
HOUSE BILL 2713

State of Washington

64th Legislature

2016 Regular Session

By Representatives Wilson, Van Werven, Caldier, Muri, Griffey, Hayes, Stambaugh, Zeiger, and Walsh

Read first time 01/19/16. Referred to Committee on Appropriations.

1 AN ACT Relating to designating the revenue from the sales and use
2 tax on feminine hygiene products to the women helping women grant
3 program; reenacting and amending RCW 43.84.092; adding a new section
4 to chapter 82.32 RCW; adding new sections to chapter 43.31 RCW; and
5 creating new sections.

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

7 NEW SECTION. **Sec. 1.** This act may be known and cited as the
8 women helping women act.

9 NEW SECTION. **Sec. 2.** The legislature finds that feminine
10 hygiene products are a medical necessity for most females in the
11 state, and that the taxes women pay for feminine hygiene products
12 should be directed to programs directly helping women. Therefore, the
13 legislature intends to direct the sales and use tax for feminine
14 hygiene products to women helping women grants to support services to
15 victims of domestic violence, dating violence, sexual assault and
16 stalking, and the children of victims.

17 NEW SECTION. **Sec. 3.** A new section is added to chapter 82.32
18 RCW to read as follows:

1 (1) By the last workday of the second calendar quarter, the state
2 treasurer must transfer the amount specified in subsection (2) of
3 this section from the general fund to the women helping women account
4 created in section 5 of this act. The first transfer under this
5 subsection (1) must occur by June 30, 2016.

6 (2) By June 15th of each year, the department must estimate the
7 amount of state retail sales and use tax that the general fund would
8 lose if a sales and use tax exemption for feminine hygiene products
9 was enacted and notify the state treasurer of the estimated amount.

10 (3) For the purposes of this section, "feminine hygiene products"
11 means sanitary napkins, tampons, menstrual cups, or any other similar
12 product sold at retail designed specifically to catch menstrual flow
13 either internally or externally.

14 NEW SECTION. **Sec. 4.** A new section is added to chapter 43.31
15 RCW to read as follows:

16 (1) There is established a women helping women grant program
17 within the department of commerce. The program must enhance the
18 capacity of local communities to develop and strengthen effective law
19 enforcement and prosecution strategies to reduce violent crimes
20 against women and to develop and strengthen victim services in cases
21 involving violent crimes against women.

22 (2) Each fiscal year, all funds in the women helping women
23 account created in section 5 of this act must be distributed on a pro
24 rata basis to each county in the state of Washington based upon the
25 population of the county as a percentage of the total population of
26 all Washington state counties. Funds in the women helping women
27 account must be distributed to each county as follows:

28 (a) Fifty percent of the funds must be distributed to local law
29 enforcement agencies; and

30 (b) Fifty percent of the funds must be distributed to local
31 prosecutors.

32 (3) All funds distributed from the women helping women account
33 must be used to provide training, technical assistance, data
34 collection, and other resources for the apprehension, prosecution,
35 and adjudication of persons committing violent crimes against women,
36 and for the protection and safety of victims.

37 NEW SECTION. **Sec. 5.** A new section is added to chapter 43.31
38 RCW to read as follows:

1 The women helping women account is created in the custody of the
2 state treasurer. All receipts from transfers under section 3(1) of
3 this act must be deposited into the account. Expenditures from the
4 account may be used only for the women helping women grant program
5 established under section 4 of this act. Only the director of the
6 department of commerce or the director's designee may authorize
7 expenditures from the account. The account is subject to allotment
8 procedures under chapter 43.88 RCW, but an appropriation is not
9 required for expenditures.

10 **Sec. 6.** RCW 43.84.092 and 2015 3rd sp.s. c 44 s 107 and 2015 3rd
11 sp.s. c 12 s 3 are each reenacted and amended to read as follows:

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

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

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

1 (4) Monthly, the state treasurer shall distribute the earnings
2 credited to the treasury income account. The state treasurer shall
3 credit the general fund with all the earnings credited to the
4 treasury income account except:

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

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

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

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

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

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