
SUBSTITUTE HOUSE BILL 1058

State of Washington 52nd Legislature 1991 Regular Session

By House Committee on Revenue (originally sponsored by Representatives Wang, Holland and Fraser; by request of State Treasurer and Office of Financial Management).

Read first time March 11, 1991.

1 AN ACT Relating to treasurer-managed funds and accounts; amending
2 RCW 70.39.170, 18.08.240, 43.79.330, 43.51.280, 40.14.025, 43.51.310,
3 43.140.030, 28B.14D.040, 46.10.075, 72.72.030, 67.40.040, 28B.10.821,
4 43.88.525, 58.24.060, 82.14.200, 82.14.210, 18.72.390, 43.70.320,
5 18.04.105, 43.79.445, 47.76.030, 43.51.200, 86.26.007, 43.08.250,
6 84.33.041, 43.31A.400, 70.94.656, 18.43.150, 75.52.140, 51.44.170,
7 82.14.320, 43.33A.160, 43.83B.360, 82.14.050, 43.19.610, 27.34.090,
8 82.42.090, 47.68.236, 43.79.201, 70.93.180, 46.08.172, 43.99.040,
9 43.83A.030, 43.99F.030, 28B.10.851, 43.83.020, 28B.30.730, 28B.57.050,
10 43.99.060, 43.83B.030, 43.83C.030, 43.83D.030, 43.83H.030, 43.84.092,
11 28A.515.320, 28A.550.010, 50.16.010, 43.200.080, 70.164.030, 79.90.555,
12 70.94.483, 47.78.010, 22.09.411, 70.47.030, 70.105D.070, 2.14.070,
13 70.170.080, 90.76.100, 70.95.800, 59.21.050, 70.95E.080, 28B.30.741,
14 28B.30.742, 28B.20.810, 28B.14C.060, 43.79A.020, 43.79A.040, 43.08.190,
15 28C.10.082, 43.250.030, 43.185.030, 28B.10.882, 59.22.030, 70.148.020,
16 4.92.220, 4.92.130, 41.40.080, 43.84.051, 43.79.130, 28B.35.751,
17 43.79.110, 28B.20.800, 28B.10.868, 41.05.120, 90.50A.020, 2.14.080,

1 46.68.210, 81.100.070, 28B.20.468, 28B.108.050, 28B.50.837, 41.26.070,
2 28B.108.060, 41.48.065, 41.48.060, 28A.520.020, 2.10.080, and
3 43.160.080; reenacting and amending RCW 74.18.230, 76.04.630,
4 28B.50.360, 28B.35.370, 70.146.030, 90.48.390, 41.24.030, 41.04.260,
5 and 74.18.230; adding a new section to chapter 43.63A RCW; repealing
6 RCW 43.84.090, 43.185.040, 46.09.290, 70.48.120, 43.31.958, 43.99C.040,
7 27.60.060, 28B.31.040, 75.48.030, 28B.56.030, 43.83I.166, 36.22.180,
8 43.79.415, and 79.64.055; providing an effective date; and declaring an
9 emergency.

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

11 **Sec. 1.** RCW 70.39.170 and 1985 c 57 s 67 are each amended to read
12 as follows:

13 The commission shall biennially prepare a budget which shall
14 include its estimated income and expenditures for administration and
15 operation for the biennium, to be submitted to the governor for
16 transmittal to the legislature for approval.

17 Expenses of the commission shall be financed by assessment against
18 hospitals in an amount to be determined biennially by the commission,
19 but not to exceed four one-hundredths of one percent of each hospital's
20 gross operating costs to be levied and collected (~~from and after July~~
21 ~~1, 1973~~) for the provision of hospital services for its last fiscal
22 year ending on or before June 30th of the preceding calendar year.
23 Budgetary requirements in excess of that limit may be financed by a
24 general fund appropriation by the legislature. All moneys collected are
25 to be deposited by the state treasurer in the hospital commission
26 account which is hereby created in the state treasury. (~~All earnings~~
27 ~~of investments of balances in the hospital commission account shall be~~
28 ~~credited to the general fund.~~)

1 Any amounts raised by the collection of assessments from hospitals
2 provided for in this section which are not required to meet
3 appropriations in the budget act for the current fiscal year shall be
4 available to the commission in succeeding years.

5 **Sec. 2.** RCW 18.08.240 and 1985 c 57 s 4 are each amended to read
6 as follows:

7 There is established in the state treasury the architects' license
8 account, into which all fees paid pursuant to this chapter shall be
9 paid. (~~All earnings of investments of balances in the architects'
10 license account shall be credited to the general fund.~~)

11 **Sec. 3.** RCW 43.79.330 and 1985 c 57 s 38 are each amended to read
12 as follows:

13 All moneys to the credit of the following state funds on the first
14 day of August, 1955, and all moneys thereafter paid to the state
15 treasurer for or to the credit of such funds, are hereby transferred to
16 the following accounts in the state treasury, the creation of which is
17 hereby authorized:

18 (1) Capitol building construction fund moneys, to the capitol
19 building construction account;

20 (2) Cemetery fund moneys, to the cemetery account;

21 (3) Feed and fertilizer fund moneys, to the feed and fertilizer
22 account;

23 (4) Forest development fund moneys, to the forest development
24 account;

25 (5) Harbor improvement fund moneys, to the harbor improvement
26 account;

27 (6) Millersylvania Park current fund moneys, to the Millersylvania
28 Park current account;

1 (7) Puget Sound pilotage fund moneys, to the Puget Sound pilotage
2 account;

3 (8) Real estate commission fund moneys, to the real estate
4 commission account;

5 (9) Reclamation revolving fund moneys, to the reclamation revolving
6 account;

7 (10) University of Washington building fund moneys, to the
8 University of Washington building account; and

9 (11) State College of Washington building fund moneys, to the
10 Washington State University building account((;

11 ~~(12) All earnings of investments of balances in the capitol
12 building construction account, the cemetery account, the feed and
13 fertilizer account, the harbor improvement account, the Millersylvania
14 Park current account, the Puget Sound pilotage account, the real estate
15 commission account, and the reclamation revolving account shall be
16 credited to the general fund; and~~

17 ~~(13) Except as provided in RCW 43.84.090, all earnings of
18 investments of balances in the forest development account, the
19 University of Washington building account, and the Washington State
20 University building account shall be credited to these respective
21 accounts)).~~

22 **Sec. 4.** RCW 43.51.280 and 1987 c 466 s 2 are each amended to read
23 as follows:

24 There is hereby created the trust land purchase account in the
25 state treasury. Any revenues accruing to this account shall be used
26 for the purchase of the property described in RCW 43.51.270(3)(a), to
27 include all reasonable costs of acquisition, and a fee interest or such
28 other interest in state trust lands presently used for park purposes as
29 the state parks and recreation commission shall determine and to

1 reimburse the state parks and recreation commission for the cost of
2 collecting such fees beginning with the 1973-75 fiscal biennium. Any
3 funds remaining in the account shall be used for the renovation and
4 redevelopment of state park structures and facilities to extend the
5 original life expectancy or correct damage to the environment of state
6 parks and for the maintenance and operation of state parks in the 1981-
7 83 biennium. Thereafter, the funds shall not be used for such purposes
8 until the money in the account satisfies the payment required to be
9 made in the contract for sale of lands in RCW 43.51.270(2), the
10 acquisition of the property described in RCW 43.51.270(3)(a), those
11 amounts necessary to pay for the remaining trust assets of timber
12 situated on the lands described in RCW 43.51.270(2), and for the
13 acquisition of the property described in RCW 43.51.270(3) (b), (c),
14 (d), and (e) and 43.51.270(4) on a schedule satisfactory to the board
15 of natural resources. Payments may be delayed for property described
16 in RCW 43.51.270(3) (b), (c), (d), and (e) until the existing contract
17 for purchase of lands in RCW 43.51.270(2) has been paid off. Payments
18 for the property in RCW 43.51.270(4) may be delayed until contracts for
19 purchase of lands and timber described in RCW 43.51.270 (2) and (3)
20 have been paid off. Payments from the account for those parcels
21 included in RCW 43.51.270(4) shall be established on a schedule which
22 is mutually acceptable to the board of natural resources and the parks
23 and recreation commission. (~~All earnings of investments of balances
24 in the trust land purchase account shall be credited to the general
25 fund.~~)

26 **Sec. 5.** RCW 40.14.025 and 1985 c 57 s 22 are each amended to read
27 as follows:

28 The secretary of state and the director of financial management
29 shall jointly establish a schedule of fees and charges governing the

1 services provided by the division of archives and records management to
2 other state agencies, offices, departments, and other entities. The
3 schedule shall be determined such that the fees and charges will
4 provide the division with funds to meet its anticipated expenditures
5 during any allotment period.

6 There is created the archives and records management account in the
7 state treasury which shall consist of all fees and charges collected
8 under this section. The account shall be appropriated exclusively for
9 use by the secretary of state for the payment of costs and expenses
10 incurred in the operation of the division of archives and records
11 management. ~~((All earnings of investments of balances in the archives
12 and records management account shall be credited to the general fund.))~~

13 **Sec. 6.** RCW 43.51.310 and 1985 c 57 s 35 are each amended to read
14 as follows:

15 There is hereby created the winter recreational program account in
16 the state treasury. Special winter recreational area parking permit
17 fees collected under this chapter shall be remitted to the state
18 treasurer to be deposited in the winter recreational program account
19 and shall be appropriated only to the commission for nonsnowmobile
20 winter recreation purposes including the administration, acquisition,
21 development, operation, planning, and maintenance of winter recreation
22 facilities and the development and implementation of winter recreation,
23 safety, enforcement, and education programs. The commission may accept
24 gifts, grants, donations, or moneys from any source for deposit in the
25 winter recreational program account. ~~((All earnings of investments of
26 balances in the winter recreational program account shall be credited
27 to the general fund.))~~

28 Any public agency in this state may develop and implement winter
29 recreation programs. The commission may make grants to public agencies

1 and contract with any public or private agency or person to develop and
2 implement winter recreation programs.

3 **Sec. 7.** RCW 43.140.030 and 1985 c 57 s 58 are each amended to read
4 as follows:

5 There is created the geothermal account in the state treasury. All
6 expenditures from this account are subject to appropriation and chapter
7 43.88 RCW. (~~All earnings of investments of balances in the geothermal~~
8 ~~account shall be credited to the general fund.~~)

9 All revenues received by the state treasurer under section 35 of
10 the Mineral Lands Leasing Act of 1920, as amended (30 U.S.C. Sec. 191),
11 with respect to activities of the United States bureau of land
12 management undertaken pursuant to the Geothermal Steam Act of 1970 (30
13 U.S.C. Sec. 1001 et. seq.) shall be deposited in the geothermal account
14 in the state treasury immediately upon receipt.

15 **Sec. 8.** RCW 28B.14D.040 and 1985 c 57 s 13 are each amended to
16 read as follows:

17 (~~Except for that portion of the proceeds required to pay bond~~
18 ~~anticipation notes under RCW 28B.14D.020,~~) The proceeds from the sale
19 of the bonds (~~and bond anticipation notes~~) authorized in this
20 chapter, together with all grants, donations, transferred funds, and
21 all other moneys which the state finance committee or the board of
22 regents or board of trustees of any of the state institutions of higher
23 education may direct the state treasurer to deposit therein, shall be
24 deposited in the higher education construction account hereby created
25 in the state treasury. (~~All earnings of investments of balances in~~
26 ~~the higher education construction account shall be credited to the~~
27 ~~general fund.~~)

1 **Sec. 9.** RCW 46.10.075 and 1985 c 57 s 61 are each amended to read
2 as follows:

3 There is created a snowmobile account within the state treasury.
4 Snowmobile registration fees, monetary civil penalties from snowmobile
5 dealers, and snowmobile fuel tax moneys collected under this chapter
6 and in excess of the amounts fixed for the administration of the
7 registration and fuel tax provisions of this chapter shall be deposited
8 in the snowmobile account and shall be appropriated only to the state
9 parks and recreation commission for the administration and coordination
10 of this chapter. (~~All earnings of investments of balances in the~~
11 ~~snowmobile account shall be credited to the general fund.~~)

12 **Sec. 10.** RCW 72.72.030 and 1985 c 57 s 71 are each amended to read
13 as follows:

14 (1) There is hereby created, in the state treasury, an
15 institutional impact account. The secretary of social and health
16 services may reimburse political subdivisions for criminal justice
17 costs incurred directly as a result of crimes committed by offenders
18 residing in an institution as defined herein under the jurisdiction of
19 the secretary of social and health services. Such reimbursement shall
20 be made to the extent funds are available from the institutional impact
21 account. Reimbursements shall be limited to law enforcement,
22 prosecutorial, judicial, and jail facilities costs which are documented
23 to be strictly related to the criminal activities of the offender.

24 (2) The secretary of corrections may reimburse political
25 subdivisions for criminal justice costs incurred directly as a result
26 of crimes committed by offenders residing in an institution as defined
27 herein under the jurisdiction of the secretary of corrections. Such
28 reimbursement shall be made to the extent funds are available from the
29 institutional impact account. Reimbursements shall be limited to law

1 enforcement, prosecutorial, judicial, and jail facilities costs which
2 are documented to be strictly related to the criminal activities of the
3 offender.

4 ~~((3) All earnings of investments of balances in the institutional
5 impact account shall be credited to the general fund.))~~

6 **Sec. 11.** RCW 67.40.040 and 1990 c 181 s 2 are each amended to read
7 as follows:

8 (1) The proceeds from the sale of the bonds authorized in RCW
9 67.40.030, ~~((earnings from the investment of the proceeds,))~~ proceeds
10 of the tax imposed under RCW 67.40.090, and all other moneys received
11 by the state convention and trade center from any public or private
12 source which are intended to fund the acquisition, design,
13 construction, expansion, exterior cleanup and repair of the Eagles
14 building, conversion of various retail and other space to meeting
15 rooms, purchase of the land and building known as the McKay Parcel,
16 development of low-income housing, or renovation of the center, shall
17 be deposited in the state convention and trade center account hereby
18 created in the state treasury and in such subaccounts as are deemed
19 appropriate by the directors of the corporation.

20 (2) ~~((Seventy-five percent of the income from the investment of the
21 corporation's funds deposited in the account, including interest earned
22 thereon, before and after May 10, 1985, shall be credited against any
23 future borrowings by the state convention and trade center corporation
24 from the general fund for debt service or otherwise at the time such
25 funds are needed after July 1, 1987.~~

26 ~~(3))~~ Moneys in the account, including unanticipated revenues under
27 RCW 43.79.270, shall be used exclusively for the following purposes in
28 the following priority:

1 (a) For reimbursement of the state general fund under RCW
2 67.40.060;

3 (b) After appropriation by statute:

4 (i) For payment of expenses incurred in the issuance and sale of
5 the bonds issued under RCW 67.40.030;

6 (ii) For acquisition, design, and construction of the state
7 convention and trade center; and

8 (iii) For reimbursement of any expenditures from the state general
9 fund in support of the state convention and trade center; and

10 (c) For transfer to the state convention and trade center
11 operations account.

12 ~~((4))~~ (3) The corporation shall identify with specificity those
13 facilities of the state convention and trade center that are to be
14 financed with proceeds of general obligation bonds, the interest on
15 which is intended to be excluded from gross income for federal income
16 tax purposes. The corporation shall not permit the extent or manner of
17 private business use of those bond-financed facilities to be
18 inconsistent with treatment of such bonds as governmental bonds under
19 applicable provisions of the Internal Revenue Code of 1986, as amended.

20 **Sec. 12.** RCW 28B.10.821 and 1985 c 57 s 10 are each amended to
21 read as follows:

22 The state educational grant account is hereby established in the
23 state treasury. The commission shall deposit refunds and recoveries of
24 student financial aid funds expended in prior biennia in such account.
25 Expenditures from such account shall be for financial aid to needy or
26 disadvantaged students. ~~((All earnings of investments of balances in
27 the state educational grant account shall be credited to the general
28 fund.))~~

1 **Sec. 13.** RCW 43.88.525 and 1985 c 57 s 52 are each amended to read
2 as follows:

3 A budget stabilization account is hereby created as an account in
4 the state treasury for the purposes set forth in RCW 43.88.520 through
5 43.88.540. There shall be deposited into the stabilization account the
6 revenues described in RCW 43.88.530 and such other amounts as the
7 legislature may from time to time direct to be deposited in the
8 account. The governor's biennial budget document (~~((for the 1983-85~~
9 ~~biennium and for each succeeding biennium))~~) shall contain a request for
10 necessary transfers from the general fund to the budget stabilization
11 account of those revenues identified in RCW 43.88.530. (~~((All earnings~~
12 ~~of investments of balances in the budget stabilization account shall be~~
13 ~~credited to the general fund.))~~)

14 **Sec. 14.** RCW 58.24.060 and 1987 c 466 s 8 are each amended to read
15 as follows:

16 There is created in the state treasury the surveys and maps account
17 which shall be a separate account consisting of funds received or
18 collected under chapters 58.22 and 58.24 RCW, moneys appropriated to it
19 by law. This account shall be used exclusively by the department of
20 natural resources for carrying out the purposes and provisions of
21 chapters 58.22 and 58.24 RCW. Appropriations from the account shall be
22 expended for no other purposes. (~~((All earnings of investments of~~
23 ~~balances in the surveys and maps account shall be credited to the~~
24 ~~general fund.))~~)

25 **Sec. 15.** RCW 82.14.200 and 1990 c 42 s 313 are each amended to
26 read as follows:

27 There is created in the state treasury a special account to be
28 known as the "county sales and use tax equalization account." Into

1 this account shall be placed a portion of all motor vehicle excise tax
2 receipts as provided in RCW 82.44.110(6). Funds in this account shall
3 be allocated by the state treasurer according to the following
4 procedure:

5 (1) Prior to April 1st of each year the director of revenue shall
6 inform the state treasurer of the total and the per capita levels of
7 revenues for the unincorporated area of each county and the state-wide
8 weighted average per capita level of revenues for the unincorporated
9 areas of all counties imposing the sales and use tax authorized under
10 RCW 82.14.030(1) for the previous calendar year.

11 (2) At such times as distributions are made under RCW 82.44.150, as
12 now or hereafter amended, the state treasurer shall apportion to each
13 county imposing the sales and use tax under RCW 82.14.030(1) at the
14 maximum rate and receiving less than one hundred fifty thousand dollars
15 from the tax for the previous calendar year, an amount from the county
16 sales and use tax equalization account sufficient, when added to the
17 amount of revenues received the previous calendar year by the county,
18 to equal one hundred fifty thousand dollars.

19 The department of revenue shall establish a governmental price
20 index as provided in this subsection. The base year for the index
21 shall be the end of the third quarter of 1982. Prior to November 1,
22 1983, and prior to each November 1st thereafter, the department of
23 revenue shall establish another index figure for the third quarter of
24 that year. The department of revenue may use the implicit price
25 deflators for state and local government purchases of goods and
26 services calculated by the United States department of commerce to
27 establish the governmental price index. Beginning on January 1, 1984,
28 and each January 1st thereafter, the one hundred fifty thousand dollar
29 base figure in this subsection shall be adjusted in direct proportion
30 to the percentage change in the governmental price index from 1982

1 until the year before the adjustment. Distributions made under this
2 subsection for 1984 and thereafter shall use this adjusted base amount
3 figure.

4 (3) Subsequent to the distributions under subsection (2) of this
5 section and at such times as distributions are made under RCW
6 82.44.150, as now or hereafter amended, the state treasurer shall
7 apportion to each county imposing the sales and use tax under RCW
8 82.14.030(1) at the maximum rate and receiving less than seventy
9 percent of the state-wide weighted average per capita level of revenues
10 for the unincorporated areas of all counties as determined by the
11 department of revenue under subsection (1) of this section, an amount
12 from the county sales and use tax equalization account sufficient, when
13 added to the per capita level of revenues for the unincorporated area
14 received the previous calendar year by the county, to equal seventy
15 percent of the state-wide weighted average per capita level of revenues
16 for the unincorporated areas of all counties determined under
17 subsection (1) of this section, subject to reduction under subsections
18 (6) and (7) of this section. When computing distributions under this
19 section, any distribution under subsection (2) of this section shall be
20 considered revenues received from the tax imposed under RCW
21 82.14.030(1) for the previous calendar year.

22 (4) Subsequent to the distributions under subsection (3) of this
23 section and at such times as distributions are made under RCW
24 82.44.150, as now or hereafter amended, the state treasurer shall
25 apportion to each county imposing the sales and use tax under RCW
26 82.14.030(2) at the maximum rate and receiving a distribution under
27 subsection (2) of this section, a third distribution from the county
28 sales and use tax equalization account. The distribution to each
29 qualifying county shall be equal to the distribution to the county
30 under subsection (2) of this section, subject to the reduction under

1 subsections (6) and (7) of this section. To qualify for the total
2 distribution under this subsection, the county must impose the tax
3 under RCW 82.14.030(2) for the entire calendar year. Counties imposing
4 the tax for less than the full year shall qualify for prorated
5 allocations under this subsection proportionate to the number of months
6 of the year during which the tax is imposed.

7 (5) Subsequent to the distributions under subsection (4) of this
8 section and at such times as distributions are made under RCW
9 82.44.150, as now or hereafter amended, the state treasurer shall
10 apportion to each county imposing the sales and use tax under RCW
11 82.14.030(2) at the maximum rate and receiving a distribution under
12 subsection (3) of this section, a fourth distribution from the county
13 sales and use tax equalization account. The distribution to each
14 qualifying county shall be equal to the distribution to the county
15 under subsection (3) of this section, subject to the reduction under
16 subsections (6) and (7) of this section. To qualify for the
17 distributions under this subsection, the county must impose the tax
18 under RCW 82.14.030(2) for the entire calendar year. Counties imposing
19 the tax for less than the full year shall qualify for prorated
20 allocations under this subsection proportionate to the number of months
21 of the year during which the tax is imposed.

22 (6) Revenues distributed under this section in any calendar year
23 shall not exceed an amount equal to seventy percent of the state-wide
24 weighted average per capita level of revenues for the unincorporated
25 areas of all counties during the previous calendar year. If
26 distributions under subsections (3) through (5) of this section cannot
27 be made because of this limitation, then distributions under
28 subsections (3) through (5) of this section shall be reduced ratably
29 among the qualifying counties.

1 (7) If inadequate revenues exist in the county sales and use tax
2 equalization account to make the distributions under subsections (3)
3 through (5) of this section, then the distributions under subsections
4 (3) through (5) of this section shall be reduced ratably among
5 the qualifying counties. At such time during the year as additional
6 funds accrue to the county sales and use tax equalization account,
7 additional distributions shall be made under subsections (3) through
8 (5) of this section to the counties.

9 (8) If the level of revenues in the county sales and use tax
10 equalization account exceeds the amount necessary to make the
11 distributions under subsections (2) through (5) of this section, then
12 the additional revenues shall be credited and transferred to the state
13 general fund.

14 ~~((9) All earnings of investments of balances in the county sales
15 and use tax equalization account shall be credited to the general
16 fund.))~~

17 **Sec. 16.** RCW 82.14.210 and 1990 2nd ex.s. c 1 s 701 are each
18 amended to read as follows:

19 There is created in the state treasury a special account to be
20 known as the "municipal sales and use tax equalization account." Into
21 this account shall be placed such revenues as are provided under RCW
22 82.44.110(5). Funds in this account shall be allocated by the state
23 treasurer according to the following procedure:

24 (1) Prior to January 1st of each year the department of revenue
25 shall determine the total and the per capita levels of revenues for
26 each city and the state-wide weighted average per capita level of
27 revenues for all cities imposing the sales and use tax authorized under
28 RCW 82.14.030(1) for the previous calendar year.

1 (2) At such times as distributions are made under RCW 82.44.150,
2 the state treasurer shall apportion to each city not imposing the sales
3 and use tax under RCW 82.14.030(2) an amount from the municipal sales
4 and use tax equalization account equal to the amount distributed to the
5 city under RCW 82.44.155, multiplied by thirty-five sixty-fifths.

6 (3) Subsequent to the distributions under subsection (2) of this
7 section, and at such times as distributions are made under RCW
8 82.44.150, the state treasurer shall apportion to each city imposing
9 the sales and use tax under RCW 82.14.030(1) at the maximum rate and
10 receiving less than seventy percent of the state-wide weighted average
11 per capita level of revenues for all cities as determined by the
12 department of revenue under subsection (1) of this section, an amount
13 from the municipal sales and use tax equalization account sufficient,
14 when added to the per capita level of revenues received the previous
15 calendar year by the city, to equal seventy percent of the state-wide
16 weighted average per capita level of revenues for all cities determined
17 under subsection (1) of this section, subject to reduction under
18 subsection (6) of this section.

19 (4) Subsequent to the distributions under subsection (3) of this
20 section, and at such times as distributions are made under RCW
21 82.44.150, the state treasurer shall apportion to each city imposing
22 the sales and use tax under RCW 82.14.030(2) at the maximum rate and
23 receiving a distribution under subsection (3) of this section, a third
24 distribution from the municipal sales and use tax equalization account.
25 The distribution to each qualifying city shall be equal to the
26 distribution to the city under subsection (3) of this section, subject
27 to the reduction under subsection (6) of this section. To qualify for
28 the distributions under this subsection, the city must impose the tax
29 under RCW 82.14.030(2) for the entire calendar year. Cities imposing
30 the tax for less than the full year shall qualify for prorated

1 allocations under this subsection proportionate to the number of months
2 of the year during which the tax is imposed.

3 (5) For a city with an official incorporation date after January 1,
4 1990, municipal sales and use tax equalization distributions shall be
5 made according to the procedures in this subsection. Municipal sales
6 and use tax equalization distributions to eligible new cities shall be
7 made at the same time as distributions are made under subsections (3)
8 and (4) of this section. The department of revenue shall follow the
9 estimating procedures outlined in this subsection until the new city
10 has received a full year's worth of revenues under RCW 82.14.030(1) as
11 of the January municipal sales and use tax equalization distribution.

12 (a) Whether a newly incorporated city determined to receive funds
13 under this subsection receives its first equalization payment at the
14 January, April, July, or October municipal sales and use tax
15 equalization distribution shall depend on the date the city first
16 imposes the tax authorized under RCW 82.14.030(1).

17 (i) A newly incorporated city imposing the tax authorized under RCW
18 82.14.030(1) effective as of January 1st shall be eligible to receive
19 funds under this subsection beginning with the April municipal sales
20 and use tax equalization distribution of that year.

21 (ii) A newly incorporated city imposing the tax authorized under
22 RCW 82.14.030(1) effective as of February 1st, March 1st, or April 1st
23 shall be eligible to receive funds under this subsection beginning with
24 the July municipal sales and use tax equalization distribution of that
25 year.

26 (iii) A newly incorporated city imposing the tax authorized under
27 RCW 82.14.030(1) effective as of May 1st, June 1st, or July 1st shall
28 be eligible to receive funds under this subsection beginning with the
29 October municipal sales and use tax equalization distribution of that
30 year.

1 (iv) A newly incorporated city imposing the tax authorized under
2 RCW 82.14.030(1) effective as of August 1st, September 1st, or October
3 1st shall be eligible to receive funds under this subsection beginning
4 with the January municipal sales and use tax equalization distribution
5 of the next year.

6 (v) A newly incorporated city imposing the tax authorized under RCW
7 82.14.030(1) effective as of November 1st or December 1st shall be
8 eligible to receive funds under this subsection beginning with the
9 April municipal sales and use tax equalization distribution of the next
10 year.

11 (b) For purposes of calculating the amount of funds the new city
12 should receive under this subsection, the department of revenue shall:

13 (i) Estimate the per capita amount of revenues from the tax
14 authorized under RCW 82.14.030(1) that the new city would have received
15 had the city received revenues from the tax the entire calendar year;

16 (ii) Calculate the amount provided under subsection (3) of this
17 section based on the per capita revenues determined under (b)(i) of
18 this subsection;

19 (iii) Prorate the amount determined under (b)(ii) of this
20 subsection by the number of months the tax authorized under RCW
21 82.14.030(1) is imposed.

22 (c) A new city imposing the tax under RCW 82.14.030(2) at the
23 maximum rate and receiving a distribution calculated under (b) of this
24 subsection shall receive another distribution from the municipal sales
25 and use tax equalization account. This distribution shall be equal to
26 the calculation made under (b)(ii) of this subsection, prorated by the
27 number of months the city imposes the tax authorized under RCW
28 82.14.030(2) at the full rate.

29 (d) The department of revenue shall advise the state treasurer of
30 the amounts calculated under (b) and (c) of this subsection and the

1 state treasurer shall distribute these amounts to the new city from the
2 municipal sales and use tax equalization account subject to the
3 limitations imposed in subsection (6) of this section.

4 (e) Revenues estimated under this subsection shall not affect the
5 calculation of the state-wide weighted average per capita level of
6 revenues for all cities made under subsection (1) of this section.

7 (6) If inadequate revenues exist in the municipal sales and use tax
8 equalization account to make the distributions under subsection (3),
9 (4), or (5) of this section, then the distributions under subsections
10 (3), (4), and (5) of this section shall be reduced ratably among the
11 qualifying cities. At such time during the year as additional funds
12 accrue to the municipal sales and use tax equalization account,
13 additional distributions shall be made under subsections (3), (4), and
14 (5) of this section to the cities.

15 (7) If the level of revenues in the municipal sales and use tax
16 equalization account exceeds the amount necessary to make the
17 distributions under subsections (2) through (5) of this section, then
18 the additional revenues shall be apportioned among the several cities
19 within the state ratably on the basis of population as last determined
20 by the office of financial management: PROVIDED, That no such
21 distribution shall be made to those cities receiving a distribution
22 under subsection (2) of this section.

23 ~~((8) All earnings of investments of balances in the municipal
24 sales and use tax equalization account shall be credited to the general
25 fund.))~~

26 **Sec. 17.** RCW 18.72.390 and 1985 c 57 s 6 are each amended to read
27 as follows:

28 Because it is the express purpose of this chapter to protect the
29 public health and to provide for a public agency to act as a

1 disciplinary body for members of the medical profession licensed to
2 practice medicine and surgery in this state, and because the health and
3 well-being of the people of this state are of paramount importance,
4 there is hereby created an account in the state treasury to be known as
5 the medical disciplinary account. All assessments, fines, and other
6 funds collected or received pursuant to this chapter shall be deposited
7 in the medical disciplinary account and used to administer and
8 implement this chapter. (~~All earnings of investments of balances in
9 the medical disciplinary account shall be credited to the general
10 fund.~~)

11 **Sec. 18.** RCW 43.70.320 and 1985 c 57 s 29 are each amended to read
12 as follows:

13 There is created in the state treasury an account to be known as
14 the health professions account. All fees received by the department
15 for health professions licenses, registration, certifications,
16 renewals, or examinations shall be forwarded to the state treasurer who
17 shall credit such moneys to the health professions account. All
18 expenses incurred in carrying out the health professions licensing
19 activities of the department shall be paid from the account as
20 authorized by legislative appropriation. Any residue in the account
21 shall be accumulated and shall not revert to the general fund at the
22 end of the biennium. (~~All earnings of investments of balances in the
23 health professions account shall be credited to the general fund.~~)

24 The director shall biennially prepare a budget request based on the
25 anticipated costs of administering the health professions licensing
26 activities of the department which shall include the estimated income
27 from health professions fees.

1 **Sec. 19.** RCW 74.18.230 and 1985 c 97 s 2 and 1985 c 57 s 72 are
2 each reenacted and amended to read as follows:

3 (1) There is established in the state treasury an account known as
4 the business enterprises revolving account.

5 (2) The net proceeds from any vending machine operation in a public
6 building, other than an operation managed by a licensee, shall be made
7 payable to the business enterprises revolving fund. Net proceeds, for
8 purposes of this section, means the gross amount received less the
9 costs of the operation, including a fair minimum return to the vending
10 machine owner, which return shall not exceed a reasonable amount to be
11 determined by the department.

12 (3) All moneys in the business enterprises revolving fund shall be
13 expended only for development and expansion of locations, equipment,
14 management services, and payments to licensees in the business
15 enterprises program.

16 (4) The business enterprises program shall be supported by the
17 business enterprises revolving fund and by income which may accrue to
18 the department pursuant to the federal Randolph-Sheppard Act.

19 (5) Vocational rehabilitation funds may be spent in connection with
20 the business enterprises program for training persons to become
21 licensees and for other services that are required to complete an
22 individual written rehabilitation program.

23 (~~(6) All earnings of investments of balances in the business~~
24 ~~enterprises revolving account shall be credited to the business~~
25 ~~enterprises revolving account.))~~)

26 **Sec. 20.** RCW 18.04.105 and 1986 c 295 s 6 are each amended to read
27 as follows:

28 (1) The certificate of "certified public accountant" shall be
29 granted by the board to any person:

1 (a) Who is of good character. Good character, for purposes of this
2 section, means lack of a history of dishonest or felonious acts. The
3 board may refuse to grant a certificate on the ground of failure to
4 satisfy this requirement only if there is a substantial connection
5 between the lack of good character of the applicant and the
6 professional responsibilities of a licensee and if the finding by the
7 board of lack of good character is supported by a preponderance of
8 evidence. When an applicant is found to be unqualified for a
9 certificate because of a lack of good character, the board shall
10 furnish the applicant a statement containing the findings of the board
11 and a notice of the applicant's right of appeal;

12 (b) Who has met such educational standards established by rule as
13 the board determines to be appropriate; and

14 (c) Who has passed a written examination in accounting, auditing,
15 and related subjects the board determines to be appropriate.

16 (2) The examination described in subsection (1)(c) of this section
17 shall be held by the board and shall take place as often as the board
18 determines to be desirable, but at least once a year. The board may
19 use all or any part of the examination or grading service of the
20 American Institute of Certified Public Accountants or National
21 Association of State Boards of Accountancy to assist it in performing
22 its duties under this chapter.

23 (3) The board may, by rule, provide for granting credit to a person
24 for satisfactory completion of a written examination in any one or more
25 of the subjects specified in subsection (1)(c) of this section given by
26 the licensing authority in any other state. These rules shall include
27 requirements the board determines to be appropriate in order that any
28 examination approved as a basis for any credit shall, in the judgment
29 of the board, be at least as thorough as the most recent examination
30 given by the board at the time credit is granted.

1 (4) The board may, by rule, prescribe the terms and conditions
2 under which a person who passes the examination in one or more of the
3 subjects indicated in subsection (1)(c) of this section may be
4 reexamined in only the remaining subjects, giving credit for the
5 subjects previously passed. It may also provide by rule for a
6 reasonable waiting period for a person's reexamination in a subject he
7 or she has failed. A person is entitled to any number of
8 reexaminations, subject to this subsection and any other rules adopted
9 by the board.

10 (5) A person passing the examination in any one or more subjects
11 specified in subsection (1)(c) of this section shall meet the
12 educational requirements of subsection (1)(b) of this section in effect
13 on the date the person successfully completes the requirements of
14 subsection (1)(c) of this section. The board may provide, by rule, for
15 exceptions to prevent what it determines to be undue hardship to
16 applicants.

17 (6) The board shall charge each applicant an examination fee for
18 the initial examination under subsection (1) of this section, or for
19 reexamination under subsection (4) of this section for each subject in
20 which the applicant
21 is reexamined. The applicable fee shall be paid by the person at the
22 time he or she applies for examination, reexamination, or evaluation of
23 educational qualifications. Fees for examination, reexamination, or
24 evaluation of educational qualifications shall be determined by the
25 board under chapter 18.04 RCW. There is established in the state
26 treasury an account to be known as the certified public accountants'
27 account. All fees received from candidates to take any or all sections
28 of the certified public accountant examination shall be used only for
29 costs related to the examination. (~~All earnings of investments of~~

1 ~~balances in the certified public accountants' account shall be credited~~
2 ~~to the general fund.))~~

3 (7) Persons who on June 30, 1986, held certified public accountant
4 certificates previously issued under the laws of this state shall not
5 be required to obtain additional certificates under this chapter, but
6 shall otherwise be subject to this chapter. Certificates previously
7 issued shall, for all purposes, be considered certificates issued under
8 this chapter and subject to its provisions.

9 (8) Persons who held qualifications as licensed public accountants
10 but who do not hold annual permits to practice on July 1, 1983, are not
11 entitled to engage in the practice of public accounting under this
12 chapter. No person shall use the term "licensed public accountant" or
13 the designation "LPA."

14 (9) A certificate of a "certified public accountant" under this
15 chapter is issued on a biennial basis with renewal subject to
16 requirements of continuing professional education and payment of fees,
17 prescribed by the board.

18 (10) The board shall adopt rules providing for continuing
19 professional education for certified public accountants. The rules
20 shall:

21 (a) Provide that a certified public accountant holding a
22 certificate on July 1, 1986, shall verify to the board that he or she
23 has completed at least ten days or an accumulation of eighty hours of
24 continuing professional education during the last two-year period to
25 maintain the certificate;

26 (b) Establish continuing professional education requirements;

27 (c) Establish when newly certificated public accountants shall
28 verify that they have completed the required continuing professional
29 education; and

1 (d) Establish proceedings for revocation, suspension, and
2 reinstatement of certificates for failure to meet the continuing
3 professional education requirement.

4 (11) Failure to furnish verification of the completion of the
5 continuing professional education requirement constitutes grounds for
6 revocation, suspension, or failure to renew the certificate, unless the
7 board determines that the failure was due to reasonable cause or
8 excusable neglect.

9 **Sec. 21.** RCW 43.79.445 and 1986 c 31 s 2 are each amended to read
10 as follows:

11 There is established an account in the state treasury referred to
12 as the "death investigations' account" which shall exist for the
13 purpose of receiving, holding, investing, and disbursing funds
14 appropriated or provided in section 20, chapter 16, Laws of 1983 1st
15 ex. sess. and any moneys appropriated or otherwise provided thereafter.
16 (~~All earnings of investments of balances in the death investigations'~~
17 ~~account shall be credited to the general fund.~~)

18 Moneys in the death investigations' account shall be disbursed by
19 the state treasurer once every year on December 31 and at any other
20 time determined by the treasurer. The (~~above-mentioned entities and~~
21 ~~individuals~~) Washington state patrol, board on prosecutor training
22 standards and education, death investigation council, state toxicology
23 laboratory, county coroners, and medical examiners may submit billings
24 to the state treasurer prior to December 31. The University of
25 Washington may also submit billings for amounts not to exceed thirty-
26 five thousand dollars per twelve-month period for the fellowship
27 program in forensic pathology under RCW 28B.20.426 and the state
28 treasurer shall make such payments for the fellowship program in
29 forensic pathology under RCW 28B.20.426.

1 **Sec. 22.** RCW 47.76.030 and 1990 c 43 s 11 are each amended to read
2 as follows:

3 (1) The essential rail assistance account is hereby created in the
4 state treasury. Moneys in the account may be appropriated only for the
5 purposes specified in this section.

6 (2) Moneys appropriated from the account to the department of
7 transportation may be distributed by the department to first class
8 cities, county rail districts and port districts for the purpose of:

9 (a) Acquiring, maintaining, or improving branch rail lines;

10 (b) Operating railroad equipment necessary to maintain essential
11 rail service;

12 (c) Construction of transloading facilities to increase business on
13 light density lines or to mitigate the impacts of abandonment; or

14 (d) Preservation, including operation, of viable light density
15 lines, as identified by the Washington state department of
16 transportation, in compliance with this chapter.

17 (3) First class cities, county rail districts and port districts
18 may grant franchises to private railroads for the right to operate on
19 lines acquired, repaired, or improved under this chapter.

20 (4) If rail lines or rail rights of way are used by county rail
21 districts, port districts, state agencies, or other public agencies for
22 the purposes of rail operations and are later abandoned, the rail lines
23 or rail rights of way cannot be used for any other purposes without the
24 consent of the underlying fee title holder or reversionary rights
25 holder, or compensation has been made to the underlying fee title
26 holder or reversionary rights holder.

27 (5) Moneys distributed under subsection (2) of this section shall
28 not exceed eighty percent of the cost of the service or project
29 undertaken. At least twenty percent of the cost shall be provided by
30 the first class city, county, port district, or other local sources.

1 (6) The amount distributed under this section shall be repaid to
2 the state by the first class city, county rail district or port
3 district. The repayment shall occur within a period not longer than
4 fifteen years, as set by the department, of the distribution of the
5 moneys and shall be deposited in the essential rail assistance account.
6 The repayment schedule and rate of interest, if any, shall be set at
7 the time of the distribution of the moneys.

8 ~~((7) All earnings of investments of balances in the essential rail
9 assistance account shall be credited to that account except as provided
10 in RCW 43.84.090 and 43.84.092.))~~

11 **Sec. 23.** RCW 43.51.200 and 1985 c 57 s 33 are each amended to read
12 as follows:

13 (1) Any lands owned by the state parks and recreation commission,
14 which are determined to be surplus to the needs of the state for
15 development for state park purposes and which the commission proposes
16 to deed to a local government or other entity, shall be accompanied by
17 a clause requiring that if the land is not used for outdoor recreation
18 purposes, ownership of the land shall revert to the state parks and
19 recreation commission.

20 (2) The state parks and recreation commission, in cases where land
21 subject to such a reversionary clause is proposed for use or disposal
22 for purposes other than recreation, shall require that, if the land is
23 surplus to the needs of the commission for park purposes at the time
24 the commission becomes aware of its proposed use for nonrecreation
25 purposes, the holder of the land or property shall reimburse the
26 commission for the release of the reversionary interest in the land.
27 The reimbursement shall be in the amount of the fair market value of
28 the reversionary interest as determined by a qualified appraiser

1 agreeable to the commission. Appraisal costs shall be borne by the
2 local entity which holds title to the land.

3 (3) Any funds generated under a reimbursement under this section
4 shall be deposited in the parkland acquisition account which is hereby
5 created in the state treasury. Moneys in this account are to be used
6 solely for the purchase or acquisition of property for use as state
7 park property by the commission, as directed by the legislature; all
8 such funds shall be subject to legislative appropriation. ((All
9 earnings of investments of balances in the parkland acquisition account
10 shall be credited to the general fund.))

11 **Sec. 24.** RCW 86.26.007 and 1986 c 46 s 1 are each amended to read
12 as follows:

13 The flood control assistance account is hereby established in the
14 state treasury. At the beginning of each biennium ((after June 30,
15 1985,)) the state treasurer shall transfer from the general fund to the
16 flood control assistance account an amount of money which, when
17 combined with money remaining in the account from the previous
18 biennium, will equal four million dollars. Moneys in the flood control
19 assistance account may be spent only after appropriation for purposes
20 specified under this chapter. ((All earnings of investments of balances
21 in the flood control assistance account shall be credited to the
22 general fund.))

23 **Sec. 25.** RCW 43.08.250 and 1985 c 57 s 27 are each amended to read
24 as follows:

25 The money received by the state treasurer from fees, fines,
26 forfeitures, penalties, reimbursements or assessments by any court
27 organized under Title 3 or 35 RCW, or chapter 2.08 RCW, shall be
28 deposited in the public safety and education account which is hereby

1 created in the state treasury. The legislature shall appropriate the
2 funds in the account to promote traffic safety education, highway
3 safety, criminal justice training, crime victims' compensation,
4 judicial education, the judicial information system, winter recreation
5 parking, and state game programs. (~~All earnings of investments of~~
6 ~~balances in the public safety and education account shall be credited~~
7 ~~to the general fund.~~)

8 **Sec. 26.** RCW 84.33.041 and 1985 c 57 s 87 are each amended to read
9 as follows:

10 (1) An excise tax is imposed on every person engaging in this state
11 in business as a harvester of timber on privately or publicly owned
12 land. The tax is equal to the stumpage value of timber harvested for
13 sale or for commercial or industrial use multiplied by the rate
14 provided in this chapter.

15 (2) A credit is allowed against the tax imposed under this section
16 for any tax paid under RCW 84.33.051.

17 (3) Moneys received as payment for the tax imposed under this
18 section and RCW 84.33.051 shall be deposited in the timber tax
19 distribution account hereby established in the state treasury.

20 (~~(4) All earnings of investments of balances in the timber tax~~
21 ~~distribution account shall be credited to the general fund.~~)

22 **Sec. 27.** RCW 43.31A.400 and 1981 c 76 s 4 are each amended to read
23 as follows:

24 The economic assistance authority established by section 2, chapter
25 117, Laws of 1972 ex. sess. as amended by section 111, chapter 34, Laws
26 of 1975-'76 2nd ex. sess. is abolished, effective June 30, 1982. Any
27 remaining duties of the economic assistance authority are transferred
28 to the department of revenue on that date. The public facilities

1 construction loan and grant revolving account within the state treasury
2 is continued to service the economic assistance authority's loans.

3 **Sec. 28.** RCW 70.94.656 and 1990 c 113 s 1 are each amended to read
4 as follows:

5 It is hereby declared to be the policy of this state that strong
6 efforts should be made to minimize adverse effects on air quality from
7 the open burning of field and turf grasses grown for seed. To such end
8 this section is intended to promote the development of economical and
9 practical alternate agricultural practices to such burning, and to
10 provide for interim regulation of such burning until practical
11 alternates are found.

12 (1) The department shall approve of a study or studies for the
13 exploration and identification of economical and practical alternate
14 agricultural practices to the open burning of field and turf grasses
15 grown for seed. Prior to the issuance of any permit for such burning
16 under RCW 70.94.650, there shall be collected a fee not to exceed fifty
17 cents per acre of crop to be burned. Any such fees received by any
18 authority shall be transferred to the department of ecology. The
19 department of ecology shall deposit all such acreage fees in a special
20 grass seed burning research account, hereby created, in the state
21 treasury. (~~All earnings of investments of balances in the special~~
22 ~~grass seed burning research account shall be credited to the general~~
23 ~~fund.~~) The department shall allocate moneys annually from this account
24 for the support of any approved study or studies as provided for in
25 this subsection. For the conduct of any such study or studies, the
26 department may contract with public or private entities: PROVIDED,
27 That whenever the department of ecology shall conclude that sufficient
28 reasonably available alternates to open burning have been developed,
29 and at such time as all costs of any studies have been paid, the grass

1 seed burning research account shall be dissolved, and any money
2 remaining therein shall revert to the general fund.

3 (2) Whenever on the basis of information available to it, the
4 department after public hearings have been conducted wherein testimony
5 will be received and considered from interested parties wishing to
6 testify shall conclude that any procedure, program, technique, or
7 device constitutes a practical alternate agricultural practice to the
8 open burning of field or turf grasses grown for seed, the department
9 shall, by order, certify approval of such alternate. Thereafter, in
10 any case which any such approved alternate is reasonably available, the
11 open burning of field and turf grasses grown for seed shall be
12 disallowed and no permit shall issue therefor.

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

18 (4) Permits issued for burning of field and turf grasses may be
19 conditioned to minimize emissions insofar as practical, including
20 denial of permission to burn during periods of adverse meteorological
21 conditions.

22 **Sec. 29.** RCW 18.43.150 and 1985 c 57 s 5 are each amended to read
23 as follows:

24 All fees collected under the provisions of RCW 18.43.050, 18.43.080
25 and 18.43.130 shall be divided and twenty percent paid into the state
26 general fund and eighty percent paid into the professional engineers'
27 account, which account is hereby established in the state treasury to
28 be used to carry out the purposes and provisions of RCW 18.43.050,
29 18.43.060, 18.43.080, 18.43.100, 18.43.110, 18.43.120, 18.43.130,

1 18.43.140 and all other duties required for operation and enforcement
2 of this chapter. (~~All earnings of investments of balances in the
3 professional engineers' account shall be credited to the general
4 fund.~~)

5 **Sec. 30.** RCW 75.52.140 and 1989 c 85 s 7 are each amended to read
6 as follows:

7 In order to provide operation and maintenance funds for the
8 facility authorized by RCW 75.52.100 through 75.52.160, the utility
9 shall place two million five hundred thousand dollars in the state
10 general fund Cedar river channel construction and operation account
11 herein created. (~~The interest from the fund shall be used for
12 operation and maintenance of the spawning channel and any unused
13 interest shall be added to the fund to increase the principal to cover
14 possible future operation cost increases. The state treasurer may
15 invest funds from the account as provided by law.~~)

16 **Sec. 31.** RCW 51.44.170 and 1990 c 204 s 2 are each amended to read
17 as follows:

18 The industrial insurance premium refund account is created in the
19 state treasury. All industrial insurance refunds earned by state
20 agencies or institutions of higher education under the state fund
21 retrospective rating program shall be deposited into the account.
22 (~~Interest on the moneys in the account shall be deposited into the
23 general fund.~~) Moneys in the account may be spent only after
24 appropriation. No agency or institution of higher education may
25 receive an appropriation for an amount greater than the refund earned
26 by the agency. Expenditures from the account may be used for any
27 program within an agency or institution of higher education, but
28 preference shall be given to programs that promote or provide

1 incentives for employee safety and early, appropriate return-to-work
2 for injured employees.

3 **Sec. 32.** RCW 82.14.320 and 1990 2nd ex.s. c 1 s 104 are each
4 amended to read as follows:

5 (1) The municipal criminal justice assistance account is created in
6 the state treasury. The account shall consist of all motor vehicle
7 excise tax receipts deposited into the account under chapter 82.44 RCW.

8 (2) No city may receive a distribution under this section from the
9 municipal criminal justice assistance account unless:

10 (a) The city has a crime rate in excess of one hundred twenty-five
11 percent of the state-wide average as calculated in the most recent
12 annual report on crime in Washington state as published by the
13 Washington association of sheriffs and police chiefs;

14 (b) The city has levied the tax authorized in RCW 82.14.030(2) at
15 the maximum rate or the tax authorized in RCW 82.46.010(2) at the
16 maximum rate; and

17 (c) The city has a per capita yield from the tax imposed under RCW
18 82.14.030(1) at the maximum rate of less than one hundred fifty percent
19 of the state-wide average per capita yield for all cities from such
20 local sales and use tax.

21 (3) The moneys deposited in the municipal criminal justice
22 (~~assistance~~) assistance account for distribution under this section
23 shall be distributed at such times as distributions are made under RCW
24 82.44.150. The distributions shall be made as follows:

25 (a) Thirty percent of the moneys shall be distributed ratably based
26 on population as last determined by the office of financial management
27 to those cities eligible under subsection (2) of this section that have
28 a crime rate determined under subsection (2)(a) of this section which
29 is greater than two times the state-wide average crime rate. No city

1 may receive more than fifty percent of any moneys distributed under
2 this subsection (a).

3 (b) The remainder of the moneys shall be distributed to all cities
4 eligible under subsection (2) of this section ratably based on
5 population as last determined by the office of financial management.

6 (4) No city may receive more than thirty percent of all moneys
7 distributed under subsection (3) of this section.

8 (5) Moneys distributed under this section shall be expended
9 exclusively for criminal justice purposes and shall not be used to
10 replace or supplant existing funding.

11 (6) This section expires January 1, 1994.

12 **Sec. 33.** RCW 76.04.630 and 1989 c 362 s 2 and 1989 c 175 s 162 are
13 each reenacted and amended to read as follows:

14 There is created a landowner contingency forest fire suppression
15 account (~~which shall be a separate account~~) in the state treasury.
16 Moneys in the account may be spent only as provided in this section.
17 Disbursements from the account shall be on authorization of the
18 commissioner of public lands or the commissioner's designee. The
19 account is subject to the allotment procedure provided under chapter
20 43.88 RCW, but no appropriation is required for disbursements.

21 The department may expend from this account such amounts as may be
22 available and as it considers appropriate for the payment of emergency
23 fire costs resulting from a participating landowner fire. The
24 department may, when moneys are available from the landowner
25 contingency forest fire suppression account, expend moneys for
26 summarily abating, isolating, or reducing an extreme fire hazard under
27 RCW 76.04.660. All moneys recovered as a result of the department's
28 actions, from the owner or person responsible, under RCW 76.04.660

1 shall be deposited in the landowner contingency forest fire suppression
2 account.

3 When a determination is made that the fire was started by other
4 than a landowner operation, moneys expended from this account in the
5 suppression of such fire shall be recovered from such general fund
6 appropriations as may be available for emergency fire suppression
7 costs. The department shall deposit in the landowner contingency
8 forest fire suppression account any moneys paid out of the account
9 which are later recovered, less reasonable costs of recovery.

10 This account shall be established and renewed by a special forest
11 fire suppression account assessment paid by participating landowners at
12 a rate to be established by the department, but not to exceed fifteen
13 cents per acre per year for such period of years as may be necessary to
14 establish and thereafter reestablish a balance in the account of three
15 million dollars. The department may establish a minimum assessment for
16 ownership parcels identified in RCW 76.04.610 as paying the minimum
17 assessment. The maximum assessment for these parcels shall not exceed
18 the fees levied on a thirty-acre parcel. There shall be no assessment
19 on each parcel of privately owned lands of less than two acres. The
20 assessments may differ to equitably distribute the assessment based on
21 emergency fire suppression cost experience necessitated by landowner
22 operations. Amounts assessed for this account shall be a lien upon the
23 forest lands with respect to which the assessment is made and may be
24 collected as directed by the department in the same manner as forest
25 protection assessments. ~~((This account shall be held by the state
26 treasurer, who is authorized to invest so much of the account as is not
27 necessary to meet current needs. Any interest earned on moneys from
28 the account shall be deposited in and remain a part of the account and
29 shall be computed as part of same in determining the balance thereof.
30 Interfund loans to and from this account are authorized at the current~~

1 ~~rate of interest as determined by the state treasurer, provided that~~
2 ~~the effect of the loan is considered for purposes of determining the~~
3 ~~assessments-))~~ Payment of emergency costs from this account shall in
4 no way restrict the right of the department to recover costs pursuant
5 to RCW 76.04.495 or other laws.

6 When the department determines that a forest fire was started in
7 the course of or as a result of a landowner operation, it shall notify
8 the forest fire advisory board of the determination. The determination
9 shall be final, unless, within ninety days of the notification, the
10 forest fire advisory board or any interested party serves a request for
11 a hearing before the department. The hearing shall constitute an
12 adjudicative proceeding under chapter 34.05 RCW, the administrative
13 procedure act, and any appeal shall be in accordance with RCW
14 34.05.510 through 34.05.598.

15 **Sec. 34.** RCW 43.33A.160 and 1985 c 57 s 32 are each amended to
16 read as follows:

17 (1) The state investment board shall be funded from the earnings of
18 the funds managed by the state investment board, proportional to the
19 value of the assets of each fund, subject to legislative appropriation.

20 (2) There is established in the state treasury a state investment
21 board expense account from which shall be paid the operating expenses
22 of the state investment board. Prior to November 1 of each even-
23 numbered year, the state investment board shall determine and certify
24 to the state treasurer and the office of financial management the value
25 of the various funds managed by the investment board in order to
26 determine the proportional liability of the funds for the operating
27 expenses of the state investment board. Pursuant to appropriation, the
28 state treasurer is authorized to transfer such moneys from the various
29 funds managed by the investment board to the state investment board

1 expense account as are necessary to pay the operating expenses of the
2 investment board. (~~All earnings of investments of balances in the
3 state investment board expense account shall be credited to the state
4 investment board expense account.~~)

5 **Sec. 35.** RCW 43.83B.360 and 1985 c 57 s 46 are each amended to
6 read as follows:

7 (~~At the time the state finance committee determines to issue such
8 bonds authorized in RCW 43.83B.300, and 43.83B.355 through 43.83B.375
9 or a portion thereof, it may, pending the issuance thereof, issue in
10 the name of the state, temporary notes in anticipation of the money to
11 be derived from the sale of the bonds, which notes shall be designated
12 as "bond anticipation notes".~~) The proceeds from the sale of bonds
13 (~~and notes~~) authorized by RCW 43.83B.300, and 43.83B.355 through
14 43.83B.375 shall be deposited in the state emergency water projects
15 revolving account, hereby created in the state treasury, and shall be
16 used exclusively for the purposes specified in RCW 43.83B.300, and
17 43.83B.355 through 43.83B.375 and for the payment of expenses incurred
18 in the issuance and sale of such bonds (~~and notes: PROVIDED, That
19 such portion of the proceeds of the sale of such bonds as may be
20 required for the payment of the principal and interest on such
21 anticipation notes as have been issued, shall be deposited in the state
22 emergency water projects bond redemption fund of 1977 in the state
23 treasury created by RCW 43.83B.370. All earnings of investments of
24 balances in the state emergency water projects revolving account shall
25 be credited to the general fund~~)).

26 **Sec. 36.** RCW 82.14.050 and 1990 2nd ex.s. c 1 s 201 are each
27 amended to read as follows:

1 The counties, cities, and transportation authorities under RCW
2 82.14.045 shall contract, prior to the effective date of a resolution
3 or ordinance imposing a sales and use tax, the administration and
4 collection to the state department of revenue, which shall deduct a
5 percentage amount, as provided by contract, not to exceed two percent
6 of the taxes collected for administration and collection expenses
7 incurred by the department. The remainder of any portion of any tax
8 authorized by this chapter which is collected by the department of
9 revenue shall be deposited by the state department of revenue in the
10 local sales and use tax account hereby created in the state treasury.
11 Moneys in the local sales and use tax account may be spent only for
12 distribution to counties, cities, and transportation authorities
13 imposing a sales and use tax. All administrative provisions in
14 chapters 82.03, 82.08, 82.12, and 82.32 RCW, as they now exist or may
15 hereafter be amended, shall, insofar as they are applicable to state
16 sales and use taxes, be applicable to taxes imposed pursuant to this
17 chapter. Except as provided in RCW 43.08.190, all earnings of
18 investments of balances in the local sales and use tax account shall be
19 credited to the local sales and use tax account and distributed to the
20 counties, cities, and transportation authorities monthly.

21 **Sec. 37.** RCW 43.19.610 and 1986 c 312 s 902 are each amended to
22 read as follows:

23 There is hereby established in the state treasury an account to be
24 known as the motor transport account into which shall be paid all
25 moneys, funds, proceeds, and receipts as provided in RCW 43.19.615 and
26 as may otherwise be provided by law. Disbursements therefrom shall be
27 made in accordance with the provisions of RCW 43.19.560 through
28 43.19.630, 43.41.130 and 43.41.140 as authorized by the director or
29 ((his)) a duly authorized representative and as may be provided by law.

1 ~~((All earnings of investments of balances in the motor transport~~
2 ~~account shall be credited to the general fund.~~

3 ~~The state treasurer shall transfer to the general fund two million~~
4 ~~dollars from the motor transport account on or before June 30, 1987.))~~

5 **Sec. 38.** RCW 27.34.090 and 1985 c 57 s 7 are each amended to read
6 as follows:

7 All moneys in the state capitol historical museum association
8 account hereby created in the state treasury and any moneys
9 appropriated from that account, shall be expended for the purposes of
10 the state capital historical association museum as determined by a
11 majority of the governing board of the state capital historical
12 association. ~~((All earnings of investments of balances in the state~~
13 ~~capitol historical association museum account shall be credited to the~~
14 ~~general fund.))~~

15 **Sec. 39.** RCW 82.42.090 and 1985 c 57 s 86 are each amended to read
16 as follows:

17 All moneys collected by the director from the aircraft fuel excise
18 tax as provided in RCW 82.42.020 shall be transmitted to the state
19 treasurer and shall be credited to the aeronautics account hereby
20 created in the state treasury. Moneys collected from the consumer or
21 user of aircraft fuel from either the use tax imposed by RCW 82.12.020
22 or the retail sales tax imposed by RCW 82.08.020 shall be transmitted
23 to the state treasurer and credited to the state general fund. ~~((All~~
24 ~~earnings of investments of balances in the aeronautics account shall be~~
25 ~~credited to the general fund.))~~

26 **Sec. 40.** RCW 47.68.236 and 1985 c 57 s 63 are each amended to read
27 as follows:

1 There is hereby created in the state treasury an account to be
2 known as the aircraft search and rescue, safety, and education account.
3 All moneys received by the department under RCW 47.68.233 shall be
4 deposited in such account. (~~All earnings of investments of balances~~
5 ~~in the aircraft search and rescue, safety, and education account shall~~
6 ~~be credited to the general fund.~~)

7 **Sec. 41.** RCW 43.79.201 and 1985 c 57 s 37 are each amended to read
8 as follows:

9 (~~All moneys in the state treasury to the credit of that fund now~~
10 ~~denoted as the C.E.P. & R.I. fund on and after March 20, 1961, and all~~
11 ~~moneys thereafter paid into the state treasury for or to the credit of~~
12 ~~such fund shall be and are hereby transferred to and placed in~~) The
13 charitable, educational, penal and reformatory institutions account, is
14 hereby created, in the state treasury, into which ((fund)) account
15 there shall ((also)) be deposited all moneys arising from the sale,
16 lease or transfer of the land granted by the United States government
17 to the state for charitable, educational, penal and reformatory
18 institutions by section 17 of the enabling act, or otherwise set apart
19 for such institutions, except all moneys arising from the sale, lease,
20 or transfer of that certain one hundred thousand acres of such land
21 assigned for the support of the University of Washington by chapter 91,
22 Laws of 1903 and section 9, chapter 122, Laws of 1893. ((All earnings
23 of investments of balances in the charitable, educational, penal and
24 reformatory institutions account shall be credited to the general
25 fund.)

26 **Sec. 42.** RCW 70.93.180 and 1985 c 57 s 68 are each amended to read
27 as follows:

1 There is hereby created an account within the state treasury to be
2 known as the "litter control account". All assessments, fines, bail
3 forfeitures, and other funds collected or received pursuant to this
4 chapter shall be deposited in the litter control account and used for
5 the administration and implementation of this chapter except as
6 required to be otherwise distributed under RCW 70.93.070. (~~All~~
7 ~~earnings of investments of balances in the litter control account shall~~
8 ~~be credited to the general fund.~~)

9 **Sec. 43.** RCW 46.08.172 and 1988 ex.s. c 2 s 901 are each amended
10 to read as follows:

11 There is hereby established an account in the state treasury to be
12 known as the "state capitol vehicle parking account". The director of
13 the department of general administration shall establish an equitable
14 and consistent employee parking rental fee for state owned or leased
15 property, effective July 1, 1988. All fees shall take into account the
16 market rate of comparable privately owned rental parking, as determined
17 by the director. All unpledged parking rental income collected by the
18 department of general administration from rental of parking space on
19 the capitol grounds and the east capitol site shall be deposited in the
20 "state capitol vehicle parking account". (~~All earnings of investments~~
21 ~~of balances in the state capitol vehicle parking account shall be~~
22 ~~credited to the general fund.~~)

23 The "state capitol vehicle parking account" shall be used to pay
24 costs incurred in the operation, maintenance, regulation and
25 enforcement of vehicle parking and parking facilities at the state
26 capitol.

27 **Sec. 44.** RCW 43.99.040 and 1985 c 57 s 53 are each amended to read
28 as follows:

1 There is created the marine fuel tax refund account in the state
2 treasury. (~~All earnings of investments of balances in the marine fuel~~
3 ~~tax refund account shall be credited to the general fund.~~) From time
4 to time, but at least once each biennium, the director of licensing
5 shall request the state treasurer to refund from the motor vehicle fund
6 amounts which have been determined to be tax on marine fuel. The state
7 treasurer shall refund such amounts and place them in the marine fuel
8 tax refund account to be held for those entitled thereto pursuant to
9 chapter 82.36 RCW and RCW 43.99.050, except that he shall not refund
10 and place in the marine fuel tax refund account for any period for
11 which a determination has been made pursuant to RCW 43.99.030 more than
12 the greater of the following amounts: (1) An amount equal to two
13 percent of all moneys paid to him as motor vehicle fuel tax for such
14 period, (2) an amount necessary to meet all approved claims for refund
15 of tax on marine fuel for such period.

16 **Sec. 45.** RCW 43.83A.030 and 1985 c 57 s 44 are each amended to
17 read as follows:

18 The proceeds from the sale of bonds authorized by this chapter
19 (~~and any interest earned on the interim investment of such proceeds,~~)
20 shall be deposited in the state and local improvements revolving
21 account hereby created in the state treasury and shall be used
22 exclusively for the purpose specified in this chapter and for payment
23 of the expenses incurred in the issuance and sale of the bonds.

24 **Sec. 46.** RCW 43.99F.030 and 1985 c 57 s 56 are each amended to
25 read as follows:

26 The proceeds from the sale of bonds authorized by this chapter
27 shall be deposited in the state and local improvements revolving
28 account, Waste Disposal Facilities, 1980 hereby created in the state

1 treasury and shall be used exclusively for the purpose specified in
2 this chapter and for payment of the expenses incurred in the issuance
3 and sale of the bonds. (~~All earnings of investments of balances of~~
4 ~~such account shall be credited to the state and local improvements~~
5 ~~revolving account, Waste Disposal Facilities, 1980.))~~

6 **Sec. 47.** RCW 28B.10.851 and 1985 c 57 s 11 are each amended to
7 read as follows:

8 The proceeds from the sale of the bonds authorized herein, together
9 with all grants, donations, transferred funds and all other moneys
10 which the state finance committee may direct the state treasurer to
11 deposit therein shall be deposited in the state higher education
12 construction account hereby created in the state treasury. (~~All~~
13 ~~earnings of investments of balances in the state higher education~~
14 ~~construction account shall be credited to the general fund.))~~

15 **Sec. 48.** RCW 43.83.020 and 1987 1st ex.s. c 3 s 9 are each amended
16 to read as follows:

17 The proceeds from the sale of the bonds authorized herein shall be
18 deposited in the state building construction account which is hereby
19 established in the state treasury and shall be used exclusively for the
20 purposes of carrying out the provisions of the capital appropriation
21 acts, and for payment of the expense incurred in the printing,
22 issuance, and sale of such bonds. (~~All earnings of investments of~~
23 ~~balances in the state building construction account shall be credited~~
24 ~~to the general fund.))~~

25 **Sec. 49.** RCW 28B.50.360 and 1985 c 390 s 56 and 1985 c 57 s 16
26 are each reenacted and amended to read as follows:

1 (~~There is hereby created in the state treasury a community college~~
2 ~~bond retirement fund.~~) Within thirty-five days from the date of start
3 of each quarter all building fees of each such community college shall
4 be paid into the state treasury, and shall be credited as follows:

5 (1) On or before June 30th of each year the college board if
6 issuing bonds payable out of building fees shall certify to the state
7 treasurer the amounts required in the ensuing twelve-month period to
8 pay and secure the payment of the principal of and interest on such
9 bonds. The state treasurer shall thereupon deposit the amounts so
10 certified in the community college (~~bond retirement fund which fund as~~
11 ~~required, is hereby created in the state treasury~~) capital projects
12 account. Such amounts of the funds deposited in the (~~bond retirement~~
13 ~~fund~~) community college capital projects account as are necessary to
14 pay and secure the payment of the principal of and interest on the
15 building bonds issued by the college board as authorized by this
16 chapter shall be exclusively devoted to that purpose. If in any twelve-
17 month period it shall appear that the amount certified by the college
18 board is insufficient to pay and secure the payment of the principal of
19 and interest on the outstanding building bonds, the state treasurer
20 shall notify the college board and such board shall adjust its
21 certificate so that all requirements of moneys to pay and secure the
22 payment of the principal and interest on all such bonds then
23 outstanding shall be fully met at all times.

24 (2) (~~That portion of the building fees not required for or in~~
25 ~~excess of the amounts necessary to pay and secure the payment of any of~~
26 ~~the bonds as provided in subsection (1) above shall be deposited in~~)
27 The community college capital projects account (~~which account~~) is
28 hereby created in the state treasury. The sums deposited in the
29 capital projects account shall be appropriated and expended exclusively
30 to pay and secure the payment of the principal of and interest on bonds

1 payable out of the building fees and for the construction,
2 reconstruction, erection, equipping, maintenance, demolition and major
3 alteration of buildings and other capital assets owned by the state
4 board for community college education in the name of the state of
5 Washington, and the acquisition of sites, rights-of-way, easements,
6 improvements or appurtenances in relation thereto, and for the payment
7 of principal of and interest on any bonds issued for such purposes.
8 (~~All earnings of investments of balances in the community college~~
9 ~~capital projects account shall be credited to the general fund.~~)

10 (3) Notwithstanding the provisions of subsections (1) and (2)
11 above, at such time as all outstanding building bonds of the college
12 board payable from the community college (~~bond retirement fund~~)
13 capital projects account have been paid, redeemed, and retired, or at
14 such time as ample provision has been made by the state for full
15 payment, from some source other than the community college (~~bond~~
16 ~~retirement fund~~) capital projects account, of the principal of and the
17 interest on and call premium, if applicable, of such bonds as they
18 mature and/or upon their call prior to their maturity, through
19 refunding or otherwise, that portion of all building fees of the
20 community colleges equal to the amount required to pay yearly debt
21 service on any general obligation bonds issued by the state in
22 accordance with Article VIII, section 1, Washington state Constitution,
23 for community college purposes, shall be paid into the general fund of
24 the state treasury. The state finance committee shall determine
25 whether ample provision has been made for payment of such bonds payable
26 from the (~~said bond retirement fund~~) community college capital
27 projects account and shall determine the amount required to pay yearly
28 debt service on such general obligation bonds of the state. Nothing in
29 this subsection shall be construed as obligating the legislature or the
30 state to provide for payment of such community college building bonds

1 from some source other than the community college (~~bond retirement~~
2 ~~fund~~) capital projects account or as pledging the general credit of
3 the state to the payment of such bonds.

4 **Sec. 50.** RCW 28B.35.370 and 1985 c 390 s 47 and 1985 c 57 s 15 are
5 each reenacted and amended to read as follows:

6 Within thirty-five days from the date of collection thereof all
7 building fees of each regional university and The Evergreen State
8 College shall be paid into the state treasury and these together with
9 such normal school fund revenues as provided in RCW 28B.35.751 as are
10 received by the state treasury shall be credited as follows:

11 (1) On or before June 30th of each year the board of trustees of
12 each regional university and The Evergreen State College, if issuing
13 bonds payable out of its building fees and above described normal
14 school fund revenues, shall certify to the state treasurer the amounts
15 required in the ensuing twelve months to pay and secure the payment of
16 the principal of and interest on such bonds. The amounts so certified
17 by each regional university and The Evergreen State College shall be a
18 prior lien and charge against all building fees and above described
19 normal school fund revenues of such institution. The state treasurer
20 shall thereupon deposit the amounts so certified in the Eastern
21 Washington University (~~bond retirement fund~~) capital projects
22 account, the Central Washington University (~~bond retirement fund~~)
23 capital projects account, the Western Washington University (~~bond~~
24 ~~retirement fund~~) capital projects account, or The Evergreen State
25 College (~~bond retirement fund~~) capital projects account respectively,
26 which (~~funds~~) accounts are hereby created in the state treasury(~~(~~
27 ~~such funds for the regional universities being redesignations for the~~
28 ~~Eastern Washington State College bond retirement fund, the Central~~
29 ~~Washington State College bond retirement fund, and the Western~~

1 ~~Washington State College bond retirement fund, respectively)).~~ The
2 amounts deposited in the respective ~~((bond retirement funds))~~ capital
3 projects accounts shall be used exclusively to pay and secure the
4 payment of the principal of and interest on the building bonds issued
5 by such regional universities and The Evergreen State College as
6 authorized by law. If in any twelve month period it shall appear that
7 the amount certified by any such board of trustees is insufficient to
8 pay and secure the payment of the principal of and interest on the
9 outstanding building and above described normal school fund revenue
10 bonds of its institution, the state treasurer shall notify the board of
11 trustees and such board shall adjust its certificate so that all
12 requirements of moneys to pay and secure the payment of the principal
13 of and interest on all such bonds then outstanding shall be fully met
14 at all times.

15 (2) All ~~((building fees and above described))~~ normal school fund
16 revenue ~~((not needed for or in excess of the amounts certified to the~~
17 ~~state treasurer as being required to pay and secure the payment of~~
18 ~~building or above described normal school fund revenue bond principal~~
19 ~~or interest))~~ pursuant to RCW 28B.35.751 shall be deposited in the
20 Eastern Washington University capital projects account, the Central
21 Washington University capital projects account, the Western Washington
22 University capital projects account, or The Evergreen State College
23 capital projects account respectively, which accounts are hereby
24 created in the state treasury~~((, such funds for the regional~~
25 ~~universities being redesignations for the Eastern Washington State~~
26 ~~College capital projects account, the Central Washington State College~~
27 ~~capital projects account, and the Western Washington State College~~
28 ~~capital projects account, respectively)).~~ The sums deposited in the
29 respective capital projects accounts shall be appropriated and expended
30 exclusively to pay and secure the payment of the principal of and

1 interest on bonds payable out of the building fees and normal school
2 revenue and for the construction, reconstruction, erection, equipping,
3 maintenance, demolition and major alteration of buildings and other
4 capital assets, and the acquisition of sites, rights-of-way, easements,
5 improvements or appurtenances in relation thereto except for any sums
6 transferred therefrom as authorized by law. ((All earnings of
7 investments of balances in these respective capital projects accounts
8 shall be credited to the general fund.))

9 **Sec. 51.** RCW 28B.30.730 and 1985 c 390 s 43 are each amended to
10 read as follows:

11 For the purpose of financing the cost of any projects, the board is
12 hereby authorized to adopt the resolution or resolutions and prepare
13 all other documents necessary for the issuance, sale and delivery of
14 the bonds or any part thereof at such time or times as it shall deem
15 necessary and advisable. Said bonds:

16 (1) Shall not constitute

17 (a) An obligation, either general or special, of the state; or

18 (b) A general obligation of Washington State University or of the
19 board;

20 (2) Shall be

21 (a) Either registered or in coupon form; and

22 (b) Issued in denominations of not less than one hundred dollars;
23 and

24 (c) Fully negotiable instruments under the laws of this state; and

25 (d) Signed on behalf of the university by the president of the
26 board, attested by the secretary or the treasurer of the board, have
27 the seal of the university impressed thereon or a facsimile of such
28 seal printed or lithographed in the bottom border thereof, and the

1 coupons attached thereto shall be signed with the facsimile signatures
2 of such president and secretary;

3 (3) Shall state

4 (a) The date of issue; and

5 (b) The series of the issue and be consecutively numbered within
6 the series; and

7 (c) That the bond is payable both principal and interest solely out
8 of the bond retirement fund;

9 (4) Each series of bonds shall bear interest, payable either
10 annually or semiannually, as the board may determine;

11 (5) Shall be payable both principal and interest out of the bond
12 retirement fund;

13 (6) Shall be payable at such times over a period of not to exceed
14 forty years from date of issuance, at such place or places, and with
15 such reserved rights of prior redemption, as the board may prescribe;

16 (7) Shall be sold in such manner and at such price as the board may
17 prescribe;

18 (8) Shall be issued under and subject to such terms, conditions and
19 covenants providing for the payment of the principal thereof and
20 interest thereon and such other terms, conditions, covenants and
21 protective provisions safeguarding such payment, not inconsistent with
22 RCW 28B.30.700 through 28B.30.780, and as found to be necessary by the
23 board for the most advantageous sale thereof, which may include but not
24 be limited to:

25 (a) A covenant that the building fees shall be established,
26 maintained and collected in such amounts that will provide money
27 sufficient to pay the principal of and interest on all bonds payable
28 out of the bond retirement (~~fund~~) account, to set aside and maintain
29 the reserves required to secure the payment of such principal and

1 interest, and to maintain any coverage which may be required over such
2 principal and interest;

3 (b) A covenant that a reserve account shall be created in the bond
4 retirement fund to secure the payment of the principal of and interest
5 on all bonds issued and a provision made that certain amounts be set
6 aside and maintained therein;

7 (c) A covenant that sufficient moneys may be transferred from the
8 Washington State University building account to the bond retirement
9 (~~fund~~) account when ordered by the board of regents in the event
10 there is ever an insufficient amount of money in the bond retirement
11 (~~fund~~) account to pay any installment of interest or principal and
12 interest coming due on the bonds or any of them;

13 (d) A covenant fixing conditions under which bonds on a parity with
14 any bonds outstanding may be issued.

15 The proceeds of the sale of all bonds(~~(, exclusive of accrued~~
16 ~~interest which shall be deposited in the bond retirement fund,)~~) shall
17 be deposited in the state treasury to the credit of the Washington
18 State University building account and shall be used solely for paying
19 the costs of the projects. The Washington State University building
20 account shall be credited with the investment income derived pursuant
21 to RCW 43.84.080 on the investible balances of scientific permanent
22 fund and agricultural permanent fund, less the allocation to the state
23 treasurers' service account pursuant to RCW 43.08.190.

24 **Sec. 52.** RCW 28B.57.050 and 1985 c 57 s 18 are each amended to
25 read as follows:

26 The proceeds from the sale of the bonds (~~(and/or bond anticipation~~
27 ~~notes)~~) authorized herein, together with all grants, donations,
28 transferred funds, and all other moneys which the state finance
29 committee or the college board may direct the state treasurer to

1 deposit therein, shall be deposited in the 1975 community college
2 capital construction account, hereby created in the state treasury.
3 (~~All earnings of investments of balances in the 1975 community college~~
4 ~~capital construction account shall be credited to the general fund.~~)

5 **Sec. 53.** RCW 43.99.060 and 1985 c 57 s 54 are each amended to read
6 as follows:

7 There is created the outdoor recreation account in the state
8 treasury, in which shall be deposited all moneys received from the
9 marine fuel tax refund account pursuant to RCW 43.99.070, the proceeds
10 of the bond issue authorized by (~~chapter 12, Laws of 1963,~~
11 ~~extraordinary session~~) chapter 43.98 RCW, RCW 43.31.620 and 43.31.740,
12 and any moneys made available to the state of Washington by the federal
13 government for outdoor recreation not specifically designated for
14 another fund or agency. (~~All earnings of investments of balances in~~
15 ~~the outdoor recreation account shall be credited to the general fund.~~)

16 Grants, gifts, or other financial assistance awarded or designated
17 for a particular purpose, or proceeds received from public bodies as
18 administrative cost contributions, may be received and, when
19 appropriated by the legislature, may be expended in accordance with the
20 general budget and accounting act.

21 **Sec. 54.** RCW 43.83B.030 and 1985 c 57 s 45 are each amended to
22 read as follows:

23 The proceeds from the sale of bonds authorized by this chapter(~~(~~
24 ~~and any interest earned on the interim investment of such proceeds,~~)
25 shall be deposited in the state and local improvements revolving
26 account hereby created in the state treasury and shall be used
27 exclusively for the purpose specified in this chapter and for payment
28 of the expenses incurred in the issuance and sale of the bonds.

1 **Sec. 55.** RCW 43.83C.030 and 1985 c 57 s 47 are each amended to
2 read as follows:

3 The proceeds from the sale of bonds authorized by this chapter(~~(~~
4 ~~and any interest earned on the interim investment of such proceeds,~~)
5 shall be deposited in the state and local improvements revolving
6 account hereby created in the state treasury and shall be used
7 exclusively for the purpose specified in this chapter and for payment
8 of the expenses incurred in the issuance and sale of the bonds.

9 **Sec. 56.** RCW 43.83D.030 and 1985 c 57 s 48 are each amended to
10 read as follows:

11 The proceeds from the sale of bonds authorized by this chapter(~~(~~
12 ~~and any interest earned on the interim investment of such proceeds,~~)
13 shall be deposited in the state and local improvements revolving
14 account in the state treasury and shall be used exclusively for the
15 purpose specified in this chapter and for payment of the expenses
16 incurred in the issuance and sale of the bonds.

17 **Sec. 57.** RCW 43.83H.030 and 1985 c 57 s 49 are each amended to
18 read as follows:

19 (~~(At the time the state finance committee determines to issue such~~
20 ~~bonds authorized in RCW 43.83H.010 or a portion thereof, pending the~~
21 ~~issuance of such bonds, it may issue, in the name of the state,~~
22 ~~temporary notes in anticipation of the money to be derived from the~~
23 ~~sale of the bonds, which notes shall be designated as "anticipation~~
24 ~~notes".)~~) The proceeds from the sale of bonds ((and notes)) authorized
25 by this chapter shall be deposited in the state social and health
26 services construction account hereby created in the state treasury and
27 shall be used exclusively for the purposes specified in this chapter
28 and for the payment of expenses incurred in the issuance and sale of

1 such bonds ((and notes: PROVIDED, Such portion of the proceeds of the
2 sale of such bonds as may be required for the payment of the principal
3 and interest on such anticipation notes as have been issued, shall be
4 deposited in the bond redemption fund created in RCW 43.83H.050. All
5 earnings of investments of balances in the state social and health
6 services construction account shall be credited to the general fund)).

7 **Sec. 58.** RCW 43.84.092 and 1990 2nd ex.s. c 1 s 204 are each
8 amended to read as follows:

9 ((Except as provided in RCW 43.84.090,)) All earnings of
10 investments of surplus balances in the state treasury shall be
11 deposited to the treasury income account, which account is hereby
12 established in the state treasury.

13 Except as provided in RCW 82.14.050, the state treasurer shall
14 distribute, on or before July 20 of each year, ((the)) all earnings
15 credited to the treasury income account as of June 30 ((to the funds))
16 for the fiscal year in which it was earned. Except as otherwise
17 provided by statute, the state treasurer shall credit the general fund
18 with all the earnings credited to the treasury income account. The
19 ((various accounts and funds in the state treasury)) the capitol
20 building construction account, the Central Washington University
21 capital projects account, the charitable, educational, penal and
22 reformatory institutions account, the common school construction fund,
23 the county criminal justice assistance account, the county sales and
24 use tax equalization account, the deferred compensation administrative
25 account, the deferred compensation principal account, the department of
26 retirement systems expense account, the Eastern Washington University
27 capital projects account, the federal forest revolving account, the
28 industrial insurance premium refund account, the judges' retirement
29 account, the judicial retirement administrative account, the judicial

1 retirement principal account, the local leasehold excise tax account,
2 the local sales and use tax account, the medical aid account, the
3 municipal criminal justice assistance account, the municipal sales and
4 use tax equalization account, the natural resources deposit account,
5 the perpetual surveillance and maintenance account, the public
6 employees' retirement system plan I account, the public employees'
7 retirement system plan II account, the Puyallup tribal settlement
8 account, the resource management cost account, the site closure
9 account, the special wildlife account, the state employees' insurance
10 account, the state employees' insurance reserve account, the state
11 investment board expense account, the state investment board other
12 commingled trust fund investment programs account, the supplemental
13 pension account, the teachers' retirement system plan I account, the
14 teachers' retirement system plan II account, the University of
15 Washington bond retirement fund, the University of Washington building
16 account, the volunteer fire fighters' relief and pension account, the
17 volunteer fire fighters' relief and pension administrative account, the
18 Washington judicial retirement system account, the Washington law
19 enforcement officers' and fire fighters' system plan I retirement
20 account, the Washington law enforcement officers' and fire fighters'
21 system plan II retirement account, the Washington state patrol
22 retirement account, the Washington State University building account,
23 the Washington State University bond retirement fund, and the Western
24 Washington University capital projects account, shall receive their
25 proportionate share of earnings based upon each fund's average daily
26 balance for the period(~~∴ PROVIDED, That~~)). Earnings derived from
27 investing balances of the agricultural permanent fund, the normal
28 school permanent fund, the permanent common school fund, the scientific
29 permanent fund, and the state university permanent fund shall be
30 allocated to their respective beneficiary accounts. All earnings ((on

1 the balances of the forest reserve fund, the federal forest revolving
2 fund, the liquor excise tax fund, the treasury income account, the
3 suspense account, the undistributed receipts account, the state payroll
4 revolving account, the agency vendor payment revolving fund, and the
5 local leasehold excise tax account shall be credited to the state
6 treasurer's service fund: PROVIDED FURTHER, That earnings on the
7 balances of the agency payroll revolving fund, the special fund salary
8 and insurance contribution increase revolving fund and special fund
9 semimonthly payroll revolving fund shall be credited to the state
10 general fund)) to be distributed shall first be reduced by the
11 allocation to the state treasurer's service account pursuant to RCW
12 43.08.190. In conformance with Article II, section 37 of the state
13 Constitution, no treasury accounts or funds shall be allocated earnings
14 without the specific affirmative directive of this section.

15 **Sec. 59.** RCW 28A.515.320 and 1981 c 158 s 6 are each amended to
16 read as follows:

17 The common school construction fund is to be used exclusively for
18 the purpose of financing the construction of facilities for the common
19 schools. The sources of said fund shall be: (1) Those proceeds
20 derived from sale or appropriation of timber and other crops from
21 school and state land (~~subsequent to June 30, 1965,~~) other than those
22 granted for specific purposes; (2) the interest accruing on the
23 permanent common school fund (~~from and after July 2, 1967,~~) less the
24 allocations to the state treasurer's service account pursuant to RCW
25 43.08.190 and the state investment board expense account pursuant to
26 RCW 43.33A.160 together with all rentals and other revenue derived
27 therefrom and from land and other property devoted to the permanent
28 common school fund (~~from and after July 1, 1967~~); (3) all moneys
29 received by the state from the United States under the provisions of

1 section 191, Title 30, United State Code, Annotated, and under section
2 810, chapter 12, Title 16, (Conservation), United States Code,
3 Annotated, except moneys received before June 30, 1991, under the
4 Geothermal Steam Act of 1970 pursuant to RCW 43.140.030; and (4) such
5 other sources as the legislature may direct. That portion of the
6 common school construction fund derived from interest on the permanent
7 common school fund may be used to retire such bonds as may be
8 authorized by law for the purpose of financing the construction of
9 facilities for the common schools.

10 The interest accruing on the permanent common school fund less the
11 allocation to the state treasurer's service account pursuant to RCW
12 43.08.190 and the state investment board expense account pursuant to
13 RCW 43.33A.160 together with all rentals and other revenues accruing
14 thereto pursuant to subsection (2) of this section prior to July 1,
15 1967, shall be exclusively applied to the current use of the common
16 schools.

17 To the extent that the moneys in the common school construction
18 fund are in excess of the amount necessary to allow fulfillment of the
19 purpose of said fund, the excess shall be available for deposit to the
20 credit of the permanent common school fund or available for the current
21 use of the common schools, as the legislature may direct. Any money
22 from the common school construction fund which is made available for
23 the current use of the common schools shall be restored to the fund by
24 appropriation, including interest income foregone, before the end of
25 the next fiscal biennium following such use.

26 **Sec. 60.** RCW 28A.550.010 and 1985 c 57 s 9 are each amended to
27 read as follows:

28 There is created a special state school fund to be known as the
29 state school equalization fund, into which shall be deposited such

1 funds as are directed by law to be placed therein. Any amounts in this
2 fund in excess of current appropriations shall be transferred by the
3 state treasurer to the general fund quarterly, on or before the twenty-
4 fifth day of January, April, July and October of each year. All
5 appropriations made by the legislature from the state school
6 equalization fund shall be paid out of moneys in the general fund of
7 the state. All warrants drawn on the state school equalization fund
8 and presented for payment shall be paid from the general fund of the
9 state. (~~All earnings of investments of balances in the state school~~
10 ~~equalization fund shall be credited to the general fund.~~)

11 **Sec. 61.** RCW 50.16.010 and 1987 c 202 s 218 are each amended to
12 read as follows:

13 There shall be maintained as special funds, separate and apart from
14 all public moneys or funds of this state an unemployment compensation
15 fund, an administrative contingency fund, and a federal interest
16 payment fund, which shall be administered by the commissioner
17 exclusively for the purposes of this title, and to which RCW 43.01.050
18 shall not be applicable. The unemployment compensation fund shall
19 consist of

20 (1) all contributions and payments in lieu of contributions
21 collected pursuant to the provisions of this title,

22 (2) (~~interest earned upon any moneys in the fund,~~

23 ~~(3))~~) any property or securities acquired through the use of moneys
24 belonging to the fund,

25 (~~(4))~~) (3) all earnings of such property or securities,

26 (~~(5))~~) (4) any moneys received from the federal unemployment
27 account in the unemployment trust fund in accordance with Title XII of
28 the social security act, as amended,

1 ~~((6))~~ (5) all money recovered on official bonds for losses
2 sustained by the fund,

3 ~~((7))~~ (6) all money credited to this state's account in the
4 unemployment trust fund pursuant to section 903 of the social security
5 act, as amended,

6 ~~((8))~~ (7) all money received from the federal government as
7 reimbursement pursuant to section 204 of the federal-state extended
8 compensation act of 1970 (84 Stat. 708-712; 26 U.S.C. Sec. 3304), and

9 ~~((9))~~ (8) all moneys received for the fund from any other source.

10 All moneys in the unemployment compensation fund shall be
11 commingled and undivided.

12 The administrative contingency fund shall consist of all interest
13 on delinquent contributions collected pursuant to this title (~~after~~
14 ~~June 20, 1953~~), all fines and penalties collected pursuant to the
15 provisions of this title, all sums recovered on official bonds for
16 losses sustained by the fund, and revenue received under RCW 50.24.014:
17 PROVIDED, That all fees, fines, forfeitures and penalties collected or
18 assessed by a district court because of the violation of a state law
19 shall be remitted as provided in chapter 3.62 RCW as now exists or is
20 later amended. Moneys available in the administrative contingency
21 fund, other than money in the special account created under RCW
22 50.24.014, shall be expended upon the direction of the commissioner,
23 with the approval of the governor, whenever it appears to him or her
24 that such expenditure is necessary for:

25 (a) The proper administration of this title and no federal funds
26 are available for the specific purpose to which such expenditure is to
27 be made, provided, the moneys are not substituted for appropriations
28 from federal funds which, in the absence of such moneys, would be made
29 available.

1 (b) The proper administration of this title for which purpose
2 appropriations from federal funds have been requested but not yet
3 received, provided, the administrative contingency fund will be
4 reimbursed upon receipt of the requested federal appropriation.

5 Money in the special account created under RCW 50.24.014 may only
6 be expended, after appropriation, for the purposes specified in ((~~this~~
7 ~~1985 act~~)) RCW 74.09.035, 74.09.510, 74.09.520, and 74.09.700.

8 **Sec. 62.** RCW 43.200.080 and 1990 c 21 s 6 are each amended to read
9 as follows:

10 The director of ecology shall, in addition to the powers and duties
11 otherwise imposed by law, have the following special powers and duties:

12 (1) To fulfill the responsibilities of the state under the lease
13 between the state of Washington and the federal government executed
14 September 10, 1964, covering one thousand acres of land lying within
15 the Hanford reservation near Richland, Washington. The department of
16 ecology may sublease to private or public entities all or a portion of
17 the land for specific purposes or activities which are determined,
18 after public hearing, to be in agreement with the terms of the lease
19 and in the best interests of the citizens of the state consistent with
20 any criteria that may be developed as a requirement by the legislature;

21 (2) To assume the responsibilities of the state under the perpetual
22 care agreement between the state of Washington and the federal
23 government executed July 29, 1965 and the sublease between the state of
24 Washington and the site operator of the Hanford low-level radioactive
25 waste disposal facility. In order to finance perpetual surveillance
26 and maintenance under the agreement and ensure site closure under the
27 sublease, the department of ecology shall impose and collect fees from
28 parties holding radioactive materials for waste management purposes.
29 The fees shall be established by rule adopted under chapter 34.05 RCW

1 and shall be an amount determined by the department of ecology to be
2 necessary to defray the estimated liability of the state. Such fees
3 shall reflect equity between the disposal facilities of this and other
4 states. ~~((All such fees, when received by the department of ecology,
5 shall be transmitted to the state treasurer, who shall act as
6 custodian. The perpetual maintenance fund is created in the state
7 treasury. The treasurer shall place the money in a special fund which
8 may be designated the "perpetual maintenance fund." The perpetual
9 maintenance fund shall be comprised of))~~ A site closure account and a
10 perpetual surveillance and maintenance account is hereby created in the
11 state treasury. The site closure account shall be exclusively
12 available to reimburse, to the extent that moneys are available in the
13 account, the site operator for its costs plus a reasonable profit as
14 agreed by the operator and the state, or to reimburse the state
15 licensing agency and any agencies under contract to the state licensing
16 agency for their costs in final closure and decommissioning of the
17 Hanford low-level radioactive waste disposal facility. If a balance
18 remains in the account after satisfactory performance of closure and
19 decommissioning, this balance shall be transferred to the perpetual
20 surveillance and maintenance account. The perpetual surveillance and
21 maintenance account shall be used exclusively by the state to meet
22 post-closure surveillance and maintenance costs, or for otherwise
23 satisfying surveillance and maintenance obligations. Appropriations
24 are required to permit expenditures and payment of obligations from the
25 site closure account and the perpetual surveillance and maintenance
26 account. ~~((Moneys which on July 23, 1989, are in the perpetual
27 maintenance account shall be transferred to the perpetual surveillance
28 and maintenance account. All moneys currently administered by the
29 department of ecology for closure of the Hanford low-level radioactive
30 waste disposal facility shall be transferred to the site closure~~

1 ~~account within the perpetual maintenance fund. All future~~) All
2 moneys, including ((interest, contributed to)) earnings from the
3 investment of balances in the site closure and the perpetual
4 surveillance and maintenance ((fund)) account, less the allocation to
5 the state treasurer's service account, pursuant to RCW 43.08.190
6 accruing under the authority of this section shall be directed to the
7 site closure account until December 31, 1992. Thereafter receipts
8 including earnings from the investment of balances in the site closure
9 and the perpetual surveillance and maintenance account, less the
10 allocation to the state treasurer's service account, pursuant to RCW
11 43.08.190 shall be directed to the ((perpetual maintenance fund)) site
12 closure account and the perpetual surveillance and maintenance account
13 as specified by the department. ((Moneys in the perpetual maintenance
14 fund shall be invested by the state investment board in the same manner
15 as other state moneys. Any interest accruing as a result of investment
16 shall accrue to the perpetual maintenance fund.)) Additional moneys
17 specifically appropriated by the legislature or received from any
18 public or private source may be placed in the ((perpetual maintenance
19 fund)) site closure account and the perpetual surveillance and
20 maintenance account;

21 (3) To assure maintenance of such insurance coverage by state
22 licensees, lessees, or sublessees as will adequately, in the opinion of
23 the director, protect the citizens of the state against nuclear
24 accidents or incidents that may occur on privately or state-controlled
25 nuclear facilities;

26 (4) To institute a user permit system and issue site use permits,
27 consistent with regulatory practices, for generators, packagers, or
28 brokers using the Hanford low-level radioactive waste disposal
29 facility. The costs of administering the user permit system shall be
30 borne by the applicants for site use permits. The site use permit fee

1 shall be set at a level that is sufficient to fund completely the
2 executive and legislative participation in activities related to the
3 Northwest Interstate Compact on Low-Level Radioactive Waste Management;
4 ((and))

5 (5) To make application for or otherwise pursue any federal funds
6 to which the state may be eligible, through the federal resource
7 conservation and recovery act or any other federal programs, for the
8 management, treatment or disposal, and any remedial actions, of wastes
9 that are both radioactive and hazardous at all Hanford low-level
10 radioactive waste disposal facilities; and

11 (6) To develop contingency plans for duties and options for the
12 department and other state agencies related to the Hanford low-level
13 radioactive waste disposal facility based on various projections of
14 annual levels of waste disposal. These plans shall include an analysis
15 of expected revenue to the state in various taxes and funds related to
16 low-level radioactive waste disposal and the resulting implications
17 that any increase or decrease in revenue may have on state agency
18 duties or responsibilities. The ~~((initial set of))~~ plans ~~((shall be
19 completed by October 1, 1989, and))~~ shall be updated annually. The
20 department shall report annually on the plans and on the balances in
21 the site closure and perpetual surveillance accounts to the energy and
22 utilities committees of the senate and the house of representatives.

23 **Sec. 63.** RCW 70.146.030 and 1987 c 505 s 64 and 1987 c 436 s 6 are
24 each reenacted and amended to read as follows:

25 (1) The water quality account is hereby created in the state
26 treasury. Moneys in the account may be used only in a manner
27 consistent with this chapter. Moneys deposited in the account shall be
28 administered by the department of ecology and shall be subject to
29 legislative appropriation. Moneys placed in the account shall include

1 tax receipts as provided in RCW 82.24.027, 82.26.025, and 82.32.390,
2 principal and interest from the repayment of any loans granted pursuant
3 to this chapter, and any other moneys appropriated to the account by
4 the legislature. ~~((All earnings from investment of balances in the
5 water quality account, except as provided in RCW 43.84.090, shall be
6 credited to the water quality account.))~~

7 (2) The department may use or permit the use of any moneys in the
8 account to make grants or loans to public bodies, including grants to
9 public bodies as cost-sharing moneys in any case where federal, local,
10 or other funds are made available on a cost-sharing basis, for water
11 pollution control facilities and activities, or for purposes of
12 assisting a public body to obtain an ownership interest in water
13 pollution control facilities and/or to defray a part of the payments
14 made by a public body to a service provider under a service agreement
15 entered into pursuant to RCW 70.150.060, within the purposes of this
16 chapter and for related administrative expenses. No more than three
17 percent of the moneys deposited in the account may be used by the
18 department to pay for the administration of the grant and loan program
19 authorized by this chapter.

20 (3) The department shall present a progress report each biennium on
21 the use of moneys from the account to the chairs of the committees on
22 ways and means of the senate and house of representatives, including
23 one copy to the staff of each of the committees.

24 **Sec. 64.** RCW 70.164.030 and 1987 c 36 s 3 are each amended to read
25 as follows:

26 ~~((1))~~ The low-income weatherization assistance account is created
27 in the state treasury. All moneys from the money distributed to the
28 state pursuant to Exxon v. United States, 561 F.Supp. 816 (1983),
29 affirmed 773 F.2d 1240 (1985), or any other oil overcharge settlements

1 or judgments distributed by the federal government, that are allocated
2 to the low-income weatherization assistance account shall be deposited
3 in the account. The department may accept such gifts, grants, and
4 endowments from public or private sources as may be made from time to
5 time, in trust or otherwise, and shall deposit such funds in the
6 account. Any moneys received from sponsor match payments shall be
7 deposited in the account. The legislature may also appropriate moneys
8 to the account. Moneys in the account shall be spent pursuant to
9 appropriation and only for the purposes and in the manner provided in
10 RCW 70.164.040. Any moneys appropriated that are not spent by the
11 department shall return to the account.

12 ~~((2) Notwithstanding RCW 43.84.090, all earnings of investments of
13 balances in the low income weatherization assistance account shall be
14 credited to the account.))~~

15 **Sec. 65.** RCW 79.90.555 and 1987 c 259 s 2 are each amended to read
16 as follows:

17 The aquatic land dredged material disposal site account is hereby
18 established in the state treasury. The account shall consist of funds
19 appropriated to the account; funds transferred or paid to the account
20 pursuant to settlements; court or administrative agency orders or
21 judgments; gifts and grants to the account; and all funds received by
22 the department of natural resources from users of aquatic land dredged
23 material disposal sites. After appropriation, moneys in the fund may
24 be spent only for the management and environmental monitoring of
25 aquatic land dredged material disposal sites. The account is subject
26 to the allotment procedure provided under chapter 43.88 RCW.
27 ~~((Notwithstanding RCW 43.84.090, all earnings of investments of
28 balances in the account shall be credited to the account.))~~

1 **Sec. 66.** RCW 70.94.483 and 1990 c 128 s 5 are each amended to read
2 as follows:

3 (1) The wood stove education and enforcement account is hereby
4 created in the (~~general fund~~) state treasury. Money placed in the
5 account shall include all money received under subsection (2) of this
6 section and any other money appropriated by the legislature. Money in
7 the account shall be spent for the purposes of the wood stove education
8 program established under RCW 70.94.480 and for enforcement of the wood
9 stove program, and shall be subject to legislative appropriation.

10 (2) The department of ecology, with the advice of the advisory
11 committee, shall set a flat fee, not to exceed fifteen dollars, on the
12 retail sale, as defined in RCW 82.04.050, of each solid fuel burning
13 device, excepting masonry fireplaces(~~(, after January 1, 1988)~~). The
14 fee shall be imposed upon the consumer and shall not be subject to the
15 retail sales tax provisions of chapters 82.08 and 82.12 RCW. The fee
16 may be adjusted annually above fifteen dollars according to changes in
17 the consumer price index (~~(after January 1, 1989)~~). The fee shall be
18 collected by the department of revenue in conjunction with the retail
19 sales tax under chapter 82.08 RCW. If the seller fails to collect the
20 fee herein imposed or fails to remit the fee to the department of
21 revenue in the manner prescribed in chapter 82.08 RCW, the seller shall
22 be personally liable to the state for the amount of the fee. The
23 collection provisions of chapter 82.32 RCW shall apply. The department
24 of revenue shall deposit fees collected under this section in the wood
25 stove education and enforcement account.

26 **Sec. 67.** RCW 47.78.010 and 1990 c 43 s 47 are each amended to read
27 as follows:

28 There is hereby established in the state treasury the high capacity
29 transportation account. Money in the account shall be used, after

1 appropriation, for local high capacity transportation purposes
2 including rail freight. (~~All earnings of investments of any balances~~
3 ~~in the high capacity transportation account shall be credited to the~~
4 ~~account except as provided in RCW 43.84.090 and 43.84.092.~~)

5 **Sec. 68.** RCW 22.09.411 and 1987 c 509 s 8 are each amended to read
6 as follows:

7 (1) There is hereby established a fund to be known as the grain
8 indemnity fund. The grain indemnity fund shall consist of assessments
9 remitted by licensees pursuant to the provisions of RCW 22.09.416
10 through 22.09.426 (~~and any interest or earnings on the fund balance~~).

11 (2) All assessments shall be paid to the department and shall be
12 deposited in the grain indemnity fund. The state treasurer shall be
13 the custodian of the grain indemnity fund. Disbursements shall be on
14 authorization of the director. No appropriation is required for
15 disbursements from this fund.

16 (3) The grain indemnity fund shall be used exclusively for purposes
17 of paying claimants pursuant to this chapter, and paying necessary
18 expenses of administering the grain indemnity fund, provided however,
19 that moneys equivalent to one-half of the interest (~~accumulated~~)
20 earned by the fund for deposit to the general fund may be paid to the
21 department to defray costs of administering the warehouse audit
22 program. The state of Washington shall not be liable for any claims
23 presented against the fund.

24 **Sec. 69.** RCW 70.47.030 and 1987 1st ex.s. c 5 s 5 are each amended
25 to read as follows:

26 The basic health plan trust account is hereby established in the
27 state treasury. All funds appropriated for this chapter shall be
28 deposited in the basic health plan trust account and may be expended

1 without further appropriation. Disbursements from other moneys in the
2 account shall be made pursuant to appropriation and upon warrants drawn
3 by the Washington basic health plan administrator. Moneys in the
4 account shall be used exclusively for the purposes of this chapter,
5 including payments to participating managed health care systems on
6 behalf of enrollees in the plan and payment of costs of administering
7 the plan. (~~The earnings on any surplus balances in the basic health~~
8 ~~plan trust account shall be credited to the account, notwithstanding~~
9 ~~RCW 43.84.090. After January 1, 1988,~~) The administrator shall not
10 expend or encumber for an ensuing fiscal period amounts exceeding
11 ninety percent of the amounts anticipated to accrue in the account
12 during the fiscal period.

13 **Sec. 70.** RCW 70.105D.070 and 1989 c 2 s 7 are each amended to read
14 as follows:

15 (1) The state toxics control account and the local toxics control
16 account are hereby created in the state treasury.

17 (2) The following moneys shall be deposited into the state toxics
18 control account: (a) Those revenues which are raised by the tax
19 imposed under RCW 82.21.030 and which are attributable to that portion
20 of the rate equal to thirty-three one-hundredths of one percent; (b)
21 the costs of remedial actions recovered under this chapter or chapter
22 70.105A RCW (~~after March 1, 1989~~); (c) penalties collected or
23 recovered under this chapter; and (d) any other money appropriated or
24 transferred to the account by the legislature. Moneys in the account
25 may be used only to carry out the purposes of this chapter, including
26 but not limited to the following activities:

27 (i) The state's responsibility for hazardous waste planning,
28 management, regulation, enforcement, technical assistance, and public
29 education required under chapter 70.105 RCW;

- 1 (ii) The state's responsibility for solid waste planning,
2 management, regulation, enforcement, technical assistance, and public
3 education required under chapter 70.95 RCW;
- 4 (iii) The hazardous waste cleanup program required under this
5 chapter;
- 6 (iv) State matching funds required under the federal cleanup law;
- 7 (v) Financial assistance for local programs in accordance with RCW
8 70.95.130, 70.95.140, 70.95.220, 70.95.230, 70.95.530, 70.105.220,
9 70.105.225, 70.105.235, and 70.105.260;
- 10 (vi) State government programs for the safe reduction, recycling,
11 or disposal of hazardous wastes from households, small businesses, and
12 agriculture;
- 13 (vii) Hazardous materials emergency response training;
- 14 (viii) Water and environmental health protection and monitoring
15 programs;
- 16 (ix) Programs authorized under chapter 70.146 RCW;
- 17 (x) A public participation program, including regional citizen
18 advisory committees;
- 19 (xi) Public funding to assist potentially liable persons to pay for
20 the costs of remedial action in compliance with cleanup standards under
21 RCW 70.105D.030(2)(d) but only when the amount and terms of such
22 funding are established under a settlement agreement under RCW
23 70.105D.040(4) and when the director has found that the funding will
24 achieve both (A) a substantially more expeditious or enhanced cleanup
25 than would otherwise occur, and (B) the prevention or mitigation of
26 unfair economic hardship; and
- 27 (xii) Development and demonstration of alternative management
28 technologies designed to carry out the top two hazardous waste
29 management priorities of RCW 70.105.150.

1 (3) The following moneys shall be deposited into the local toxics
2 control account: Those revenues which are raised by the tax imposed
3 under RCW 82.21.030 and which are attributable to that portion of the
4 rate equal to thirty-seven one-hundredths of one percent. Moneys
5 deposited in the local toxics control account shall be used by the
6 department for grants to local governments for the following purposes
7 in descending order of priority: (a) Remedial actions; (b) hazardous
8 waste plans and programs under RCW 70.105.220, 70.105.225, 70.105.235,
9 and 70.105.260; and (c) solid waste plans and programs under RCW
10 70.95.130, 70.95.140, 70.95.220, and 70.95.230. Funds for plans and
11 programs shall be allocated consistent with the priorities and matching
12 requirements established in chapters 70.105 and 70.95 RCW.

13 (4) Except for unanticipated receipts under RCW 43.79.260 through
14 43.79.282, moneys in the state and local toxics control accounts may be
15 spent only after appropriation by statute. ~~((All earnings from
16 investment of balances in the accounts, except as provided in RCW
17 43.84.090, shall be credited to the accounts.))~~

18 (5) One percent of the moneys deposited into the state and local
19 toxics control accounts shall be allocated only for public
20 participation grants to persons who may be adversely affected by a
21 release or threatened release of a hazardous substance and to not-for-
22 profit public interest organizations. The primary purpose of these
23 grants is to facilitate the participation by persons and organizations
24 in the investigation and remedying of releases or threatened releases
25 of hazardous substances and to implement the state's solid and
26 hazardous waste management priorities. No grant may exceed fifty
27 thousand dollars though it may be renewed annually. Moneys
28 appropriated for public participation from either account which are not
29 expended at the close of any biennium shall revert to the state toxics
30 control account.

1 (6) No moneys deposited into either the state or local toxics
2 control account may be used for solid waste incinerator feasibility
3 studies, construction, maintenance, or operation.

4 (7) The department shall adopt rules for grant issuance and
5 performance.

6 **Sec. 71.** RCW 2.14.070 and 1988 c 109 s 18 are each amended to read
7 as follows:

8 The judicial retirement administrative account is created in the
9 state treasury. All expenses of the administrator for the courts under
10 this chapter, including staffing and administrative expenses, shall be
11 paid out of the administrative account. (~~Notwithstanding RCW~~
12 ~~43.84.090, all earnings of investments of balances in the~~
13 ~~administrative account shall be credited to this account.~~) Any excess
14 (~~of earnings of investments of balances credited to~~) balance of this
15 account over administrative expenses disbursed from this account shall
16 be (~~expended~~) transferred to the principal account. Any deficiency
17 in the administrative account caused by an excess of administrative
18 expenses disbursed from this account over (~~earnings of investments of~~
19 ~~balances credited to~~) the excess balance of this account shall be
20 transferred to this account from the principal account.

21 **Sec. 72.** RCW 70.170.080 and 1989 1st ex.s. c 9 s 508 are each
22 amended to read as follows:

23 The basic expenses for the hospital data collection and reporting
24 activities of this chapter shall be financed by an assessment against
25 hospitals of no more than four one-hundredths of one percent of each
26 hospital's gross operating costs, to be levied and collected from and
27 after that date, upon which the similar assessment levied under chapter
28 70.39 RCW is terminated, for the provision of hospital services for its

1 last fiscal year ending on or before June 30th of the preceding
2 calendar year. Budgetary requirements in excess of that limit must be
3 financed by a general fund appropriation by the legislature. All
4 moneys collected under this section shall be deposited by the state
5 treasurer in the hospital data collection account which is hereby
6 created in the state treasury. (~~All earnings on investments of~~
7 ~~balances in the hospital data collection account shall be credited to~~
8 ~~the general fund.~~) The department may also charge, receive, and
9 dispense funds or authorize any contractor or outside sponsor to charge
10 for and reimburse the costs associated with special studies as
11 specified in RCW 70.170.050.

12 Any amounts raised by the collection of assessments from hospitals
13 provided for in this section which are not required to meet
14 appropriations in the budget act for the current fiscal year shall be
15 available to the department in succeeding years.

16 **Sec. 73.** RCW 90.76.100 and 1989 c 346 s 11 are each amended to
17 read as follows:

18 The underground storage tank account is created in the state
19 treasury. Money in the account may only be spent, subject to
20 legislative appropriation, for the administration and enforcement of
21 the underground storage tank program established under this chapter.
22 The account shall contain:

- 23 (1) All fees collected under RCW 90.76.090; and
24 (2) All fines or penalties collected under RCW 90.76.080(~~and~~
25 ~~(3) Any interest earned on the account, subject to RCW 43.84.090)).~~

26 **Sec. 74.** RCW 70.95.800 and 1989 c 431 s 90 are each amended to
27 read as follows:

1 The solid waste management account is created in the state
2 treasury. Moneys in the account may only be spent after appropriation.
3 Expenditures from the account may only be used to carry out the
4 purposes of this act. (~~All earnings from the investment of balances~~
5 ~~in the solid waste management account except as provided in RCW~~
6 ~~43.84.090, shall be deposited into the solid waste management~~
7 ~~account.~~))

8 **Sec. 75.** RCW 59.21.050 and 1990 c 171 s 5 are each amended to read
9 as follows:

10 (1) The mobile home park relocation fund is created in the custody
11 of the state treasurer. All legislative appropriations for mobile home
12 relocation assistance, receipts from fees collected under this chapter,
13 and amounts required to be paid by park-owners to low-income park
14 tenants shall be deposited into the fund. Expenditures from the fund
15 may be used only for relocation assistance under RCW 59.21.020, or
16 transfer to the mobile home park purchase fund under subsection (2) of
17 this section. Only the director of community development or the
18 director's designee may authorize expenditures from the fund. All
19 relocation payments to low-income park tenants, including those due
20 from the park-owner shall be made from the fund. The fund is subject
21 to allotment procedures under chapter 43.88 RCW, but no appropriation
22 is required for expenditures.

23 (2) (~~The state treasurer shall maintain the fund and shall invest~~
24 ~~the fund moneys. Moneys earned on these investments shall be deposited~~
25 ~~in the fund and shall be used for the same purposes as other fund~~
26 ~~moneys.~~)) Unexpended and unencumbered moneys that remain in the fund
27 at the end of the fiscal year do not revert to the state general fund
28 but remain in the fund, separately accounted for, as a contingency
29 reserve, or if the director determines at the end of any fiscal year

1 beginning after December 31, 1991, that the fund contains a surplus
2 over the projected amount needed for relocation during the upcoming
3 year(s), any surplus may be transferred to the mobile home park
4 purchase fund created by chapter 59.22 RCW. However, the director may
5 cause any uncommitted funds in the mobile home park purchase fund which
6 were transferred from the mobile home park relocation fund to be
7 transferred back to the mobile home park relocation fund if that fund
8 cannot otherwise meet its current obligations.

9 (3) A low-income park tenant who is entitled to relocation
10 assistance under this chapter is entitled to payment only after
11 submitting an application which includes: (a) A copy of the notice
12 from the park-owner that the tenancy is terminated due to closure of
13 the park; (b) a copy of the rental agreement currently in force; and
14 (c) a copy of the contract entered into for the purpose of relocating
15 the mobile home, which includes the date of relocation.

16 (4) The director may adopt rules for the administration of the
17 fund.

18 **Sec. 76.** RCW 70.95E.080 and 1990 c 114 s 18 are each amended to
19 read as follows:

20 The hazardous waste assistance account is hereby created in the
21 state treasury. The following moneys shall be deposited into the
22 hazardous waste assistance account:

23 (1) Those revenues which are raised by the fees imposed under RCW
24 70.95E.020 and 70.95E.030;

25 (2) Penalties and surcharges collected under chapter 70.95C RCW and
26 this chapter; and

27 (3) Any other moneys appropriated or transferred to the account by
28 the legislature. (~~All earnings from investment of balances in the~~
29 ~~hazardous waste assistance account, except as provided in RCW~~

1 43.84.090, shall be credited to the hazardous waste assistance
2 account.)) Moneys in the hazardous waste assistance account may be
3 spent only for the purposes of this chapter following legislative
4 appropriation.

5 **Sec. 77.** RCW 28B.30.741 and 1969 ex.s. c 223 s 28B.30.741 are each
6 amended to read as follows:

7 All moneys received from the lease or rental of lands set apart by
8 the enabling act for a scientific school; all interest or income
9 arising from the proceeds of the sale of such lands or of the timber,
10 fallen timber, stone, gravel or other valuable material thereon, except
11 for investment income derived pursuant to RCW 43.84.080 and, less the
12 allocation to the state investment board expense account pursuant to
13 RCW 43.33A.160; and all moneys received as interest on deferred
14 payments on contracts for the sale of such lands shall be deposited in
15 the "Washington State University bond retirement fund" to be expended
16 for the purposes set forth in RCW 28B.30.740.

17 **Sec. 78.** RCW 28B.30.742 and 1969 ex.s. c 223 s 28B.30.742 are each
18 amended to read as follows:

19 Whenever federal law shall permit(~~(, but in no event prior to July~~
20 ~~1, 1967,))~~) all moneys received from the lease or rental of lands set
21 apart by the enabling act for an agricultural college, all interest or
22 income arising from the proceeds of the sale of such lands or of the
23 timber, fallen timber, stone, gravel or other valuable material
24 thereon, except for investment income derived pursuant to RCW 43.84.080
25 and, less the allocation to the state investment board expense account
26 pursuant to RCW 43.33A.160; and all moneys received as interest on
27 deferred payments on contracts for the sale of such lands shall be

1 deposited in the Washington State University bond retirement fund to be
2 expended for the purposes set forth in RCW 28B.30.740.

3 **Sec. 79.** RCW 28B.20.810 and 1969 ex.s. c 223 s 28B.20.810 are each
4 amended to read as follows:

5 The board of regents of the University of Washington is empowered
6 to authorize from time to time the transfer from the state university
7 permanent fund to be held in reserve in the bond retirement fund
8 created by RCW 28B.20.720 any unobligated funds and investments derived
9 from lands set apart for the support of the university by chapter 91,
10 Laws of 1903 and section 9, chapter 122, Laws of 1893, to the extent
11 required to comply with bond covenants regarding principal and interest
12 payments and reserve requirements for bonds payable out of the bond
13 retirement fund up to a total amount of five million dollars, and to
14 transfer any or all of said unobligated funds and investments in excess
15 of five million dollars to the university building account created by
16 RCW 43.79.330(22). Any funds transferred to the bond retirement fund
17 pursuant to this section shall be replaced by moneys first available
18 out of the moneys required to be deposited in such fund pursuant to RCW
19 28B.20.800. The board is further empowered to direct the state finance
20 committee to convert any investments in such permanent fund acquired
21 with funds derived from such lands into cash or obligations of or
22 guaranteed by the United States of America prior to the transfer of
23 such funds and investments to such reserve account or building account.

24 ~~((All interest earned on and profits derived from the sale of any
25 investments of money in such University of Washington bond retirement
26 fund shall be deposited in and become a part of such fund.))~~

27 NEW SECTION. **Sec. 80.** A new section is added to chapter 43.63A
28 RCW to read as follows:

1 The state fire service training center bond retirement account of
2 1977 is hereby reestablished as an account within the treasury for the
3 purpose of the payment of the principal of and interest on the bonds
4 authorized to be issued pursuant to chapter 349, Laws of 1977 ex.
5 sess., or chapter 470, Laws of 1985 or, if the legislature so
6 determines, for any bonds and notes hereafter authorized and issued for
7 the commission for vocational education or the statutory successor to
8 its powers and duties involving the state fire training center.

9 The state finance committee, on or before June 30th of each year,
10 shall certify to the state treasurer the amount required in the next
11 succeeding twelve months for the payment of the principal of and the
12 interest coming due on such bonds. The state treasurer shall withdraw
13 from any general state revenues received in the state treasury and
14 deposit in the state general obligation bond retirement fund such
15 amounts and at such times as are required by the bond proceedings.

16 **Sec. 81.** RCW 28B.14C.060 and 1977 ex.s. c 354 s 6 are each amended
17 to read as follows:

18 There is hereby created in the state treasury the institutions of
19 higher education refunding bond retirement fund of 1977, which fund
20 shall be devoted to the payment of principal of, interest on and
21 redemption premium, if any, on the bonds authorized to be issued
22 pursuant to this chapter.

23 The state finance committee shall, on or before June 30 of each
24 year, certify to the state treasurer the amount needed in the next
25 succeeding twelve months to pay the installments of principal of and
26 interest on the refunding bonds coming due in such period. The state
27 treasurer shall, not less than thirty days prior to the due date of
28 each installment, withdraw from any general state revenues received in
29 the state treasury an amount equal to the amount certified by the state

1 finance committee as being required to pay such installment; shall
2 deposit such amount in the institutions of higher education refunding
3 bond retirement fund of 1977; and shall apply in a timely manner the
4 funds so deposited to the payment of the installment due on the bonds.

5 ~~((Moneys in the said bond retirement fund may be invested as
6 determined by the state finance committee. Any interest and profits
7 derived from such interim investment shall be deposited into the said
8 bond retirement fund.))~~

9 **Sec. 82.** RCW 43.79A.020 and 1984 c 7 s 47 are each amended to read
10 as follows:

11 There is created a trust fund outside the state treasury to be
12 known as the "treasurer's trust fund." All nontreasury trust funds
13 which are in the custody of the state treasurer on April 10, 1973,
14 shall be placed in the treasurer's trust fund and be subject to the
15 terms of this chapter. Funds of the state department of transportation
16 shall be placed in the treasurer's trust fund only if mutually agreed
17 to by the state treasurer and the department. In order to assure an
18 orderly transition to a centralized management system, the state
19 treasurer may place each of such trust funds in the treasurer's trust
20 fund at such times as he deems advisable. Except for department of
21 transportation trust funds, all such funds shall be incorporated in the
22 treasurer's trust fund by June 30, 1975. Other funds in the custody of
23 state officials or state agencies may, upon their request, be
24 established as accounts in the treasurer's trust fund with the
25 discretionary concurrence of the state treasurer. All income received
26 from the treasurer's trust fund investments shall be deposited in the
27 investment income account pursuant to RCW 43.79A.040.

1 **Sec. 83.** RCW 43.79A.040 and 1973 1st ex.s. c 15 s 4 are each
2 amended to read as follows:

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

7 All income received from investment of the treasurer's trust fund
8 shall be set aside in an account in the treasury trust fund to be known
9 as the investment income account. On or before July 20 of each year,
10 the state treasurer shall distribute all money in the investment income
11 account (~~(in the following manner. Twenty percent to the treasurer's~~
12 ~~service fund in the state treasury to help defray the costs of managing~~
13 ~~the treasurer's trust fund. The remaining eighty percent shall be~~
14 ~~divided among the various agency accounts from which such investments~~
15 ~~were made, in proportion to the respective balances thereof)) to the
16 state general fund except the game farm alternative account and the
17 energy account shall receive their proportionate share of earnings
18 based upon each fund's average daily balance for the period. However,
19 the earnings to be distributed shall first be reduced by the allocation
20 to the state treasurer's service account pursuant to RCW 43.08.190. In
21 conformance with Article II, section 37 of the state Constitution, no
22 trust accounts or funds shall be allocated earnings without the
23 specific affirmative directive of this section.~~

24 **Sec. 84.** RCW 43.08.190 and 1985 c 405 s 506 are each amended to
25 read as follows:

26 There is hereby created a fund within the state treasury to be
27 known as the "state treasurer's service fund". Such fund shall be used
28 solely for the payment of costs and expenses incurred in the operation
29 and administration of the state treasurer's office.

1 (~~The office of financial management may direct the state treasurer~~
2 ~~to transfer to the general fund an amount not to exceed two million~~
3 ~~dollars from the state treasurer's service fund for the 1983-85 fiscal~~
4 ~~biennium.~~) On or before July 20th of each year, moneys equivalent to
5 a maximum of one percent of the trust and treasury average daily cash
6 balances shall be allocated from the prior fiscal years earnings
7 generated under the authority of RCW 43.79A.040 and 43.84.080 and
8 placed in the state treasurer's service fund. The allocation shall
9 precede the distribution of the remaining earnings as prescribed under
10 RCW 43.79A.040 and 43.84.092. The state treasurer shall establish a
11 uniform allocation rate based on the appropriations for the treasurer's
12 office.

13 **Sec. 85.** RCW 90.48.390 and 1989 c 388 s 7 and 1989 c 262 s 3 are
14 each reenacted and amended to read as follows:

15 The coastal protection fund is established to be used by the
16 department as a revolving fund for carrying out the purposes of RCW
17 90.48.315 through 90.48.365, 78.52.020, 78.52.125, 82.36.330,
18 90.48.142, 90.48.315, 90.48.370 through 90.48.410, 90.48.903,
19 90.48.906 and 90.48.907, and 90.48.366 through 90.48.368. To this fund
20 there shall be credited penalties, fees, damages, and charges received
21 pursuant to the provisions of RCW 90.48.142 and 90.48.315 through
22 90.48.365, compensation for damages received under RCW 90.48.366
23 through 90.48.368, and an amount equivalent to one cent per gallon from
24 each marine use refund claim under RCW 82.36.330.

25 Moneys in the fund not needed currently to meet the obligations of
26 the department in the exercise of its powers, duties, and functions
27 under RCW 90.48.315 through 90.48.365 and RCW 78.52.020, 78.52.125,
28 82.36.330, 90.48.142, 90.48.315, 90.48.370 through 90.48.410,
29 90.48.903, 90.48.906 and 90.48.907 shall be deposited with the state

1 treasurer to the credit of the fund (~~and may be invested in such~~
2 ~~manner as is provided for by law. Interest received on such investment~~
3 ~~shall be credited to the fund~~)).

4 **Sec. 86.** RCW 28C.10.082 and 1987 c 459 s 2 are each amended to
5 read as follows:

6 The tuition recovery fund is hereby established in the custody of
7 the state treasurer. The agency shall deposit in the fund all moneys
8 received under RCW 28C.10.084. Moneys in the fund may be spent only
9 for the purposes under RCW 28C.10.084. Disbursements from the fund
10 shall be on authorization of the agency. The fund is subject to the
11 allotment procedure provided under chapter 43.88 RCW, but no
12 appropriation is required for disbursements. (~~All earnings of~~
13 ~~investments of such balances shall be credited to the tuition recovery~~
14 ~~fund.~~)

15 **Sec. 87.** RCW 43.250.030 and 1990 c 106 s 2 are each amended to
16 read as follows:

17 There is created a trust fund (~~in the state treasury~~) to be known
18 as the public funds investment account. The account is to be
19 separately accounted for and invested by the state treasurer. All
20 moneys remitted under this chapter shall be deposited in this account.
21 (~~The~~) All earnings on any balances in the public funds investment
22 account, less moneys for administration pursuant to RCW 43.250.060,
23 shall be credited to the public funds investment account(~~(~~
24 ~~notwithstanding RCW 43.84.090)~~)).

25 **Sec. 88.** RCW 43.185.030 and 1987 c 513 s 6 are each amended to
26 read as follows:

1 There is hereby created ~~((a fund))~~ in the ~~((office of the~~
2 ~~treasurer))~~ state treasury an account to be known as the Washington
3 housing trust fund. The housing trust fund shall include revenue from
4 the sources established by this chapter, appropriations by the
5 legislature, private contributions, and all other sources. ~~((Eighty~~
6 ~~percent of the return on the fund in the form of investment income or~~
7 ~~interest shall be added to the principal of the fund. The remaining~~
8 ~~twenty percent shall be placed in the general fund.))~~

9 **Sec. 89.** RCW 28B.10.882 and 1987 c 147 s 3 are each amended to
10 read as follows:

11 Funds appropriated by the legislature for the graduate fellowship
12 program shall be deposited in the graduate fellowship trust fund.
13 ~~((All moneys deposited in the fund shall be invested by the state~~
14 ~~treasurer. Notwithstanding RCW 43.84.090, all earnings of investments~~
15 ~~of balances in the fund shall be credited to the fund.))~~ At the request
16 of the higher education coordinating board under RCW 28B.10.884, the
17 treasurer shall release the state matching funds to the designated
18 institution's local endowment fund. No appropriation is required for
19 expenditures from the fund.

20 **Sec. 90.** RCW 59.22.030 and 1987 c 482 s 4 are each amended to read
21 as follows:

22 The mobile home park purchase ~~((fund))~~ account is hereby created
23 ~~((and shall be maintained))~~ in the ~~((office of the treasurer))~~ state
24 treasury. The purpose of this ~~((fund))~~ account is to provide loans
25 according to the provisions of this chapter and for related
26 administrative costs of the department. The ~~((fund))~~ account shall
27 include appropriations, loan repayments, ~~((interest,))~~ and any other
28 money from private sources made available to the state for the purposes

1 of this chapter. Owners of mobile home parks shall not be assessed for
2 the purposes of this ((fund)) account.

3 **Sec. 91.** RCW 70.148.020 and 1990 c 64 s 3 are each amended to read
4 as follows:

5 (1) The pollution liability insurance program trust account is
6 established in the custody of the state treasurer. All funds
7 appropriated for this chapter and all premiums collected for
8 reinsurance shall be deposited in the account. Expenditures from the
9 account shall be used exclusively for the purposes of this chapter
10 including payment of costs of administering the program. The account
11 is subject to allotment procedures under chapter 43.88 RCW.
12 Expenditures for payment of the costs of administering the program may
13 be made only after appropriation by statute. No appropriation is
14 required for other expenditures from the account. ~~((The earnings on
15 any surplus balances in the pollution liability insurance program trust
16 account shall be credited to the account notwithstanding RCW
17 43.84.090.))~~

18 (2) Each calendar quarter, the director shall report to the
19 insurance commissioner and the chairs of the senate ways and means,
20 senate financial institutions, house of representatives revenue, and
21 house of representatives financial institutions committees, the loss
22 and surplus reserves required for the calendar quarter. The director
23 shall notify the department of revenue of this amount by the fifteenth
24 day of each calendar quarter.

25 **Sec. 92.** RCW 4.92.220 and 1989 c 419 s 5 are each amended to read
26 as follows:

1 (1) A risk management account is hereby created in the treasury to
2 be an appropriated account used exclusively for the payment of costs
3 related to:

4 (a) The administration of liability, property and vehicle claims,
5 including investigation, claim processing, negotiation and settlement,
6 and other expenses relating to settlements and judgments against the
7 state not otherwise budgeted; and

8 (b) Purchase of liability and property insurance, including
9 catastrophic insurance, subject to policy conditions and limitations
10 determined by the risk manager.

11 ~~(2) ((Earnings on the account's assets shall be credited to the~~
12 ~~account, notwithstanding RCW 43.84.090.~~

13 ~~(3))~~) The risk management account shall be financed through a
14 combination of direct appropriations and assessments to state agencies.

15 **Sec. 93.** RCW 4.92.130 and 1989 c 419 s 4 are each amended to read
16 as follows:

17 A liability account in the custody of the treasurer is hereby
18 created as a nonappropriated account to be used solely and exclusively
19 for the payment of liability settlements and judgments against the
20 state under 42 U.S.C. Sec. 1981 et seq. or for the tortious conduct of
21 its officers, employees, and volunteers.

22 (1) The purpose of the liability account is to: (a) Expeditiously
23 pay legal liabilities of the state resulting from tortious conduct; (b)
24 promote risk control through a cost allocation system which recognizes
25 agency loss experience, levels of self-retention, and levels of risk
26 exposure; and (c) establish an actuarially sound system to pay incurred
27 losses, within defined limits.

1 (2) The liability account shall be used to pay claims for injury
2 and property damages exclusive of legal defense costs and agency-
3 retained expenses otherwise budgeted.

4 (3) No money shall be paid from the liability account unless all
5 proceeds available to the claimant from any valid and collectible
6 liability insurance shall have been exhausted and unless:

7 (a) The claim shall have been reduced to final judgment in a court
8 of competent jurisdiction; or

9 (b) The claim has been approved for payment.

10 (4) ~~((Earnings on the account's assets shall be credited to the
11 account, notwithstanding RCW 43.84.090.~~

12 ~~(5))~~ The liability account shall be financed through annual
13 premiums assessed to state agencies, based on sound actuarial
14 principles, and shall be for liability coverage in excess of agency-
15 budgeted self-retention levels.

16 ~~((6))~~ (5) Annual premium levels shall be determined by the risk
17 manager, with the consultation and advice of the risk management
18 advisory committee and concurrence from the office of financial
19 management. An actuarial study shall be conducted to assist in
20 determining the appropriate level of funding.

21 ~~((7))~~ (6) Disbursements from the liability account shall be made
22 to the claimant, or to the clerk of the court for judgments, upon
23 written request to the state treasurer from the risk manager.

24 ~~((8))~~ (7) The director of the office of financial management may
25 direct agencies to transfer moneys from other funds and accounts to the
26 liability account if premiums are delinquent.

27 ~~((9))~~ (8) The liability account shall not exceed fifty percent of
28 the actuarial value of the outstanding liability as determined annually
29 by the office of risk management. If the account exceeds the maximum
30 amount specified in this section, premiums may be adjusted by the

1 office of risk management in order to maintain the account balance at
2 the maximum limits. If, after adjustment of premiums, the account
3 balance remains above the limits specified, the excess amount will be
4 prorated back to the appropriate funds.

5 **Sec. 94.** RCW 41.40.080 and 1989 c 273 s 21 are each amended to
6 read as follows:

7 (1) All bonds or other obligations purchased according to RCW
8 43.84.150 shall be forthwith placed in the hands of the state treasurer
9 who is hereby designated as custodian thereof, and it shall be his duty
10 to collect the principal thereof and the interest thereon as the same
11 becomes due and payable, and place the same when so collected into the
12 retirement system's funds.

13 (2) The state treasurer shall be the custodian of all other funds
14 of the retirement system and all disbursements therefrom shall be paid
15 by the state treasurer upon vouchers duly authorized by the department
16 and bearing the signature of the duly authorized officer of the
17 department.

18 (3) The state treasurer is hereby authorized and directed to
19 deposit (~~(any portion of the funds of the)~~) retirement system funds not
20 needed for immediate use in the same manner and subject to all the
21 provisions of law with respect to the deposit of state funds by such
22 treasurer(~~(, and)~~). All ((interest)) investment income derived from
23 state investment board investments earned by such portion of the
24 retirement system's funds as may be deposited by the state treasurer in
25 pursuance of authority herewith given shall be collected by him and
26 placed to the credit of the retirement fund or the department of
27 retirement systems expense fund, less the allocation to the state
28 investment board expense account pursuant to RCW 43.33A.160.

1 (4) There is hereby established in the state treasury three
2 separate funds, namely:

3 (a) The public employees' retirement system plan I fund and the
4 public employees' plan II fund, into which shall be paid all moneys
5 received by the department and from which shall be paid all refunds,
6 adjustments, retirement allowances and other benefits provided for
7 herein. The plan I fund shall consist of all moneys paid to finance
8 the benefits, provided to members of plan I, and the plan II fund shall
9 consist of all moneys paid to finance the benefits provided to members
10 of plan II. All contributions by members to the department of
11 retirement systems expense fund as provided in RCW 41.40.330 and
12 contributions by employers for the expense of operating the retirement
13 system as provided for herein shall be transferred by the state
14 treasurer from the retirement system fund to the department of
15 retirement systems expense fund upon authorization of the department;

16 (b) The department of retirement systems expense fund, from which
17 shall be paid the expenses of the administration of the retirement
18 system.

19 (5) In order to reimburse the department of retirement systems
20 expense fund on an equitable basis the department shall, after
21 crediting the estimated amount to be collected as employees'
22 contributions, ascertain and report to each employer the sum necessary
23 to defray its proportional share of the entire expense of the
24 administration of this chapter during the ensuing biennium or fiscal
25 year whichever may be required. Such sum is to be computed in an
26 amount directly proportional to the estimated entire expense of the
27 said administration as the ratio of monthly salaries of the employer's
28 members bears to the total salaries of all members in the entire
29 system. It shall then be the duty of all such employers to include in
30 their budgets or otherwise provide the amounts so required.

1 (6) The department shall compute and bill each employer at the end
2 of each month for the amount due for that month to the department of
3 retirement systems expense fund and the same shall be paid as are its
4 other obligations. Such computation as to each such employer shall be
5 made on a percentage rate of salary established by the department:
6 PROVIDED, That the department may at its discretion establish a system
7 of billing based upon calendar year quarters in which event the said
8 billing shall be at the end of each such quarter.

9 (7) For the purpose of providing amounts to be used to defray the
10 cost of such administration, the department shall ascertain at the
11 beginning of each biennium and request from the legislature an
12 appropriation from the department of retirement systems expense fund
13 sufficient to cover estimated expenses for the said biennium.

14 **Sec. 95.** RCW 43.84.051 and 1965 ex.s. c 104 s 5 are each amended
15 to read as follows:

16 It shall be the duty of the state treasurer to collect the
17 interest, or other income on, and the principal of the securities held
18 in his or her custody pursuant to RCW 43.84.041 as the said sums become
19 due and payable, and to pay the same when so collected into the
20 respective funds to which the principal and interest shall accrue, less
21 the allocation to the state treasurer's service account pursuant to RCW
22 43.08.190 and the state investment board expense account pursuant to
23 RCW 43.33A.160.

24 **Sec. 96.** RCW 43.79.130 and 1965 c 8 s 43.79.130 are each amended
25 to read as follows:

26 There shall be in the state treasury a permanent and irreducible
27 fund known as the "agricultural permanent fund," into which shall be
28 paid all moneys derived from the sale of lands set apart by the

1 enabling act or otherwise for an agricultural college. The income
2 derived from investments pursuant to RCW 43.84.080 shall be credited to
3 the Washington State University building account less the allocation to
4 the state treasurer's service account pursuant to RCW 43.08.190.

5 **Sec. 97.** RCW 28B.35.751 and 1977 ex.s. c 169 s 87 are each amended
6 to read as follows:

7 All moneys received from the lease or rental of lands set apart by
8 the enabling act for state normal schools purposes; all interest or
9 income arising from the proceeds of the sale of such lands or of the
10 timber, fallen timber, stone, gravel, or other valuable material
11 thereon, less the allocation to the state treasurer's service account
12 pursuant to RCW 43.08.190 and the state investment board expense
13 account pursuant to RCW 43.33A.160; and all moneys received as interest
14 on deferred payments on contracts for the sale of such lands, shall
15 from time to time be paid into the state treasury and credited to the
16 Eastern Washington University, Central Washington University, Western
17 Washington University and The Evergreen State College capital projects
18 accounts as herein provided to be expended for capital projects, and
19 bond retirement purposes as set forth in RCW 28B.35.750, as now or
20 hereafter amended. Eastern Washington University, Central Washington
21 University, Western Washington University, and The Evergreen State
22 College shall be credited with one-fourth of the total amount:
23 PROVIDED, That Eastern Washington University, Central Washington
24 University and Western Washington University shall each be credited
25 with one-third of the total amount for so long as there remain unpaid
26 and outstanding any bonds which are payable in whole or in part out of
27 the moneys, interest or income described in this section.

1 **Sec. 98.** RCW 43.79.110 and 1965 c 8 s 43.79.110 are each amended
2 to read as follows:

3 There shall be in the state treasury a permanent and irreducible
4 fund known as the "scientific permanent fund," into which shall be paid
5 all moneys derived from the sale of lands set apart by the enabling act
6 or otherwise for a scientific school. The income derived from
7 investments pursuant to RCW 43.84.080 shall be credited to the
8 Washington State University building account less the allocation to the
9 state treasurer's service fund pursuant to RCW 43.08.190.

10 **Sec. 99.** RCW 28B.20.800 and 1969 ex.s. c 223 s 28B.20.800 are each
11 amended to read as follows:

12 All moneys hereafter received from the lease or rental of lands set
13 apart for the University of Washington by chapter 91, Laws of 1903 and
14 section 9, chapter 122, Laws of 1893, and all interest or income
15 arising from the proceeds of the sale of such land, less the allocation
16 to the state treasurer's service account pursuant to RCW 43.08.190 and
17 the state investment board expense account pursuant to RCW 43.33A.160,
18 and all proceeds from the sale of timber, fallen timber, stone, gravel,
19 or other valuable material and all other receipts therefrom shall be
20 deposited to the credit of the "University of Washington bond
21 retirement fund" to be expended for the purposes set forth in RCW
22 28B.20.720. All proceeds of sale of such lands, exclusive of
23 ~~((interest))~~ investment income, shall be deposited to the credit of the
24 state university permanent fund, shall be retained therein and shall
25 not be transferred to any other fund or account. All interest earned
26 or income received from the investment of the money in the state
27 university permanent fund shall be deposited to the credit of the
28 University of Washington bond retirement fund less the allocations to

1 the state treasurer's service fund pursuant to RCW 43.08.190 and the
2 state investment board expense account pursuant to RCW 43.33A.160.

3 As a part of the contract of sale of bonds payable out of the
4 University of Washington bond retirement fund, the board of regents of
5 the University of Washington may covenant that all moneys derived from
6 the above provided sources, which are required to be paid into the bond
7 retirement fund, shall continue to be paid into such bond retirement
8 fund for as long as any of such bonds are outstanding.

9 **Sec. 100.** RCW 41.24.030 and 1989 c 194 s 1 and 1989 c 91 s 1 are
10 each reenacted and amended to read as follows:

11 There is created in the state treasury a trust fund for the benefit
12 of the fire fighters of the state covered by this chapter, which shall
13 be designated the volunteer fire fighters' relief and pension fund and
14 shall consist of:

15 (1) All bequests, fees, gifts, emoluments, or donations given or
16 paid to the fund.

17 (2) An annual fee for each member of its fire department to be paid
18 by each municipal corporation for the purpose of affording the members
19 of its fire department with protection from death or disability as
20 herein provided as follows:

21 (a) Ten dollars for each volunteer or part-paid member of its fire
22 department;

23 (b) A sum equal to one and one-half of one percent of the annual
24 salary attached to the rank of each full-paid member of its fire
25 department, prorated for 1970 on the basis of services prior to March
26 1, 1970.

27 (3) Where a municipal corporation has elected to make available to
28 the members of its fire department the retirement provisions as herein
29 provided, an annual fee of thirty dollars for each of its fire fighters

1 electing to enroll therein, ten dollars of which shall be paid by the
2 municipality and twenty dollars of which shall be paid by the fire
3 fighter.

4 (4) Forty percent of all moneys received by the state from taxes on
5 fire insurance premiums shall be paid into the state treasury and
6 credited to the fund.

7 (5) The state investment board, upon request of the state treasurer
8 shall have full power to invest or reinvest such portion of the amounts
9 credited to the fund as is not, in the judgment of the treasurer,
10 required to meet current withdrawals. Such investments shall be made
11 in the manner prescribed by RCW 43.84.150 and not otherwise.

12 (6) All bonds or other obligations purchased according to
13 subsection (5) of this section shall be forthwith placed in the custody
14 of the state treasurer, and he shall collect the principal thereof and
15 interest thereon when due.

16 The state investment board may sell any of the bonds or obligations
17 so acquired and the proceeds thereof shall be paid to the state
18 treasurer.

19 The interest and proceeds from the sale and redemption of any bonds
20 or other obligations held by the fund and invested by the state
21 investment board shall be credited to and form a part of the fund, less
22 the allocation to the state investment board expense account pursuant
23 to RCW 43.33A.160.

24 All amounts credited to the fund shall be available for making the
25 payments required by this chapter.

26 The state treasurer shall make an annual report showing the
27 condition of the fund.

28 **Sec. 101.** RCW 28B.10.868 and 1987 c 8 s 3 are each amended to read
29 as follows:

1 Funds appropriated by the legislature for the distinguished
2 professorship program shall be deposited in the distinguished
3 professorship trust fund. (~~All moneys deposited in the fund shall be~~
4 ~~invested by the state treasurer. Notwithstanding RCW 43.84.090, all~~
5 ~~earnings of investments of balances of the fund shall be credited to~~
6 ~~the fund.)) At the request of the higher education coordinating board
7 under RCW 28B.10.870, the treasurer shall release the state matching
8 funds to the designated institution's local endowment fund. No
9 appropriation is required for expenditures from the fund.~~

10 **Sec. 102.** RCW 41.05.120 and 1988 c 107 s 10 are each amended to
11 read as follows:

12 (1) The state employees' insurance account is hereby established in
13 the custody of the state treasurer, to be used by the administrator for
14 the deposit of contributions, reserves, dividends, and refunds, and for
15 payment of premiums for employee insurance benefit contracts. Moneys
16 from the account shall be disbursed by the state treasurer by warrants
17 on vouchers duly authorized by the administrator. (~~Notwithstanding~~
18 ~~RCW 43.84.090, all earnings of investments of balances in the account~~
19 ~~shall be credited to the account.))~~

20 (2) The state treasurer and the state investment board may invest
21 moneys in the state employees' insurance account. All such investments
22 shall be in accordance with RCW 43.84.080 or 43.84.150, whichever is
23 applicable. The administrator shall determine whether the state
24 treasurer or the state investment board or both shall invest moneys in
25 the state employees' insurance account.

26 **Sec. 103.** RCW 41.04.260 and 1987 c 475 s 11 and 1987 c 121 s 1 are
27 each reenacted and amended to read as follows:

1 (1) There is hereby created a committee for deferred compensation
2 to be composed of five members appointed by the governor, one of whom
3 shall be a representative of an employee association or union certified
4 as an exclusive representative of at least one bargaining unit of
5 classified employees, one who shall be a representative of either a
6 credit union, savings and loan association, mutual savings bank or
7 bank, one who possesses expertise in the area of insurance or
8 investment of public funds, one who shall be the state attorney general
9 or his designee, and one additional member selected by the governor.
10 The committee shall serve without compensation but shall receive travel
11 expenses as provided for in RCW 43.03.050 and 43.03.060 as now existing
12 or hereafter amended.

13 (2) The deferred compensation principal account is hereby created
14 in the state treasury. Any deficiency in the deferred compensation
15 administrative account (~~((caused by an excess of administrative expenses~~
16 ~~disbursed from that account over earnings of investments of balances~~
17 ~~credited to that account))~~) shall be (~~((transferred))~~) eliminated by
18 transferring moneys to that account from the deferred compensation
19 principal account.

20 The amount of compensation deferred by employees under agreements
21 entered into under the authority contained in RCW 41.04.250 shall be
22 paid into the deferred compensation principal account and shall be
23 sufficient to cover costs of administration and staffing in addition to
24 such other amounts as determined by this committee. The deferred
25 compensation principal account shall be used to carry out the purposes
26 of RCW 41.04.250. All eligible state employees shall be given the
27 opportunity to participate in agreements entered into by the committee
28 under RCW 41.04.250. State agencies shall cooperate with the committee
29 in providing employees with the opportunity to participate. Any
30 county, municipality, or other subdivision of the state may elect to

1 participate in any agreements entered into by the committee under RCW
2 41.04.250, including the making of payments therefrom to the employees
3 participating in a deferred compensation plan upon their separation
4 from state or other qualifying service. Accordingly, the deferred
5 compensation principal account shall be considered to be a public
6 pension or retirement fund within the meaning of Article XXIX, section
7 1 of the state Constitution, for the purpose of determining eligible
8 investments and deposits of the moneys therein. All moneys in the
9 deferred compensation principal account, all property and rights
10 purchased therewith, and all income attributable thereto, exclusive of
11 investment income pursuant to RCW 43.84.080, shall remain (until made
12 available to the participating employee or other beneficiary) solely
13 the money, property, and rights of the state and participating
14 counties, municipalities and subdivisions (without being restricted to
15 the provision of benefits under the plan) subject only to the claims of
16 the state's and participating jurisdictions' general creditors.
17 Participating jurisdictions shall each retain property rights
18 separately.

19 (3) The state investment board, at the request of the deferred
20 compensation committee, is authorized to invest moneys in the deferred
21 compensation principal account in accordance with RCW 43.84.150.
22 Except as provided in RCW 43.33A.160, one hundred percent of all
23 earnings from these investments shall accrue directly to the deferred
24 compensation principal account. (~~The earnings on any surplus balances~~
25 ~~in the deferred compensation principal account shall be credited to the~~
26 ~~deferred compensation principal account, notwithstanding RCW~~
27 ~~43.84.090.~~)

28 (4) The deferred compensation administrative account is hereby
29 created in the state treasury. All expenses of the committee including
30 staffing and administrative expenses shall be paid out of the deferred

1 compensation administrative account. (~~Notwithstanding RCW 43.84.090,~~
2 ~~all earnings of investments of balances in the deferred compensation~~
3 ~~administrative account shall be credited to this account.~~) Any excess
4 of (~~earnings of investments of~~) balances credited to this account
5 (~~over administrative expenses disbursed from this account~~) shall be
6 (~~expended~~) transferred to the deferred compensation principal
7 account. Any deficiency in the deferred compensation administrative
8 account (~~caused by an excess of administrative expenses disbursed from~~
9 ~~this account over earnings of investments of balances credited to this~~
10 ~~account~~) shall be transferred to this account from the deferred
11 compensation principal account.

12 (5) In addition to the duties specified in this section and RCW
13 41.04.250, the deferred compensation committee shall administer the
14 salary reduction plan established in RCW 41.04.600 through 41.04.645.

15 (6) The deferred compensation committee shall keep or cause to be
16 kept full and adequate accounts and records of the assets, obligations,
17 transactions, and affairs of any deferred compensation plans created
18 under RCW 41.04.250 through 41.04.260.

19 The deferred compensation committee shall file an annual report of
20 the financial condition, transactions, and affairs of the deferred
21 compensation plans under the committee's jurisdiction. A copy of the
22 annual report shall be filed with the speaker of the house of
23 representatives, the president of the senate, the governor, and the
24 state auditor.

25 (7) Members of the deferred compensation committee shall be deemed
26 to stand in a fiduciary relationship to the employees participating in
27 the deferred compensation plans created under RCW 41.04.250 through
28 41.04.260 and shall discharge the duties of their respective positions
29 in good faith and with that diligence, care, and skill which ordinary

1 prudent persons would exercise under similar circumstances in like
2 positions.

3 (8) The committee may adopt rules necessary to carry out the
4 purposes of RCW 41.04.250 and 41.04.260.

5 **Sec. 104.** RCW 90.50A.020 and 1988 c 284 s 3 are each amended to
6 read as follows:

7 (1) The water pollution control revolving fund is hereby
8 established in the custody of the state treasurer. Moneys in this fund
9 are not subject to legislative appropriation. Moneys in the fund may
10 be spent only in a manner consistent with this chapter.

11 (2) The water pollution control revolving fund shall consist of:

12 (a) All capitalization grants provided by the federal government
13 under the federal water quality act of 1987;

14 (b) All state matching funds appropriated or authorized by the
15 legislature;

16 (c) Any other revenues derived from gifts or bequests pledged to
17 the state for the purpose of providing financial assistance for water
18 pollution control projects;

19 (d) All repayments of moneys borrowed from the fund;

20 (e) All interest payments made by borrowers from the fund;

21 (f) Any other fee or charge levied in conjunction with
22 administration of the fund; and

23 (g) Any new funds as a result of leveraging.

24 ~~((3) The state treasurer may invest and reinvest moneys in the
25 water pollution control revolving fund in the manner provided by law.
26 All earnings from such investment and reinvestment shall be credited to
27 the water pollution control revolving fund.))~~

1 **Sec. 105.** RCW 2.14.080 and 1989 c 139 s 3 are each amended to read
2 as follows:

3 (1) The administrator for the courts shall:

4 (a) Deposit or invest the contributions under RCW 2.14.090 in a
5 credit union, savings and loan association, bank, or mutual savings
6 bank;

7 (b) Purchase life insurance, shares of an investment company, or
8 fixed and/or variable annuity contracts from any insurance company or
9 investment company licensed to contract business in this state; or

10 (c) Invest in any of the class of investments described in RCW
11 43.84.150.

12 (2) The state investment board or the committee for deferred
13 compensation, at the request of the administrator for the courts, may
14 invest moneys in the principal account. Moneys invested by the
15 investment board shall be invested in accordance with RCW 43.84.150.
16 Moneys invested by the committee for deferred compensation shall be
17 invested in accordance with RCW 41.04.250. Except as provided in RCW
18 43.33A.160 or as necessary to pay a pro rata share of expenses incurred
19 by the committee for deferred compensation, one hundred percent of all
20 earnings from these investments, exclusive of investment income
21 pursuant to RCW 43.84.080, shall accrue directly to the principal
22 account. (~~The earnings on any surplus balances in the principal~~
23 ~~account shall be credited to the principal account, notwithstanding RCW~~
24 ~~43.84.090.~~)

25 **Sec. 106.** RCW 46.68.210 and 1990 c 42 s 411 are each amended to
26 read as follows:

27 (1) The Puyallup tribal settlement account is hereby created in the
28 motor vehicle fund. All moneys designated by the "Agreement between
29 the Puyallup Tribe of Indians, local governments in Pierce county, the

1 state of Washington, the United States of America, and certain private
2 property owners," dated August 27, 1988, (the "agreement") for use by
3 the department of transportation on the Blair project as described in
4 the agreement shall be deposited into the account, including but not
5 limited to federal appropriations for the Blair project, and
6 appropriations contained in section 34, chapter 6, Laws of 1989 1st ex.
7 sess. and section 709, chapter 19, Laws of 1989 1st ex. sess.

8 (2) All moneys deposited into the account shall be expended by the
9 department of transportation pursuant to appropriation solely for the
10 Blair project as described in the agreement.

11 ~~((3) All earnings of investments of balances in the account shall
12 be credited to the account.))~~

13 **Sec. 107.** RCW 81.100.070 and 1990 c 43 s 18 are each amended to
14 read as follows:

15 Funds collected by the department of revenue or other entity under
16 RCW 81.100.030, or by the department of licensing under RCW 81.100.060,
17 less the deduction for collection expenses, shall be deposited in the
18 high occupancy vehicle account hereby created in the custody of the
19 state treasurer. On the first day of the months of January, April,
20 July, and October of each year, the state treasurer shall distribute
21 the funds in the account to the counties on whose behalf the funds were
22 received. The state treasurer shall make the distribution under this
23 section without appropriation. ~~((All earnings of investments of
24 balances in this account shall be credited to this account except as
25 provided in RCW 43.84.090 and 43.84.092.))~~

26 **Sec. 108.** RCW 28B.20.468 and 1990 c 282 s 4 are each amended to
27 read as follows:

1 The Warren G. Magnuson institute trust fund is hereby established.
2 The trust fund shall be administered by the state treasurer. Funds
3 appropriated by the legislature for the trust fund shall be deposited
4 into the trust fund. (~~All moneys deposited in the trust fund shall be~~
5 ~~invested by the state treasurer. Notwithstanding RCW 43.84.090, all~~
6 ~~earnings of investments of balances of the trust fund shall be credited~~
7 ~~to the fund.~~) At the request of the board of regents of the
8 University of Washington, and when conditions set forth in RCW
9 28B.20.470 are met, the treasurer shall release state matching moneys
10 in the fund to the University of Washington's local endowment fund. No
11 appropriation is required for expenditures from the trust fund.

12 **Sec. 109.** RCW 28B.108.050 and 1990 c 287 s 6 are each amended to
13 read as follows:

14 The American Indian endowed scholarship trust fund is established.
15 The trust fund shall be administered by the state treasurer. Funds
16 appropriated by the legislature for the trust fund shall be deposited
17 into the fund. (~~All moneys deposited in the fund shall be invested by~~
18 ~~the state treasurer. Notwithstanding RCW 43.84.090, all earnings of~~
19 ~~investments of balances of the trust fund shall be credited to the~~
20 ~~fund.~~) At the request of the higher education coordinating board, and
21 when conditions set forth in RCW 28B.108.070 are met, the treasurer
22 shall deposit state matching moneys in the trust fund into the American
23 Indian endowment fund. No appropriation is required for expenditures
24 from the trust fund.

25 **Sec. 110.** RCW 28B.50.837 and 1990 c 29 s 2 are each amended to
26 read as follows:

27 (1) The Washington community college exceptional faculty awards
28 program is established. The program shall be administered by the state

1 board for community college education. The community college faculty
2 awards trust fund hereby created shall be administered by the state
3 treasurer.

4 (2) Funds appropriated by the legislature for the community college
5 exceptional faculty awards program shall be deposited in the community
6 college faculty awards trust fund. (~~All moneys deposited in the fund~~
7 ~~shall be invested by the state treasurer. Notwithstanding RCW~~
8 ~~43.84.090, all earnings of investments of balances in the fund shall be~~
9 ~~credited to the fund.)) At the request of the state board for
10 community college education, the treasurer shall release the state
11 matching funds to the designated institution's local endowment fund.
12 No appropriation is necessary for the expenditure of moneys from the
13 fund.~~

14 **Sec. 111.** RCW 41.26.070 and 1989 c 273 s 12 are each amended to
15 read as follows:

16 Two funds are hereby created and established in the state treasury
17 to be known as the Washington law enforcement officers' and fire
18 fighters' system plan I retirement fund, and the Washington law
19 enforcement officers' and fire fighters' system plan II retirement fund
20 which shall consist of all moneys paid into them in accordance with the
21 provisions of this chapter, whether such moneys shall take the form of
22 cash, securities, or other assets. The plan I fund shall consist of
23 all moneys paid to finance the benefits provided to members of plan I,
24 and the plan II fund shall consist of all moneys paid to finance the
25 benefits provided to members of plan II. The state investment board has
26 full power to invest or reinvest the funds created by this chapter in
27 the securities authorized by RCW 43.84.150.

28 (1) The state treasurer shall be the custodian of all funds of the
29 retirement system and all disbursements therefrom shall be paid by the

1 state treasurer upon vouchers duly authorized by the department and
2 bearing the signature of the duly authorized officer of the department.

3 (2) The state treasurer is hereby authorized and directed to
4 deposit any portion of the funds of the retirement system not needed
5 for immediate use in the same manner and subject to all the provisions
6 of law with respect to the deposit of state funds by such treasurer((
7 and)). All ((interest)) investment income earned by such portion of
8 the retirement system's funds as may be deposited by the state
9 treasurer in pursuance of authority herewith given shall be collected
10 by him and placed to the credit of the retirement fund or the
11 department of retirement systems expense fund, less the allocation to
12 the state investment board expense account pursuant to RCW 43.33A.160
13 and to the state treasurer's service fund pursuant to RCW 43.08.190.

14 (3) Into the retirement system fund shall be paid all moneys
15 received by the department, and paid therefrom shall be all refunds,
16 adjustments, retirement allowances and other benefits provided for
17 herein. All contributions by employers for the expense of operating
18 the retirement system as provided for herein shall be transferred by
19 the state treasurer from the retirement system fund to the department
20 of retirement systems expense fund upon authorization of the
21 department.

22 (4) There is hereby utilized for the purposes of this chapter, the
23 department of retirement systems expense fund, as provided for in RCW
24 41.40.080 and from which shall be paid the expenses of the
25 administration of this retirement system.

26 (5) In order to reimburse the department of retirement systems
27 expense fund on an equitable basis the department shall ascertain and
28 report to each employer the contribution rate necessary to defray its
29 proportional share of the entire expense of the administration of this
30 chapter during the ensuing biennium or fiscal year whichever may be

1 required. Such sum is to be computed in an amount directly
2 proportional to the estimated entire expense of the said administration
3 as the ratio of monthly salaries of the employer's members bears to the
4 total salaries of all members in the entire system. It shall then be
5 the duty of all such employers to include in their budgets or otherwise
6 provide the amounts so required.

7 (6) The department shall compute and bill each employer at the end
8 of each month for the amount due for that month to the department of
9 retirement systems expense fund and the same shall be paid as are its
10 other obligations. Such computation as to each such employer shall be
11 made on a percentage rate of salary established by the department:
12 PROVIDED, That the department may at its discretion establish a system
13 of billing based upon calendar year quarters in which event the said
14 billing shall be at the end of each such quarter.

15 (7) For the purpose of providing amounts to be used to defray the
16 cost of such administration, the department shall ascertain at the
17 beginning of each biennium and request from the legislature an
18 appropriation from the department of retirement systems expense fund
19 sufficient to cover estimated expenses for the said biennium.

20 (8) RCW 41.26.060((~~7~~)) and 41.26.070 ((~~and 41.26.085~~)) shall take
21 effect commencing on January 1, 1972.

22 **Sec. 112.** RCW 28B.108.060 and 1990 c 287 s 7 are each amended to
23 read as follows:

24 The American Indian scholarship endowment fund is established. The
25 endowment fund shall be administered by the state treasurer. Moneys
26 received from the higher education coordinating board, private
27 donations, state matching moneys, and funds received from any other
28 source may be deposited into the endowment fund. ((~~All moneys~~
29 ~~deposited in the endowment fund shall be invested by the state~~

1 treasurer. Notwithstanding RCW 43.84.090, all earnings of investments
2 of balances of the endowment fund shall be credited to the endowment
3 fund.) At the request of the higher education coordinating board, the
4 treasurer shall release ((earnings)) moneys from the endowment fund to
5 the board for scholarships. No appropriation is required for
6 expenditures from the endowment fund.

7 ((The principal of the endowment fund shall not be invaded. The
8 earnings on the fund shall be used solely for the purposes set forth in
9 RCW 28B.108.040.))

10 **Sec. 113.** RCW 41.48.065 and 1983 1st ex.s. c 6 s 1 are each
11 amended to read as follows:

12 There is hereby established a separate fund in the custody of the
13 state treasurer to be known as the OASI revolving fund. The fund shall
14 consist of all moneys designated for deposit in the fund ((and the
15 interest earnings therefrom)). The OASI revolving fund shall be used
16 exclusively for the purpose of this section. Withdrawals from the fund
17 shall be made for the payment of amounts the state may be obligated to
18 pay or forfeit by reason of any failure of any public agency to pay
19 assessments on contributions or interest assessments required under the
20 federal-state agreement under this chapter or federal regulations.

21 The treasurer of the state shall be ex officio treasurer and
22 custodian of the fund and shall administer the fund in accordance with
23 this chapter and the directions of the governor and shall pay all
24 amounts drawn upon it in accordance with this section and with the
25 regulations the governor may prescribe under this section.

26 **Sec. 114.** RCW 41.48.060 and 1973 c 126 s 14 are each amended to
27 read as follows:

1 (1) There is hereby established a special ((fund)) account in the
2 state treasury to be known as the OASI contribution ((fund. All
3 interest earnings presently in and all interest earnings accruing to
4 this fund in accordance with RCW 39.58.120 shall be deposited in the
5 state's general fund)) account. Such ((fund)) account shall consist of
6 and there shall be deposited in such ((fund)) account: (a) All
7 contributions and penalties collected under RCW 41.48.040 and
8 41.48.050; (b) all moneys appropriated thereto under this chapter; (c)
9 any property or securities belonging to the ((fund)) account; and (d)
10 all sums recovered upon the bond of the custodian or otherwise for
11 losses sustained by the ((fund)) account and all other moneys received
12 for the ((fund)) account from any other source. All moneys in the
13 ((fund)) account shall be mingled and undivided. Subject to the
14 provisions of this chapter, the governor is vested with full power,
15 authority and jurisdiction over the ((fund)) account, including all
16 moneys and property or securities belonging thereto, and may perform
17 any and all acts whether or not specifically designated, which are
18 necessary to the administration thereof and are consistent with the
19 provisions of this chapter.

20 (2) The OASI contribution ((fund)) account shall be established and
21 held separate and apart from any other funds of the state and shall be
22 used and administered exclusively for the purpose of this chapter.
23 Withdrawals from such ((fund)) account shall be made for, and solely
24 for (a) payment of amounts required to be paid to the secretary of the
25 treasury pursuant to an agreement entered into under RCW 41.48.030; (b)
26 payment of refunds provided for in RCW 41.48.040(3); and (c) refunds of
27 overpayments, not otherwise adjustable, made by a political subdivision
28 or instrumentality.

29 (3) From the OASI contribution ((fund)) account the custodian of
30 the fund shall pay to the secretary of the treasury such amounts and at

1 such time or times as may be directed by the governor in accordance
2 with any agreement entered into under RCW 41.48.030 and the social
3 security act.

4 (4) The treasurer of the state shall be ex officio treasurer and
5 custodian of the OASI contribution (~~fund~~) account and shall
6 administer such (~~fund~~) account in accordance with the provisions of
7 this chapter and the directions of the governor and shall pay all
8 warrants drawn upon it in accordance with the provisions of this
9 section and with the regulations as the governor may prescribe pursuant
10 thereto.

11 **Sec. 115.** RCW 28A.520.020 and 1990 c 33 s 430 are each amended to
12 read as follows:

13 (1) There shall be a fund known as the federal forest revolving
14 (~~fund~~) account. The state treasurer, who shall be custodian of the
15 revolving (~~fund~~) account, shall deposit into the revolving (~~fund~~)
16 account the funds for each county received by the state in accordance
17 with Title 16, section 500, United States Code. The state treasurer
18 shall distribute these moneys to the counties according to the
19 determined proportional area. The county legislative authority shall
20 expend fifty percent of the money for the benefit of the public roads
21 and other public purposes as authorized by federal statute or public
22 schools of such county and not otherwise. Disbursements by the
23 counties of the remaining fifty percent of the money shall be as
24 authorized by the superintendent of public instruction, or the
25 superintendent's designee, and shall occur in the manner provided in
26 subsection (2) of this section.

27 (2) No later than thirty days following receipt of the funds from
28 the federal government, the superintendent of public instruction shall
29 apportion moneys distributed to counties for schools to public school

1 districts in the respective counties in proportion to the number of
2 full time equivalent students enrolled in each public school district
3 to the number of full time equivalent students enrolled in public
4 schools in the county. In apportioning these funds, the superintendent
5 of public instruction shall utilize the October enrollment count.

6 (3) If the amount received by any public school district pursuant
7 to subsection (2) of this section is less than the basic education
8 allocation to which the district would otherwise be entitled, the
9 superintendent of public instruction shall apportion to the district,
10 in the manner provided by RCW 28A.510.250, an amount which shall be the
11 difference between the amount received pursuant to subsection (2) of
12 this section and the basic education allocation to which the district
13 would otherwise be entitled.

14 (4) All federal forest funds shall be expended in accordance with
15 the requirements of Title 16, section 500, United States Code, as now
16 existing or hereafter amended.

17 **Sec. 116.** RCW 2.10.080 and 1981 c 3 s 22 are each amended to read
18 as follows:

19 (1) The state treasurer shall be the custodian of all funds and
20 securities of the retirement system. Disbursements from this fund
21 shall be made by the state treasurer upon receipt of duly authorized
22 vouchers.

23 (2) The state treasurer is hereby authorized and directed to
24 deposit any portion of the funds of the retirement system not needed
25 for immediate use in the same manner and subject to all the provisions
26 of law with respect to the deposit of state funds by such treasurer(~~(~~
27 ~~and))~~). All ((interest)) investment income earned by such portion of
28 the retirement system's funds as may be deposited by the state
29 treasurer in pursuance of authority herewith given shall be collected

1 by him or her and placed to the credit of the retirement fund, less the
2 allocation to the state investment board expense account pursuant to
3 RCW 43.33A.160 and to the state treasurer's service fund pursuant to
4 RCW 43.08.190.

5 (3) The state investment board established by RCW 43.33A.020 has
6 full power to invest or reinvest the funds of this system in those
7 classes of investments authorized by RCW 43.84.150.

8 (4) For the purpose of providing amounts to be used to defray the
9 cost of administration, the judicial retirement board shall ascertain
10 at the beginning of each biennium and request from the legislature an
11 appropriation sufficient to cover estimated expenses for the said
12 biennium.

13 **Sec. 117.** RCW 43.160.080 and 1987 c 422 s 6 are each amended to
14 read as follows:

15 There shall be a fund known as the public facilities construction
16 loan revolving ~~((fund))~~ account, which shall consist of all moneys
17 collected under this chapter, except moneys of the board collected in
18 connection with the issuance of industrial development revenue bonds,
19 and any moneys appropriated to it by law: PROVIDED, That seventy-five
20 percent of all principal and interest payments on loans made with the
21 proceeds deposited in the ~~((fund))~~ account under section 901, chapter
22 57, Laws of 1983 1st ex. sess. shall be deposited in the general fund
23 as reimbursement for debt service payments on the bonds authorized in
24 RCW 43.83.184. The state treasurer shall be custodian of the revolving
25 ~~((fund))~~ account. Disbursements from the revolving ~~((fund))~~ account
26 shall be on authorization of the board. In order to maintain an
27 effective expenditure and revenue control, the public facilities
28 construction loan revolving ~~((fund))~~ account shall be subject in all

1 respects to chapter 43.88 RCW, but no appropriation is required to
2 permit expenditures and payment of obligations from the ((fund.

3 ~~Moneys in this fund not needed to meet the current expenses and~~
4 ~~obligations of the board shall be invested in the manner authorized for~~
5 ~~moneys in revolving funds. Any interest earned shall be deposited in~~
6 ~~this fund and shall be used for the purposes specified in this chapter.~~
7 ~~The state treasurer shall render reports to the board advising of the~~
8 ~~status of any funds invested, the market value of the assets as of the~~
9 ~~date the statement is rendered, and the income received from the~~
10 ~~investments during the period covered by the report)) account.~~

11 **Sec. 118.** RCW 74.18.230 and 1985 c 97 s 2 and 1985 c 57 s 72 are
12 each reenacted and amended to read as follows:

13 (1) There is established in the state treasury an account known as
14 the business enterprises revolving account.

15 (2) The net proceeds from any vending machine operation in a public
16 building, other than an operation managed by a licensee, shall be made
17 payable to the business enterprises revolving fund. Net proceeds, for
18 purposes of this section, means the gross amount received less the
19 costs of the operation, including a fair minimum return to the vending
20 machine owner, which return shall not exceed a reasonable amount to be
21 determined by the department.

22 (3) All moneys in the business enterprises revolving fund shall be
23 expended only for development and expansion of locations, equipment,
24 management services, and payments to licensees in the business
25 enterprises program.

26 (4) The business enterprises program shall be supported by the
27 business enterprises revolving fund and by income which may accrue to
28 the department pursuant to the federal Randolph-Sheppard Act.

1 (5) Vocational rehabilitation funds may be spent in connection with
2 the business enterprises program for training persons to become
3 licensees and for other services that are required to complete an
4 individual written rehabilitation program.

5 ~~((6) All earnings of investments of balances in the business
6 enterprises revolving account shall be credited to the business
7 enterprises revolving account.))~~

8 NEW SECTION. **Sec. 119.** The following acts or parts of acts are
9 each repealed:

10 (1) RCW 43.84.090 and 1990 2nd ex.s. c 1 s 203, 1990 c 106 s 5,
11 1985 c 233 s 5, 1981 c 242 s 2, 1975-'76 2nd ex.s. c 123 s 1, 1969 c 50
12 s 1, 1967 c 66 s 1, 1965 ex.s. c 82 s 1, & 1965 c 8 s 43.84.090;

13 (2) RCW 43.185.040 and 1986 c 298 s 5;

14 (3) RCW 46.09.290 and 1986 c 206 s 14;

15 (4) RCW 70.48.120 and 1987 c 462 s 8, 1986 c 118 s 8, 1981 c 276 s
16 1, & 1977 ex.s. c 316 s 12;

17 (5) RCW 43.31.958 and 1985 c 57 s 31 & 1979 ex.s. c 260 s 2;

18 (6) RCW 43.99C.040 and 1985 c 57 s 55 & 1979 ex.s. c 221 s 7;

19 (7) RCW 27.60.060 and 1985 c 291 s 3, 1985 c 57 s 8, & 1984 c 120
20 s 2;

21 (8) RCW 28B.31.040 and 1985 c 57 s 14 & 1977 ex.s. c 344 s 4;

22 (9) RCW 75.48.030 and 1985 c 57 s 73, 1983 1st ex.s. c 46 s 163, &
23 1977 ex.s. c 308 s 3;

24 (10) RCW 28B.56.030 and 1985 c 57 s 17 & 1972 ex.s. c 133 s 3;

25 (11) RCW 43.83I.166 and 1985 c 57 s 50 & 1979 ex.s. c 224 s 4;

26 (12) RCW 36.22.180 and 1989 c 204 s 4;

27 (13) RCW 43.79.415 and 1974 ex.s. c 53 s 1 & 1973 1st ex.s. c 129
28 s 1; and

29 (14) RCW 79.64.055 and 1967 ex.s. c 63 s 3.

1 NEW SECTION. **Sec. 120.** If any provision of this act or its
2 application to any person or circumstance is held invalid, the
3 remainder of the act or the application of the provision to other
4 persons or circumstances is not affected.

5 NEW SECTION. **Sec. 121.** This act is necessary for the immediate
6 preservation of the public peace, health, or safety, or support of the
7 state government and its existing public institutions.

8 (1) On or before June 30, 1991, the balances remaining in the local
9 jail improvement and construction account, the 1979 handicapped
10 facilities construction account, the salmon enhancement construction
11 account, the community college capital improvements accounts, and the
12 fisheries capital projects account shall be transferred to the state
13 building construction account and the balance remaining in the
14 Washington State University construction account shall be transferred
15 to the Washington State University building account.

16 (2) Except for subsection (1) of this section, this act shall take
17 effect July 1, 1991, but shall not be effective for earnings on
18 balances prior to July 1, 1991, regardless of when a distribution is
19 made.