the employment security

1 department's broader labor market research, shall inform the planning
2 and strategic direction of the department, the state workforce training
3 and education coordinating board, and the state board for community and
4 technical colleges(~~(, and the higher education coordinating board)~~).

5 (5) The department shall identify emerging technologies and
6 innovations that are likely to contribute to advancements in the green
7 economy, including the activities in designated innovation partnership
8 zones established in RCW 43.330.270.

9 (6) The department, consistent with the priorities established by
10 the state economic development commission, shall:

11 (a) Develop targeting criteria for existing investments, and make
12 recommendations for new or expanded financial incentives and
13 comprehensive strategies, to recruit, retain, and expand green economy
14 industries and small businesses; and

15 (b) Make recommendations for new or expanded financial incentives
16 and comprehensive strategies to stimulate research and development of
17 green technology and innovation, including designating innovation
18 partnership zones linked to the green economy.

19 (7) For the purposes of this section, "target populations" means
20 (a) entry-level or incumbent workers in high-demand green industries
21 who are in, or are preparing for, high-wage occupations; (b) dislocated
22 workers in declining industries who may be retrained for high-wage
23 occupations in high-demand green industries; (c) dislocated
24 agriculture, timber, or energy sector workers who may be retrained for
25 high-wage occupations in high-demand green industries; (d) eligible
26 veterans or national guard members; (e) disadvantaged populations; or
27 (f) anyone eligible to participate in the state opportunity grant
28 program under RCW 28B.50.271.

29 (8) The legislature directs the state workforce training and
30 education coordinating board to create and pilot green industry skill
31 panels. These panels shall consist of business representatives from:
32 Green industry sectors, including but not limited to forest product
33 companies, companies engaged in energy efficiency and renewable energy
34 production, companies engaged in pollution prevention, reduction, and
35 mitigation, and companies engaged in green building work and green
36 transportation; labor unions representing workers in those industries
37 or labor affiliates administering state-approved, joint apprenticeship
38 programs or labor-management partnership programs that train workers

1 for these industries; state and local veterans agencies; employer
2 associations; educational institutions; and local workforce development
3 councils within the region that the panels propose to operate; and
4 other key stakeholders as determined by the applicant. Any of these
5 stakeholder organizations are eligible to receive grants under this
6 section and serve as the intermediary that convenes and leads the
7 panel. Panel applicants must provide labor market and industry
8 analysis that demonstrates high demand, or demand of strategic
9 importance to the development of the state's clean energy economy as
10 identified in this section, for high-wage occupations, or occupations
11 that are part of career pathways to the same, within the relevant
12 industry sector. The panel shall:

13 (a) Conduct labor market and industry analyses, in consultation
14 with the employment security department, and drawing on the findings of
15 its research when available;

16 (b) Plan strategies to meet the recruitment and training needs of
17 the industry and small businesses; and

18 (c) Leverage and align other public and private funding sources.

19 ~~((9) The green industries jobs training account is created in the
20 state treasury. Moneys from the account must be utilized to supplement
21 the state opportunity grant program established under RCW 28B.50.271.
22 All receipts from appropriations directed to the account must be
23 deposited into the account. Expenditures from the account may be used
24 only for the activities identified in this subsection. The state board
25 for community and technical colleges, in consultation with the state
26 workforce training and education coordinating board, informed by the
27 research of the employment security department and the strategies
28 developed in this section, may authorize expenditures from the account.
29 The state board for community and technical colleges must distribute
30 grants from the account on a competitive basis.~~

31 ~~(a)(i) Allowable uses of these grant funds, which should be used
32 when other public or private funds are insufficient or unavailable, may
33 include:~~

34 ~~(A) Curriculum development;~~

35 ~~(B) Transitional jobs strategies for dislocated workers in
36 declining industries who may be retrained for high wage occupations in
37 green industries;~~

38 ~~(C) Workforce education to target populations; and~~

1 ~~(D) Adult basic and remedial education as necessary linked to~~
2 ~~occupation skills training.~~

3 ~~(ii) Allowable uses of these grant funds do not include student~~
4 ~~assistance and support services available through the state opportunity~~
5 ~~grant program under RCW 28B.50.271.~~

6 ~~(b) Applicants eligible to receive these grants may be any~~
7 ~~organization or a partnership of organizations that has demonstrated~~
8 ~~expertise in:~~

9 ~~(i) Implementing effective education and training programs that~~
10 ~~meet industry demand; and~~

11 ~~(ii) Recruiting and supporting, to successful completion of those~~
12 ~~training programs carried out under these grants, the target~~
13 ~~populations of workers.~~

14 ~~(c) In awarding grants from the green industries jobs training~~
15 ~~account, the state board for community and technical colleges shall~~
16 ~~give priority to applicants that demonstrate the ability to:~~

17 ~~(i) Use labor market and industry analysis developed by the~~
18 ~~employment security department and green industry skill panels in the~~
19 ~~design and delivery of the relevant education and training program, and~~
20 ~~otherwise utilize strategies developed by green industry skill panels;~~

21 ~~(ii) Leverage and align existing public programs and resources and~~
22 ~~private resources toward the goal of recruiting, supporting, educating,~~
23 ~~and training target populations of workers;~~

24 ~~(iii) Work collaboratively with other relevant stakeholders in the~~
25 ~~regional economy;~~

26 ~~(iv) Link adult basic and remedial education, where necessary, with~~
27 ~~occupation skills training;~~

28 ~~(v) Involve employers and, where applicable, labor unions in the~~
29 ~~determination of relevant skills and competencies and, where relevant,~~
30 ~~the validation of career pathways; and~~

31 ~~(vi) Ensure that supportive services, where necessary, are~~
32 ~~integrated with education and training and are delivered by~~
33 ~~organizations with direct access to and experience with the targeted~~
34 ~~population of workers.))~~

35 **Sec. 13.** RCW 43.99I.020 and 1997 c 456 s 38 are each amended to
36 read as follows:

1 Bonds issued under RCW 43.99I.010 are subject to the following
2 conditions and limitations:

3 General obligation bonds of the state of Washington in the sum of
4 one billion two hundred seventy-one million sixty-five thousand
5 dollars, or so much thereof as may be required, shall be issued for the
6 purposes described and authorized by the legislature in the capital and
7 operating appropriations acts for the 1991-93 fiscal biennium and
8 subsequent fiscal biennia, and to provide for the administrative cost
9 of such projects, including costs of bond issuance and retirement,
10 salaries and related costs of officials and employees of the state,
11 costs of insurance or credit enhancement agreements, and other expenses
12 incidental to the administration of capital projects. Subject to such
13 changes as may be required in the appropriations acts, the proceeds
14 from the sale of the bonds issued for the purposes of this
15 (~~subsection~~) section shall be deposited in the state building
16 construction account created by RCW 43.83.020 and transferred as
17 follows:

18 (1) Eight hundred thirty-five thousand dollars to the state higher
19 education construction account created by RCW 28B.10.851;

20 (2) Eight hundred seventy-one million dollars to the state building
21 construction account created by RCW 43.83.020;

22 (3) Two million eight hundred thousand dollars to the energy
23 efficiency services account created by RCW 39.35C.110;

24 (~~(4) (Two hundred fifty-five million five hundred thousand dollars~~
25 ~~to the common school reimbursable construction account hereby created~~
26 ~~in the state treasury;~~

27 ~~(5))~~ (5) Ninety-eight million six hundred forty-eight thousand dollars
28 to the higher education reimbursable construction account hereby
29 created in the state treasury;

30 (~~(+6))~~ (5) Three million two hundred eighty-four thousand dollars
31 to the data processing building construction account created in RCW
32 43.99I.100; and

33 (~~(+7))~~ (6) Nine hundred thousand dollars to the Washington state
34 dairy products commission facility account created in RCW 43.99I.110.

35 These proceeds shall be used exclusively for the purposes specified
36 in this (~~subsection~~) section, and for the payment of expenses
37 incurred in the issuance and sale of the bonds issued for the purposes

1 of this section, and shall be administered by the office of financial
2 management, subject to legislative appropriation.

3 **Sec. 14.** RCW 43.99Q.130 and 2011 1st sp.s. c 49 s 7009 are each
4 amended to read as follows:

5 (1) For the purpose of providing funds for the planning, design,
6 construction, and other necessary costs for the rehabilitation of the
7 state legislative building, the state finance committee is authorized
8 to issue general obligation bonds of the state of Washington in the sum
9 of eighty-two million five hundred ten thousand dollars or as much
10 thereof as may be required to finance the rehabilitation and
11 improvements to the legislative building and all costs incidental
12 thereto. The approved rehabilitation plan includes costs associated
13 with earthquake repairs and future earthquake mitigation and allows for
14 associated relocation costs and the acquisition of appropriate
15 relocation space. Bonds authorized in this section may be sold at a
16 price the state finance committee determines. No bonds authorized in
17 this section may be offered for sale without prior legislative
18 appropriation of the net proceeds of the sale of the bonds. The
19 proceeds of the sale of the bonds issued for the purposes of this
20 section shall be deposited in the (~~capitol historic district~~
21 ~~construction account hereby created in the state treasury~~) state
22 building construction account. These proceeds shall be used
23 exclusively for the purposes specified in this section and for the
24 payment of expenses incurred in the issuance and sale of the bonds
25 issued for the purposes of this section, and shall be administered by
26 the office of financial management subject to legislative
27 appropriation.

28 (2) If any bonds authorized in this chapter have not been issued by
29 June 30, 2013, the authority of the state finance committee to issue
30 such remaining unissued bonds shall expire June 30, 2013.

31 **Sec. 15.** RCW 78.56.080 and 1997 c 170 s 1 are each amended to read
32 as follows:

33 (~~(1) (The metals mining account is created in the state treasury.~~
34 ~~Expenditures from this account are subject to appropriation.~~
35 ~~Expenditures from this account may only be used for: (a) The~~

1 ~~additional inspections of metals mining and milling operations required~~
2 ~~by RCW 78.56.070 and (b) the metals mining coordinator established in~~
3 ~~RCW 78.56.060.~~

4 ~~(2))~~(a) As part of its normal budget development process and in
5 consultation with the metals mining industry, the department of ecology
6 shall estimate the costs required for the department to meet its
7 obligations for the additional inspections of metals mining and milling
8 operations required by chapter 232, Laws of 1994. The department shall
9 also estimate the cost of employing the metals mining coordinator
10 established in RCW 78.56.060.

11 (b) As part of its normal budget development process and in
12 consultation with the metals mining industry, the department of natural
13 resources shall estimate the costs required for the department to meet
14 its obligations for the additional inspections of metals mining and
15 milling operations required by chapter 232, Laws of 1994.

16 ~~((3))~~ (2) Based on the cost estimates generated by the department
17 of ecology and the department of natural resources, the department of
18 ecology shall establish the amount of a fee to be paid by each active
19 metals mining and milling operation regulated under this chapter. The
20 fee shall be established at a level to fully recover the direct and
21 indirect costs of the agency responsibilities identified in subsection
22 ~~((2))~~ (1) of this section. The amount of the fee for each operation
23 shall be proportional to the number of visits required per site. Each
24 applicant for a metals mining and milling operation shall also be
25 assessed the fee based on the same criterion. The department of
26 ecology may adjust the fees established in this subsection if
27 unanticipated activity in the industry increases or decreases the
28 amount of funding necessary to meet agencies' inspection
29 responsibilities.

30 ~~((4))~~ (3) The department of ecology shall collect the fees
31 established in subsection ~~((3))~~ (2) of this section. All moneys from
32 these fees shall be deposited into the ~~((metals mining account))~~
33 general fund.

34 **Sec. 16.** RCW 28B.95.150 and 2011 1st sp.s. c 12 s 4 are each
35 amended to read as follows:

36 (1) The committee may establish a college savings program. If such
37 a program is established, the college savings program shall be

1 established, in such form as may be determined by the committee, to be
2 a qualified state tuition program as defined by the internal revenue
3 service under section 529 of the internal revenue code, and shall be
4 administered in a manner consistent with the Washington advanced
5 college tuition payment program. The committee, in planning and
6 devising the program, shall consult with the state investment board,
7 the state treasurer, the state actuary, the legislative fiscal and
8 higher education committees, and the institutions of higher education.
9 The governing body may, at its discretion, consult with a qualified
10 actuarial consulting firm with appropriate expertise to evaluate such
11 plans for periodic assessments of the program.

12 (2) Up to two hundred thousand dollars of administrative fees
13 collected from guaranteed education tuition program participants may be
14 applied as a loan to fund the development of a college savings program.
15 This loan must be repaid with interest before the conclusion of the
16 biennium in which the committee draws funds for this purpose from the
17 advanced college tuition payment program account.

18 ~~(3) ((If such a college savings program is established, the college
19 savings program account is created in the custody of the state
20 treasurer for the purpose of administering the college savings program.
21 If created, the account shall be a discrete nontreasury account in the
22 custody of the state treasurer. Interest earnings shall be retained in
23 accordance with RCW 43.79A.040. Disbursements from the account, except
24 for program administration, are exempt from appropriations and the
25 allotment provisions of chapter 43.88 RCW. Money used for program
26 administration is subject to the allotment provisions, but without
27 appropriation.~~

28 ~~(4))~~ The committee, after consultation with the state investment
29 board, shall determine the investment policies for the college savings
30 program. Program contributions may be invested by the state investment
31 board or the committee may contract with an investment company licensed
32 to conduct business in this state to do the investing. The committee
33 shall keep or cause to be kept full and adequate accounts and records
34 of the assets of each individual participant in the college savings
35 program.

36 ~~((+5))~~ (4) Neither the state nor any eligible educational
37 institution may be considered or held to be an insurer of the funds or
38 assets of the individual participant accounts in the college savings

1 program created under this section nor may any such entity be held
2 liable for any shortage of funds in the event that balances in the
3 individual participant accounts are insufficient to meet the
4 educational expenses of the institution chosen by the student for which
5 the individual participant account was intended.

6 ~~((+6))~~ (5) The committee shall adopt rules to implement this
7 section. Such rules shall include but not be limited to
8 administration, investment management, promotion, and marketing;
9 compliance with internal revenue service standards; application
10 procedures and fees; start-up costs; phasing in the savings program and
11 withdrawals therefrom; deterrents to early withdrawals and provisions
12 for hardship withdrawals; and reenrollment in the savings program after
13 withdrawal.

14 ~~((+7))~~ (6) The committee may, at its discretion, determine to
15 cease operation of the college savings program if it determines the
16 continuation is not in the best interest of the state. The committee
17 shall adopt rules to implement this section addressing the orderly
18 distribution of assets.

19 **Sec. 17.** RCW 59.22.020 and 2011 c 158 s 6 are each amended to read
20 as follows:

21 The following definitions shall apply throughout this chapter
22 unless the context clearly requires otherwise:

23 (1) "Affordable" means that, where feasible, low-income residents
24 should not pay more than thirty percent of their monthly income for
25 housing costs.

26 (2) "Conversion costs" includes the cost of acquiring the mobile
27 home park, the costs of planning and processing the conversion, the
28 costs of any needed repairs or rehabilitation, and any expenditures
29 required by a government agency or lender for the project.

30 (3) "Department" means the department of commerce.

31 (4) ~~((("Fund" or "park purchase account" means the mobile home park
32 purchase account created pursuant to RCW 59.22.030.~~

33 ~~(+5))~~ "Housing costs" means the total cost of owning, occupying,
34 and maintaining a mobile home and a lot or space in a mobile home park.

35 ~~((+6))~~ (5) "Individual interest in a mobile home park" means any
36 interest which is fee ownership or a lesser interest which entitles the
37 holder to occupy a lot or space in a mobile home park for a period of

1 not less than either fifteen years or the life of the holder.
2 Individual interests in a mobile home park include, but are not limited
3 to, the following:

4 (a) Ownership of a lot or space in a mobile home park or
5 subdivision;

6 (b) A membership or shares in a stock cooperative, or a limited
7 equity housing cooperative; or

8 (c) Membership in a nonprofit mutual benefit corporation which
9 owns, operates, or owns and operates the mobile home park.

10 ~~((+7))~~ (6) "Landlord" shall have the same meaning as it does in
11 RCW 59.20.030.

12 ~~((+8))~~ (7) "Low-income resident" means an individual or household
13 who resided in the mobile home park prior to application for a loan
14 pursuant to this chapter and with an annual income at or below eighty
15 percent of the median income for the county of standard metropolitan
16 statistical area of residence. Net worth shall be considered in the
17 calculation of income with the exception of the resident's
18 mobile/manufactured home which is used as their primary residence.

19 ~~((+9))~~ (8) "Low-income spaces" means those spaces in a mobile home
20 park operated by a resident organization which are occupied by low-
21 income residents.

22 ~~((+10))~~ (9) "Manufactured housing" means residences constructed on
23 one or more chassis for transportation, and which bear an insignia
24 issued by a state or federal regulatory agency indication compliance
25 with all applicable construction standards of the United States
26 department of housing and urban development.

27 ~~((+11))~~ (10) "Mobile home" shall have the same meaning as it does
28 in RCW 43.22.335.

29 ~~((+12))~~ (11) "Mobile home lot" shall have the same meaning as it
30 does in RCW 59.20.030.

31 ~~((+13))~~ (12) "Mobile home park" means a mobile home park, as
32 defined in RCW 59.20.030(10), or a manufactured home park subdivision
33 as defined by RCW 59.20.030(12) created by the conversion to resident
34 ownership of a mobile home park.

35 ~~((+14))~~ (13) "Resident organization" means a group of mobile home
36 park residents who have formed a nonprofit corporation, cooperative
37 corporation, or other entity or organization for the purpose of
38 acquiring the mobile home park in which they reside and converting the

1 mobile home park to resident ownership. The membership of a resident
2 organization shall include at least two-thirds of the households
3 residing in the mobile home park at the time of application for
4 assistance from the department.

5 ~~((+15+))~~ (14) "Resident ownership" means, depending on the context,
6 either the ownership, by a resident organization, as defined in this
7 section, of an interest in a mobile home park which entitles the
8 resident organization to control the operations of the mobile home park
9 for a term of no less than fifteen years, or the ownership of
10 individual interests in a mobile home park, or both.

11 ~~((+16+))~~ (15) "Tenant" means a person who rents a mobile home lot
12 for a term of one month or longer and owns the mobile home on the lot.

13 **Sec. 18.** RCW 59.22.032 and 1993 c 66 s 10 are each amended to read
14 as follows:

15 (1) The department may make loans ~~((from the fund))~~ to resident
16 organizations for the purpose of financing mobile home park conversion
17 costs. The department may only make loans to resident organizations of
18 mobile home parks where a significant portion of the residents are low-
19 income or infirm.

20 (2) The department may make loans ~~((from the fund))~~ to low-income
21 residents of mobile home parks converted to resident ownership or which
22 plan to convert to resident ownership. The purpose of providing loans
23 under this subsection is to reduce the monthly housing costs for low-
24 income residents to an affordable level. The department may establish
25 flexible repayment terms for loans provided under this subsection if
26 the terms are necessary to reduce the monthly housing costs for low-
27 income residents to an affordable level, and do not represent an
28 unacceptable risk ~~((to the security of the fund))~~. Flexible repayment
29 terms may include, but are not limited to, graduated payment schedules
30 with negative amortization.

31 **Sec. 19.** RCW 59.22.034 and 1993 c 66 s 11 are each amended to read
32 as follows:

33 (1) Any loans granted under RCW 59.22.032 shall be for a term of no
34 more than thirty years.

35 (2) The department shall establish the rate of interest to be paid
36 on loans ~~((made from the fund))~~.

1 (3) The department shall obtain security for loans made under this
2 chapter. The security may be in the form of a note, deed of trust,
3 assignment of lease, or other form of security on real or personal
4 property which the department determines is adequate to protect (~~the~~
5 ~~security of the fund and~~) the interests of the state. To the extent
6 applicable, the documents evidencing the security shall be recorded or
7 referenced in a recorded document in the office of the county auditor
8 of the county in which the mobile home park is located.

9 (4) The department may contract with private lenders, nonprofit
10 organizations, or units of local government to provide program
11 administration and to service loans made under this chapter.

12 **Sec. 20.** RCW 42.16.011 and 1985 c 57 s 25 are each amended to read
13 as follows:

14 A state payroll revolving account (~~and an agency payroll revolving~~
15 ~~fund are~~) is created in the state treasury, for the payment of
16 compensation to employees and officers of the state and distribution of
17 all amounts withheld therefrom pursuant to law and amounts authorized
18 by employees to be withheld pursuant to law; also for the payment of
19 the state's contributions for retirement and insurance and other
20 employee benefits: PROVIDED, That the utilization of the state payroll
21 revolving account shall be optional except for agencies whose payrolls
22 are prepared under a centralized system established pursuant to
23 regulations of the director of financial management(~~:-~~ ~~PROVIDED~~
24 ~~FURTHER, That the utilization of the agency payroll revolving fund~~
25 ~~shall be optional for agencies whose operations are funded in whole or~~
26 ~~part other than by funds appropriated from the state treasury~~)).

27 **Sec. 21.** RCW 42.16.012 and 1981 c 9 s 2 are each amended to read
28 as follows:

29 The amounts to be disbursed from the state payroll revolving
30 account from time to time on behalf of agencies utilizing such account
31 shall be transferred thereto by the state treasurer from appropriated
32 funds properly chargeable with the disbursement for the purposes set
33 forth in RCW 42.16.011, on or before the day prior to scheduled
34 disbursement. (~~The amounts to be disbursed from the agency payroll~~
35 ~~revolving fund from time to time on behalf of agencies electing to~~
36 ~~utilize such fund shall be deposited therein by such agencies from~~

1 ~~funds held by the agency pursuant to law outside the state treasury and~~
2 ~~properly chargeable with the disbursement for the purposes set forth in~~
3 ~~RCW 42.16.011, on or before the day prior to scheduled disbursement.)~~)

4 **Sec. 22.** RCW 28B.109.020 and 2011 1st sp.s. c 11 s 196 are each
5 amended to read as follows:

6 The Washington international exchange scholarship program is
7 created (~~(subject to funding under RCW 28B.109.060)~~). The program
8 shall be administered by the office. In administering the program, the
9 office may:

10 (1) Convene an advisory committee that may include but need not be
11 limited to representatives of the office of the superintendent of
12 public instruction, the department of commerce, the secretary of state,
13 private business, and institutions of higher education;

14 (2) Select students to receive the scholarship with the assistance
15 of a screening committee composed of leaders in business, international
16 trade, and education;

17 (3) Adopt necessary rules and guidelines including rules for
18 disbursing scholarship funds to participants;

19 (4) Publicize the program;

20 (5) Solicit and accept grants and donations from public and private
21 sources for the program;

22 (6) Establish and notify participants of service obligations; and

23 (7) Establish a formula for selecting the countries from which
24 participants may be selected in consultation with the department of
25 (~~(community, trade, and economic development)~~) commerce.

26 **Sec. 23.** RCW 28B.109.040 and 2011 1st sp.s. c 11 s 198 are each
27 amended to read as follows:

28 If funds are available, the office shall select students yearly to
29 receive a Washington international exchange student scholarship (~~(from~~
30 ~~moneys earned from the Washington international exchange scholarship~~
31 ~~endowment fund created in RCW 28B.109.060,)~~) from funds appropriated to
32 the office for this purpose, or from any private donations, or from any
33 other funds given to the office for this program.

34 **Sec. 24.** RCW 28B.133.030 and 2011 1st sp.s. c 11 s 236 are each
35 amended to read as follows:

1 ~~((1) The students with dependents grant account is created in the~~
2 ~~custody of the state treasurer. All receipts from the program shall be~~
3 ~~deposited into the account. Only the office of student financial~~
4 ~~assistance, or its designee, may authorize expenditures from the~~
5 ~~account. Disbursements from the account are exempt from appropriations~~
6 ~~and the allotment procedures under chapter 43.88 RCW.~~

7 (2)) The office may solicit and receive gifts, grants, or
8 endowments from private sources that are made from time to time, in
9 trust or otherwise, for the use and benefit of the purposes of the
10 educational assistance grant program. The director, or the director's
11 designee, may spend gifts, grants, or endowments or income from the
12 private sources according to their terms unless the receipt of the
13 gifts, grants, or endowments violates RCW 42.17A.560.

14 ~~((3) The earnings on the account shall be used solely for the~~
15 ~~purposes in RCW 28B.133.010, except when the terms of a conditional~~
16 ~~gift of private moneys in the account require that a portion of~~
17 ~~earnings on such moneys be reinvested in the account.))~~

18 **Sec. 25.** RCW 43.31A.400 and 1991 sp.s. c 13 s 27 are each amended
19 to read as follows:

20 The economic assistance authority established by section 2, chapter
21 117, Laws of 1972 ex. sess. as amended by section 111, chapter 34, Laws
22 of 1975-'76 2nd ex. sess. is abolished, effective June 30, 1982. Any
23 remaining duties of the economic assistance authority are transferred
24 to the department of revenue on that date. ~~((The public facilities~~
25 ~~construction loan and grant revolving account within the state treasury~~
26 ~~is continued to service the economic assistance authority's loans.))~~

27 NEW SECTION. **Sec. 26.** The following acts or parts of acts are
28 each repealed:

29 (1) RCW 82.14.200 (County sales and use tax equalization account--
30 Allocation procedure) and 2003 1st sp.s. c 25 s 941, 1998 c 321 s 8,
31 1997 c 333 s 2, 1991 sp.s. c 13 s 15, 1990 c 42 s 313, 1985 c 57 s 82,
32 1984 c 225 s 5, 1983 c 99 s 1, & 1982 1st ex.s. c 49 s 21;

33 (2) RCW 82.14.210 (Municipal sales and use tax equalization
34 account--Allocation procedure) and 2003 1st sp.s. c 25 s 942, 1996 c 64
35 s 1, 1991 sp.s. c 13 s 16, 1990 2nd ex.s. c 1 s 701, 1990 c 42 s 314,
36 1985 c 57 s 83, 1984 c 225 s 2, & 1982 1st ex.s. c 49 s 22;

1 (3) RCW 70.05.125 (County public health account--Distribution to
2 local public health jurisdictions) and 2010 c 271 s 101, 2009 c 479 s
3 48, 1998 c 266 s 1, 1997 c 333 s 1, & 1995 1st sp.s. c 15 s 1;
4 (4) RCW 43.330.092 (Film and video promotion account--Promotion of
5 film and video production industry) and 2009 c 565 s 5, 2005 c 136 s
6 15, & 1997 c 220 s 222;
7 (5) RCW 82.14.380 (Distressed county assistance account--Created--
8 Distributions) and 2011 c 5 s 920, 1999 c 311 s 201, & 1998 c 321 s 10;
9 (6) RCW 28B.57.050 (Disposition of proceeds--1975 community college
10 capital construction account, use) and 1991 sp.s. c 13 s 51, 1985 c 57
11 s 18, & 1975 1st ex.s. c 65 s 5;
12 (7) RCW 76.09.400 (Forests and fish account--Created) and 1999
13 sp.s. c 4 s 1402;
14 (8) RCW 43.155.055 (Water storage projects and water systems
15 facilities subaccount) and 2003 c 330 s 1;
16 (9) RCW 43.211.050 (211 account) and 2003 c 135 s 6;
17 (10) RCW 28A.300.445 (Washington natural science, wildlife, and
18 environmental education partnership account) and 2003 c 22 s 2;
19 (11) RCW 43.63A.760 (Airport impact mitigation account--Creation--
20 Report) and 2010 1st sp.s. c 7 s 6 & 2003 1st sp.s. c 26 s 928;
21 (12) RCW 50.12.280 (Displaced workers account--Compensation and
22 retraining after thermal electric generation facility's cessation of
23 operation) and 1997 c 368 s 13;
24 (13) RCW 43.79.485 (Reading achievement account) and 2009 c 4 s 904
25 & 2006 c 120 s 1;
26 (14) RCW 82.45.200 (Real estate excise tax grant account) and 2005
27 c 480 s 3;
28 (15) RCW 90.88.060 (Hood Canal aquatic rehabilitation account) and
29 2006 c 366 s 1;
30 (16) RCW 50.16.015 (Federal interest payment fund--Establishment)
31 and 2006 c 13 s 19;
32 (17) RCW 43.43.565 (Automatic fingerprint information system
33 account) and 1986 c 196 s 2;
34 (18) RCW 41.04.395 (Disability accommodation revolving fund--
35 Disbursements) and 2011 1st sp.s. c 43 s 434, 1994 sp.s. c 9 s 801, &
36 1987 c 9 s 2;
37 (19) RCW 43.21K.170 (Environmental excellence account) and 1997 c
38 381 s 32;

1 (20) RCW 77.65.230 (Surcharge on Dungeness crab-coastal fishery
2 licenses and Dungeness crab-coastal class B fishery licenses--Dungeness
3 crab appeals account) and 2000 c 107 s 44 & 1994 c 260 s 15;
4 (21) RCW 38.52.106 (Nisqually earthquake account) and 2010 2nd
5 sp.s. c 1 s 902, 2009 c 564 s 922, 2008 c 329 s 909, 2003 1st sp.s. c
6 25 s 913, 2002 c 371 s 904, & 2001 c 5 s 2;
7 (22) RCW 43.176.040 (Small business incubator account) and 2004 c
8 237 s 4;
9 (23) RCW 43.340.120 (Tobacco securitization trust account) and 2002
10 c 365 s 13;
11 (24) RCW 43.155.100 (Water conservation account) and 2002 c 329 s
12 11;
13 (25) RCW 59.22.030 (Mobile home park purchase account) and 1991
14 sp.s. c 13 s 89 & 1987 c 482 s 4;
15 (26) RCW 43.72.904 (Health system capacity account) and 1993 c 492
16 s 471;
17 (27) RCW 42.16.016 (Cancellation of warrants--Refund of increased
18 balance amounts in agency payroll revolving fund) and 1967 ex.s. c 25
19 s 7;
20 (28) RCW 42.26.010 (Agency vendor payment revolving fund--Created--
21 Use) and 1969 ex.s. c 60 s 1;
22 (29) RCW 28B.109.050 (Washington international exchange trust fund)
23 and 2011 1st sp.s. c 11 s 199 & 1996 c 253 s 405;
24 (30) RCW 70.94.630 (Sulfur dioxide abatement account--Coal-fired
25 thermal electric generation facilities--Application--Determination and
26 assessment of progress--Certification of pollution level--
27 Reimbursement--Time limit for and extension of account) and 1997 c 368
28 s 10;
29 (31) RCW 82.32.392 (Certain revenues to be deposited in sulfur
30 dioxide abatement account) and 1997 c 368 s 9;
31 (32) RCW 28B.109.060 (Washington international exchange scholarship
32 endowment fund) and 2011 1st sp.s. c 11 s 200 & 1996 c 253 s 406;
33 (33) RCW 43.43.866 (Organized crime prosecution revolving fund) and
34 2009 c 560 s 25 & 1980 c 146 s 16; and
35 (34) RCW 66.08.235 (Liquor control board construction and
36 maintenance account) and 2011 1st sp.s. c 50 s 961, 2011 c 5 s 918,
37 2005 c 151 s 4, 2002 c 371 s 918, & 1997 c 75 s 1.

1 NEW SECTION. **Sec. 27.** The following acts or parts of acts are
2 each repealed:

- 3 (1) 1997 c 149 s 107 (uncodified);
4 (2) 2000 2nd sp.s. c 1 ss 711, 717, and 719 (uncodified); and
5 (3) 2007 c 522 s 1621 (uncodified).

6 NEW SECTION. **Sec. 28.** Except as provided in RCW 43.99G.020 and
7 43.99Q.130, any residual balance of funds remaining in any account
8 eliminated in this act on the effective date of this section shall be
9 transferred by the state treasurer to the state general fund.

10 NEW SECTION. **Sec. 29.** This act takes effect July 1, 2012.

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