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**SUBSTITUTE HOUSE BILL 2087**

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**State of Washington**

**64th Legislature**

**2015 Regular Session**

**By** House Transportation (originally sponsored by Representatives Fey and Muri)

READ FIRST TIME 04/07/15.

1 AN ACT Relating to clean alternative fuel vehicles, including  
2 electric vehicles and electric vehicle charging infrastructure;  
3 amending RCW 82.08.809, 82.12.809, and 46.17.323; reenacting and  
4 amending RCW 43.84.092 and 43.84.092; adding a new section to chapter  
5 47.04 RCW; adding a new section to chapter 82.44 RCW; creating new  
6 sections; providing effective dates; providing a contingent effective  
7 date; providing expiration dates; providing contingent expiration  
8 dates; and declaring an emergency.

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

10 NEW SECTION. **Sec. 1.** The legislature finds that electric  
11 vehicles are an important part of moving the state away from carbon-  
12 based fuel sources. The legislature further finds that as the number  
13 of electric vehicles in the state grows, charging infrastructure  
14 networks become more financially viable. Therefore, the legislature  
15 intends to incentivize the purchase of electric vehicles and to  
16 support early development of charging station networks in order to  
17 make positive impacts on the electric vehicle and charging station  
18 markets as quickly as possible.

19 NEW SECTION. **Sec. 2.** This section is the tax preference  
20 performance statement for the tax preferences contained in sections 3

1 and 4 of this act. The performance statement is only intended to be  
2 used for subsequent evaluation of the tax preference. It is not  
3 intended to create a private right of action by any party or be used  
4 to determine eligibility for preferential tax treatment.

5 (1) The legislature categorizes the tax preference as one  
6 intended to induce certain designated behavior by taxpayers, as  
7 indicated in RCW 82.32.808(2)(a).

8 (2) It is the legislature's specific public policy objective to  
9 increase the use of clean alternative fuel vehicles in Washington. It  
10 is the legislature's intent to extend the existing sales and use tax  
11 exemption on clean alternative fuel vehicles in order to reduce the  
12 price charged to customers for clean alternative fuel vehicles.

13 (3) To measure the effectiveness of the tax preferences in  
14 sections 3 and 4 of this act in achieving the public policy  
15 objectives described in subsection (2) of this section, the joint  
16 legislative audit and review committee must evaluate the number of  
17 clean alternative fuel vehicles registered in the state.

18 (4) In order to obtain the data necessary to perform the review  
19 in subsection (3) of this section, the department of licensing must  
20 provide data needed for the joint legislative audit and review  
21 committee analysis. In addition to the data source described under  
22 this subsection, the joint legislative audit and review committee may  
23 use any other data it deems necessary.

24 **Sec. 3.** RCW 82.08.809 and 2010 1st sp.s. c 11 s 2 are each  
25 amended to read as follows:

26 (1)(a) Except as provided in subsection (4) of this section, the  
27 tax levied by RCW 82.08.020 does not apply to sales of new passenger  
28 cars, light duty trucks, and medium duty passenger vehicles, which  
29 (i) are exclusively powered by a clean alternative fuel or (ii) use  
30 at least one method of propulsion that is capable of being  
31 reenergized by an external source of electricity and are capable of  
32 traveling at least thirty miles using only battery power.

33 (b) Except as provided in subsection (4) of this section, the tax  
34 levied by RCW 82.08.020 does not apply to sales of qualifying used  
35 passenger cars, light duty trucks, and medium duty passenger  
36 vehicles(, which were modified after their initial purchase, with an  
37 EPA certified conversion to be exclusively powered by a clean  
38 alternative fuel)). "Qualifying used passenger cars, light duty  
39 trucks, and medium duty passenger vehicles" means vehicles that are:

1       (i) ~~((Are part of a fleet of at least five vehicles, all owned by~~  
2 ~~the same person;~~

3       ~~(ii) Have an odometer reading of less than thirty thousand miles;~~

4       ~~(iii) Are less than two years past their original date of~~  
5 ~~manufacture; and~~

6       ~~(iv) Are being sold for the first time after modification.~~

7       ~~(2) The seller must keep records necessary for the department to~~  
8 ~~verify eligibility under this section))~~ Exclusively powered by a  
9 clean alternative fuel or use at least one method of propulsion that  
10 is capable of being reenergized by an external source of electricity  
11 and are capable of traveling at least thirty miles using only battery  
12 power; and

13       (ii) Less than four years past their original date of  
14 manufacture.

15       (3) As used in this section, "clean alternative fuel" means  
16 natural gas, propane, hydrogen, or electricity, when used as a fuel  
17 in a motor vehicle that meets the California motor vehicle emission  
18 standards in Title 13 of the California code of regulations,  
19 effective January 1, 2005, and the rules of the Washington state  
20 department of ecology.

21       (4)(a) A sale is not exempt from sales tax as described under  
22 subsection (1) of this section if the selling price of the vehicle  
23 plus trade-in property of like kind exceeds thirty-five thousand  
24 dollars.

25       (b) For leased vehicles, a lease is not exempt from sales tax as  
26 described under subsection (1) of this section if the fair market  
27 value of the vehicle being leased exceeds thirty-five thousand  
28 dollars.

29       (5) This section expires July 1, ((2015)) 2019.

30       **Sec. 4.** RCW 82.12.809 and 2010 1st sp.s. c 11 s 3 are each  
31 amended to read as follows:

32       (1)(a) Except as provided in subsection (4) of this section,  
33 until July 1, ((2015)) 2019, the provisions of this chapter do not  
34 apply in respect to the use of new passenger cars, light duty trucks,  
35 and medium duty passenger vehicles, which (i) are exclusively powered  
36 by a clean alternative fuel or (ii) use at least one method of  
37 propulsion that is capable of being reenergized by an external source  
38 of electricity and are capable of traveling at least thirty miles  
39 using only battery power.

1 (b) Except as provided in subsection (4) of this section, until  
2 July 1, ((2015)) 2019, the provisions of this chapter do not apply to  
3 the use of qualifying used passenger cars, light duty trucks, and  
4 medium duty passenger vehicles(~~(, which were modified after their~~  
5 ~~initial purchase with an EPA certified conversion to be exclusively~~  
6 ~~powered by a clean alternative fuel)~~). As used in this subsection,  
7 "qualifying used passenger cars, light duty trucks, and medium duty  
8 passenger vehicles" has the same meaning as provided in RCW  
9 82.08.809.

10 (2) "Clean alternative fuel" has the same meaning as provided in  
11 RCW 82.08.809.

12 (3) A taxpayer is not liable for the tax imposed in RCW 82.12.020  
13 on the use, on or after July 1, ((2015)) 2019, of a passenger car,  
14 light duty truck, or medium duty passenger vehicle exclusively  
15 powered by a clean alternative fuel, if the taxpayer used such  
16 vehicle in this state before July 1, ((2015)) 2019, and the use was  
17 exempt under this section from the tax imposed in RCW 82.12.020.

18 (4) A vehicle is not exempt from use tax as described under  
19 subsection (1) of this section if the fair market value of the  
20 vehicle exceeds thirty-five thousand dollars at the time the tax is  
21 imposed.

22 NEW SECTION. Sec. 5. A new section is added to chapter 47.04  
23 RCW to read as follows:

24 (1) The department's public-private partnership office must  
25 develop a pilot program to support the deployment of electric vehicle  
26 charging infrastructure that is supported by private financing.

27 (2) The department must define corridors in which bidders may  
28 propose to install electric vehicle charging infrastructure.  
29 Alternatively, a bidder may propose a corridor in which the bidder  
30 proposes to install electric vehicle infrastructure if the department  
31 has adopted rules allowing such a proposal and establishing  
32 guidelines for how such a proposal will be considered.

33 (3)(a) For bid proposals under this section, the department must  
34 require the following:

35 (i) Bidders must have private sector partners contributing to the  
36 project who stand to gain indirect value from development of the  
37 project, such as motor vehicle manufacturers, retail stores, or  
38 tourism stakeholders;

1 (ii) Bidders must demonstrate that the proposed project will be  
2 valuable to electric vehicle drivers and will address an existing gap  
3 in the state's electric vehicle charging station infrastructure;

4 (iii) Projects must be expected to be profitable and sustainable  
5 for the owner-operator and the private partner; and

6 (iv) Bidders must specify how the project captures the indirect  
7 value of charging station deployment to the private partner.

8 (b) The department may adopt rules that require any other  
9 criteria for a successful project.

10 (4) In evaluating proposals under this section, the department  
11 may use the electric vehicle financial analysis tool that was  
12 developed in the joint transportation committee's study into  
13 financing electric vehicle charging station infrastructure.

14 (5)(a) After selecting a successful proposer under this section,  
15 the department may provide a loan or grant to the proposer.

16 (b) Grants and loans issued under this subsection must be funded  
17 from the electric vehicle charging infrastructure account created in  
18 section 6 of this act.

19 (c) Any project selected for support under this section is  
20 eligible for only one grant or loan as a part of the pilot program.

21 (6) The department may conduct preliminary workshops with  
22 potential bidders and other potential private sector partners to  
23 determine the best method of designing the pilot program, discuss how  
24 to develop the partnerships among the private sector partners that  
25 may receive indirect value, and any other issues relating to the  
26 implementation of this section. The department should consider  
27 regional workshops to engage potential business partners from across  
28 the state.

29 (7) The department must adopt rules to implement this section.

30 NEW SECTION. **Sec. 6.** A new section is added to chapter 82.44  
31 RCW to read as follows:

32 The electric vehicle charging infrastructure account is created  
33 in the transportation infrastructure account. Proceeds from the  
34 electric vehicle fee collected under RCW 46.17.323(4) and the  
35 principal and interest payments made on loans from the account must  
36 be deposited into the account. Expenditures from the account may be  
37 used only for the purposes specified in section 5 of this act. Moneys  
38 in the account may be spent only after appropriation.

1       **Sec. 7.** RCW 46.17.323 and 2012 c 74 s 10 are each amended to  
2 read as follows:

3       (1) Before accepting an application for an annual vehicle  
4 registration renewal for ~~((an electric))~~ a vehicle that both (a) uses  
5 ~~((propulsion units powered solely by))~~ at least one method of  
6 propulsion that is capable of being reenergized by an external source  
7 of electricity and (b) is capable of traveling at least thirty miles  
8 using only battery power, the department, county auditor or other  
9 agent, or subagent appointed by the director must require the  
10 applicant to pay a one hundred dollar fee in addition to any other  
11 fees and taxes required by law. The one hundred dollar fee is due  
12 only at the time of annual registration renewal.

13       (2) This section only applies to:

14       (a) A vehicle that is designed to have the capability to drive at  
15 a speed of more than thirty-five miles per hour; and

16       (b) An annual vehicle registration renewal that is due on or  
17 after February 1, 2013.

18       (3)(a) The fee under this section is imposed to provide funds to  
19 mitigate the impact of vehicles on state roads and highways and for  
20 the purpose of evaluating the feasibility of transitioning from a  
21 revenue collection system based on fuel taxes to a road user  
22 assessment system and a funding source to assist in the development  
23 of the electric vehicle charging infrastructure, and is separate and  
24 distinct from other vehicle license fees. Proceeds from the fee must  
25 be used for highway purposes, and must be deposited in the motor  
26 vehicle fund created in RCW 46.68.070, subject to (b) of this  
27 subsection.

28       (b) If in any year the amount of proceeds from the fee collected  
29 under this section exceeds one million dollars, the excess amount  
30 over one million dollars must be deposited as follows:

31       (i) Seventy percent to the motor vehicle fund created in RCW  
32 46.68.070;

33       (ii) Fifteen percent to the transportation improvement account  
34 created in RCW 47.26.084; and

35       (iii) Fifteen percent to the rural arterial trust account created  
36 in RCW 36.79.020.

37       (4)(a) In addition to the fee established in subsection (1) of  
38 this section, before accepting an application for an annual vehicle  
39 registration renewal for a vehicle that both (i) uses at least one  
40 method of propulsion that is capable of being reenergized by an

1 external source of electricity and (ii) is capable of traveling at  
2 least thirty miles using only battery power, the department, county  
3 auditor or other agent, or subagent appointed by the director must  
4 require the applicant to pay a fifty dollar fee.

5 (b) The fee required under (a) of this subsection must be  
6 distributed as follows:

7 (i) The first one hundred thousand dollars raised by the fee in  
8 each year must be deposited into the multimodal transportation  
9 account created in RCW 47.66.070 to repay the transfer made under  
10 section 8 of this act until a total of one million dollars is  
11 deposited into the multimodal transportation account; and

12 (ii) Any remaining amounts must be deposited into the electric  
13 vehicle charging infrastructure account created in section 6 of this  
14 act.

15 (c) This subsection (4) expires July 1, 2027.

16 NEW SECTION. Sec. 8. (1) By July 31, 2015, the state treasurer  
17 must transfer one million dollars from the multimodal transportation  
18 account created in RCW 47.66.070 to the electric vehicle charging  
19 infrastructure account created in section 6 of this act.

20 (2) This section expires July 1, 2027.

21 **Sec. 9.** RCW 43.84.092 and 2014 c 112 s 106, 2014 c 74 s 5, and  
22 2014 c 32 s 6 are each reenacted and amended to read as follows:

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

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

1 this subsection. Refunds or allocations shall occur prior to the  
2 distributions of earnings set forth in subsection (4) of this  
3 section.

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

13 (4) Monthly, the state treasurer shall distribute the earnings  
14 credited to the treasury income account. The state treasurer shall  
15 credit the general fund with all the earnings credited to the  
16 treasury income account except:

17 (a) The following accounts and funds shall receive their  
18 proportionate share of earnings based upon each account's and fund's  
19 average daily balance for the period: The aeronautics account, the  
20 aircraft search and rescue account, the Alaskan Way viaduct  
21 replacement project account, the brownfield redevelopment trust fund  
22 account, the budget stabilization account, the capital vessel  
23 replacement account, the capitol building construction account, the  
24 Cedar River channel construction and operation account, the Central  
25 Washington University capital projects account, the charitable,  
26 educational, penal and reformatory institutions account, the cleanup  
27 settlement account, the Columbia river basin water supply development  
28 account, the Columbia river basin taxable bond water supply  
29 development account, the Columbia river basin water supply revenue  
30 recovery account, the common school construction fund, the community  
31 forest trust account, the county arterial preservation account, the  
32 county criminal justice assistance account, the deferred compensation  
33 administrative account, the deferred compensation principal account,  
34 the department of licensing services account, the department of  
35 retirement systems expense account, the developmental disabilities  
36 community trust account, the diesel idle reduction account, the  
37 drinking water assistance account, the drinking water assistance  
38 administrative account, the drinking water assistance repayment  
39 account, the Eastern Washington University capital projects account,  
40 the Interstate 405 express toll lanes operations account, the



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

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

37 (b) Any state agency that has independent authority over accounts  
38 or funds not statutorily required to be held in the state treasury  
39 that deposits funds into a fund or account in the state treasury  
40 pursuant to an agreement with the office of the state treasurer shall

1 receive its proportionate share of earnings based upon each account's  
2 or fund's average daily balance for the period.

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

6 **Sec. 10.** RCW 43.84.092 and 2014 c 112 s 107, 2014 c 74 s 6, and  
7 2014 c 32 s 7 are each reenacted and amended to read as follows:

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

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

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

36 (4) Monthly, the state treasurer shall distribute the earnings  
37 credited to the treasury income account. The state treasurer shall  
38 credit the general fund with all the earnings credited to the  
39 treasury income account except:

1 (a) The following accounts and funds shall receive their  
2 proportionate share of earnings based upon each account's and fund's  
3 average daily balance for the period: The aeronautics account, the  
4 aircraft search and rescue account, the Alaskan Way viaduct  
5 replacement project account, the brownfield redevelopment trust fund  
6 account, the budget stabilization account, the capital vessel  
7 replacement account, the capitol building construction account, the  
8 Cedar River channel construction and operation account, the Central  
9 Washington University capital projects account, the charitable,  
10 educational, penal and reformatory institutions account, the cleanup  
11 settlement account, the Columbia river basin water supply development  
12 account, the Columbia river basin taxable bond water supply  
13 development account, the Columbia river basin water supply revenue  
14 recovery account, the Columbia river crossing project account, the  
15 common school construction fund, the community forest trust account,  
16 the county arterial preservation account, the county criminal justice  
17 assistance account, the deferred compensation administrative account,  
18 the deferred compensation principal account, the department of  
19 licensing services account, the department of retirement systems  
20 expense account, the developmental disabilities community trust  
21 account, the diesel idle reduction account, the drinking water  
22 assistance account, the drinking water assistance administrative  
23 account, the drinking water assistance repayment account, the Eastern  
24 Washington University capital projects account, the Interstate 405  
25 express toll lanes operations account, the education construction  
26 fund, the education legacy trust account, the election account, the  
27 electric vehicle charging infrastructure account, the energy freedom  
28 account, the energy recovery act account, the essential rail  
29 assistance account, The Evergreen State College capital projects  
30 account, the federal forest revolving account, the ferry bond  
31 retirement fund, the freight mobility investment account, the freight  
32 mobility multimodal account, the grade crossing protective fund, the  
33 public health services account, the high capacity transportation  
34 account, the state higher education construction account, the higher  
35 education construction account, the highway bond retirement fund, the  
36 highway infrastructure account, the highway safety fund, the high  
37 occupancy toll lanes operations account, the hospital safety net  
38 assessment fund, the industrial insurance premium refund account, the  
39 judges' retirement account, the judicial retirement administrative  
40 account, the judicial retirement principal account, the local

1 leasehold excise tax account, the local real estate excise tax  
2 account, the local sales and use tax account, the marine resources  
3 stewardship trust account, the medical aid account, the mobile home  
4 park relocation fund, the motor vehicle fund, the motorcycle safety  
5 education account, the multimodal transportation account, the  
6 multiuse roadway safety account, the municipal criminal justice  
7 assistance account, the natural resources deposit account, the oyster  
8 reserve land account, the pension funding stabilization account, the  
9 perpetual surveillance and maintenance account, the public employees'  
10 retirement system plan 1 account, the public employees' retirement  
11 system combined plan 2 and plan 3 account, the public facilities  
12 construction loan revolving account beginning July 1, 2004, the  
13 public health supplemental account, the public works assistance  
14 account, the Puget Sound capital construction account, the Puget  
15 Sound ferry operations account, the real estate appraiser commission  
16 account, the recreational vehicle account, the regional mobility  
17 grant program account, the resource management cost account, the  
18 rural arterial trust account, the rural mobility grant program  
19 account, the rural Washington loan fund, the site closure account,  
20 the skilled nursing facility safety net trust fund, the small city  
21 pavement and sidewalk account, the special category C account, the  
22 special wildlife account, the state employees' insurance account, the  
23 state employees' insurance reserve account, the state investment  
24 board expense account, the state investment board commingled trust  
25 fund accounts, the state patrol highway account, the state route  
26 number 520 civil penalties account, the state route number 520  
27 corridor account, the state wildlife account, the supplemental  
28 pension account, the Tacoma Narrows toll bridge account, the  
29 teachers' retirement system plan 1 account, the teachers' retirement  
30 system combined plan 2 and plan 3 account, the tobacco prevention and  
31 control account, the tobacco settlement account, the toll facility  
32 bond retirement account, the transportation 2003 account (nickel  
33 account), the transportation equipment fund, the transportation fund,  
34 the transportation improvement account, the transportation  
35 improvement board bond retirement account, the transportation  
36 infrastructure account, the transportation partnership account, the  
37 traumatic brain injury account, the tuition recovery trust fund, the  
38 University of Washington bond retirement fund, the University of  
39 Washington building account, the volunteer firefighters' and reserve  
40 officers' relief and pension principal fund, the volunteer

1 firefighters' and reserve officers' administrative fund, the  
2 Washington judicial retirement system account, the Washington law  
3 enforcement officers' and firefighters' system plan 1 retirement  
4 account, the Washington law enforcement officers' and firefighters'  
5 system plan 2 retirement account, the Washington public safety  
6 employees' plan 2 retirement account, the Washington school  
7 employees' retirement system combined plan 2 and 3 account, the  
8 Washington state health insurance pool account, the Washington state  
9 patrol retirement account, the Washington State University building  
10 account, the Washington State University bond retirement fund, the  
11 water pollution control revolving administration account, the water  
12 pollution control revolving fund, the Western Washington University  
13 capital projects account, the Yakima integrated plan implementation  
14 account, the Yakima integrated plan implementation revenue recovery  
15 account, and the Yakima integrated plan implementation taxable bond  
16 account. Earnings derived from investing balances of the agricultural  
17 permanent fund, the normal school permanent fund, the permanent  
18 common school fund, the scientific permanent fund, the state  
19 university permanent fund, and the state reclamation revolving  
20 account shall be allocated to their respective beneficiary accounts.

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

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

30 NEW SECTION. **Sec. 11.** Sections 6 and 7 of this act take effect  
31 July 1, 2016.

32 NEW SECTION. **Sec. 12.** Section 7 of this act expires on the  
33 effective date of legislation enacted by the legislature that imposes  
34 a vehicle miles traveled fee or tax.

35 NEW SECTION. **Sec. 13.** Section 9 of this act expires on the date  
36 the requirements set out in section 7, chapter 36, Laws of 2012 are  
37 met.

1        NEW SECTION.    **Sec. 14.**    Section 10 of this act takes effect on  
2 the date the requirements set out in section 7, chapter 36, Laws of  
3 2012 are met.

4        NEW SECTION.    **Sec. 15.**    Except for sections 6, 7, and 10 of this  
5 act, this act is necessary for the immediate preservation of the  
6 public peace, health, or safety, or support of the state government  
7 and its existing public institutions, and takes effect July 1, 2015.

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