

CERTIFICATION OF ENROLLMENT  
**REENGROSSED SUBSTITUTE HOUSE BILL 1058**

52nd Legislature  
1991 Special Session

Passed by the House June 28, 1991  
Yeas 76 Nays 13

\_\_\_\_\_  
**Speaker of the  
House of Representatives**

Passed by the Senate June 28, 1991  
Yeas 25 Nays 21

\_\_\_\_\_  
**President of the Senate**

Approved

\_\_\_\_\_  
**Governor of the State of Washington**

CERTIFICATE

I, Alan Thompson, Chief Clerk of the House of Representatives of the State of Washington, do hereby certify that the attached is **REENGROSSED SUBSTITUTE HOUSE BILL 1058** as passed by the House of Representatives and the Senate on the dates hereon set forth.

\_\_\_\_\_  
**Chief Clerk**

FILED

**Secretary of State  
State of Washington**

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**REENGROSSED SUBSTITUTE HOUSE BILL 1058**

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Passed Legislature - 1991 1st Special Session

**State of Washington                      52nd Legislature      1991 1st Special 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, 51.44.170, 82.14.320, 43.33A.160,  
7 43.83B.360, 82.14.050, 43.19.610, 27.34.090, 82.42.090, 47.68.236,  
8 43.79.201, 70.93.180, 46.08.172, 43.99.040, 43.83A.030, 43.99F.030,  
9 28B.10.851, 43.83.020, 28B.30.730, 28B.57.050, 43.99.060, 43.83B.030,  
10 43.83C.030, 43.83D.030, 43.83H.030, 43.84.092, 28A.515.320, 50.16.010,  
11 43.200.080, 70.164.030, 79.90.555, 70.94.483, 70.94.483, 47.78.010,  
12 22.09.411, 70.47.030, 70.105D.070, 2.14.070, 70.170.080, 90.76.100,  
13 70.95.800, 59.21.050, 70.95E.080, 28B.30.741, 28B.30.742, 28B.20.810,  
14 28B.14C.060, 43.79A.020, 43.79A.040, 43.08.190, 90.48.390, 28C.10.082,  
15 43.250.030, 43.185.030, 28B.10.882, 59.22.030, 70.148.020, 4.92.220,  
16 4.92.130, 43.84.051, 43.79.130, 28B.35.751, 43.79.110, 28B.20.800,  
17 28B.10.868, 41.05.120, 90.50A.020, 2.14.080, 46.68.210, 81.100.070,

1 28B.20.468, 28B.108.050, 28B.50.837, 28B.50.837, 28B.108.060,  
2 41.48.065, 41.48.060, 28A.520.020, 2.10.080, 43.160.080, 28B.20.253,  
3 79.71.090, 81.100.070, 47.76.160, 47.78.010, 82.14.050, 28B.30.730,  
4 43.84.092, 28A.515.320, 43.200.080, 28B.30.741, 28B.30.742, 43.79A.040,  
5 43.08.190, 43.84.051, 43.79.130, 28B.35.751, 43.79.110, 28B.20.800,  
6 41.24.030, 2.14.080, and 2.10.080; reenacting and amending RCW  
7 74.18.230, 76.04.630, 28B.50.360, 28B.50.360, 28B.35.370, 70.146.030,  
8 41.24.030, 41.04.260, and 74.18.230; adding a new section to chapter  
9 43.63A RCW; repealing RCW 43.84.090, 43.185.040, 46.09.290, 70.48.120,  
10 43.31.958, 43.99C.040, 27.60.060, 28B.31.040, 75.48.030, 28B.56.030,  
11 43.83I.166, 36.22.180, 43.79.415, and 79.64.055; providing effective  
12 dates; providing expiration dates; and declaring an emergency.

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

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

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

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

1 account which is hereby created in the state treasury. (~~All earnings~~  
2 ~~of investments of balances in the hospital commission account shall be~~  
3 ~~credited to the general fund.~~)

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

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

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

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

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

21 (1) Capitol building construction fund moneys, to the capitol  
22 building construction account;

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

24 (3) Feed and fertilizer fund moneys, to the feed and fertilizer  
25 account;

26 (4) Forest development fund moneys, to the forest development  
27 account;

1 (5) Harbor improvement fund moneys, to the harbor improvement  
2 account;

3 (6) Millersylvania Park current fund moneys, to the Millersylvania  
4 Park current account;

5 (7) Puget Sound pilotage fund moneys, to the Puget Sound pilotage  
6 account;

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

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

11 (10) University of Washington building fund moneys, to the  
12 University of Washington building account; and

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

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

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

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

28 There is hereby created the trust land purchase account in the  
29 state treasury. Any revenues accruing to this account shall be used

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

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

3       The secretary of state and the director of financial management  
4 shall jointly establish a schedule of fees and charges governing the  
5 services provided by the division of archives and records management to  
6 other state agencies, offices, departments, and other entities. The  
7 schedule shall be determined such that the fees and charges will  
8 provide the division with funds to meet its anticipated expenditures  
9 during any allotment period.

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

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

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

1 ~~balances in the winter recreational program account shall be credited~~  
2 ~~to the general fund.))~~

3 Any public agency in this state may develop and implement winter  
4 recreation programs. The commission may make grants to public agencies  
5 and contract with any public or private agency or person to develop and  
6 implement winter recreation programs.

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

9 There is created the geothermal account in the state treasury. All  
10 expenditures from this account are subject to appropriation and chapter  
11 43.88 RCW. (~~All earnings of investments of balances in the geothermal~~  
12 ~~account shall be credited to the general fund.))~~

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

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

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



1 in the state treasury. (~~All earnings of investments of balances in~~  
2 ~~the higher education construction account shall be credited to the~~  
3 ~~general fund.~~)

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

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

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

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

27 (2) The secretary of corrections may reimburse political  
28 subdivisions for criminal justice costs incurred directly as a result

1 of crimes committed by offenders residing in an institution as defined  
2 herein under the jurisdiction of the secretary of corrections. Such  
3 reimbursement shall be made to the extent funds are available from the  
4 institutional impact account. Reimbursements shall be limited to law  
5 enforcement, prosecutorial, judicial, and jail facilities costs which  
6 are documented to be strictly related to the criminal activities of the  
7 offender.

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

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

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

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

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

4       (a) For reimbursement of the state general fund under RCW  
5 67.40.060;

6       (b) After appropriation by statute:

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

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

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

13       (c) For transfer to the state convention and trade center  
14 operations account.

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

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

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

1 ~~the state educational grant account shall be credited to the general~~  
2 ~~fund.)~~)

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

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

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

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

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

3       There is created in the state treasury a special account to be  
4 known as the "county sales and use tax equalization account." Into  
5 this account shall be placed a portion of all motor vehicle excise tax  
6 receipts as provided in RCW 82.44.110(~~(+6+)~~) (1)(f). Funds in this  
7 account shall be allocated by the state treasurer according to the  
8 following procedure:

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

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

23       The department of revenue shall establish a governmental price  
24 index as provided in this subsection. The base year for the index  
25 shall be the end of the third quarter of 1982. Prior to November 1,  
26 1983, and prior to each November 1st thereafter, the department of  
27 revenue shall establish another index figure for the third quarter of  
28 that year. The department of revenue may use the implicit price  
29 deflators for state and local government purchases of goods and  
30 services calculated by the United States department of commerce to

1 establish the governmental price index. Beginning on January 1, 1984,  
2 and each January 1st thereafter, the one hundred fifty thousand dollar  
3 base figure in this subsection shall be adjusted in direct proportion  
4 to the percentage change in the governmental price index from 1982  
5 until the year before the adjustment. Distributions made under this  
6 subsection for 1984 and thereafter shall use this adjusted base amount  
7 figure.

8 (3) Subsequent to the distributions under subsection (2) of this  
9 section and at such times as distributions are made under RCW  
10 82.44.150, as now or hereafter amended, the state treasurer shall  
11 apportion to each county imposing the sales and use tax under RCW  
12 82.14.030(1) at the maximum rate and receiving less than seventy  
13 percent of the state-wide weighted average per capita level of revenues  
14 for the unincorporated areas of all counties as determined by the  
15 department of revenue under subsection (1) of this section, an amount  
16 from the county sales and use tax equalization account sufficient, when  
17 added to the per capita level of revenues for the unincorporated area  
18 received the previous calendar year by the county, to equal seventy  
19 percent of the state-wide weighted average per capita level of revenues  
20 for the unincorporated areas of all counties determined under  
21 subsection (1) of this section, subject to reduction under subsections  
22 (6) and (7) of this section. When computing distributions under this  
23 section, any distribution under subsection (2) of this section shall be  
24 considered revenues received from the tax imposed under RCW  
25 82.14.030(1) for the previous calendar year.

26 (4) Subsequent to the distributions under subsection (3) of this  
27 section and at such times as distributions are made under RCW  
28 82.44.150, as now or hereafter amended, the state treasurer shall  
29 apportion to each county imposing the sales and use tax under RCW  
30 82.14.030(2) at the maximum rate and receiving a distribution under

1 subsection (2) of this section, a third distribution from the county  
2 sales and use tax equalization account. The distribution to each  
3 qualifying county shall be equal to the distribution to the county  
4 under subsection (2) of this section, subject to the reduction under  
5 subsections (6) and (7) of this section. To qualify for the total  
6 distribution under this subsection, the county must impose the tax  
7 under RCW 82.14.030(2) for the entire calendar year. Counties imposing  
8 the tax for less than the full year shall qualify for prorated  
9 allocations under this subsection proportionate to the number of months  
10 of the year during which the tax is imposed.

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

26 (6) Revenues distributed under this section in any calendar year  
27 shall not exceed an amount equal to seventy percent of the state-wide  
28 weighted average per capita level of revenues for the unincorporated  
29 areas of all counties during the previous calendar year. If  
30 distributions under subsections (3) through (5) of this section cannot

1 be made because of this limitation, then distributions under  
2 subsections (3) through (5) of this section shall be reduced ratably  
3 among the qualifying counties.

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

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

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

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

22 There is created in the state treasury a special account to be  
23 known as the "municipal sales and use tax equalization account." Into  
24 this account shall be placed such revenues as are provided under RCW  
25 82.44.110~~((+5))~~ (1)(e). Funds in this account shall be allocated by  
26 the state treasurer according to the following procedure:

27 (1) Prior to January 1st of each year the department of revenue  
28 shall determine the total and the per capita levels of revenues for  
29 each city and the state-wide weighted average per capita level of



1 revenues for all cities imposing the sales and use tax authorized under  
2 RCW 82.14.030(1) for the previous calendar year.

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

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

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

1 under RCW 82.14.030(2) for the entire calendar year. Cities imposing  
2 the tax for less than the full year shall qualify for prorated  
3 allocations under this subsection proportionate to the number of months  
4 of the year during which the tax is imposed.

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

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

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

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

28 (iii) A newly incorporated city imposing the tax authorized under  
29 RCW 82.14.030(1) effective as of May 1st, June 1st, or July 1st shall  
30 be eligible to receive funds under this subsection beginning with the

1 October municipal sales and use tax equalization distribution of that  
2 year.

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

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

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

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

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

21 (iii) Prorate the amount determined under (b)(ii) of this  
22 subsection by the number of months the tax authorized under RCW  
23 82.14.030(1) is imposed.

24 (c) A new city imposing the tax under RCW 82.14.030(2) at the  
25 maximum rate and receiving a distribution calculated under (b) of this  
26 subsection shall receive another distribution from the municipal sales  
27 and use tax equalization account. This distribution shall be equal to  
28 the calculation made under (b)(ii) of this subsection, prorated by the  
29 number of months the city imposes the tax authorized under RCW  
30 82.14.030(2) at the full rate.

1 (d) The department of revenue shall advise the state treasurer of  
2 the amounts calculated under (b) and (c) of this subsection and the  
3 state treasurer shall distribute these amounts to the new city from the  
4 municipal sales and use tax equalization account subject to the  
5 limitations imposed in subsection (6) of this section.

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

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

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

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

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

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

13       **Sec. 18.** RCW 43.70.320 and 1991 c 3 s 299 are each amended to read  
14 as follows:

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

26       The secretary shall biennially prepare a budget request based on  
27 the anticipated costs of administering the health professions licensing  
28 activities of the department which shall include the estimated income  
29 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 1991 c 176 s 4 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 RCW 70.58.107 and any moneys appropriated  
15 or otherwise provided thereafter. (~~All earnings of investments of~~  
16 ~~balances in the death investigations' account shall be credited to the~~  
17 ~~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 treasurer shall make  
21 disbursements to: The state toxicology laboratory, counties for the  
22 cost of autopsies, the University of Washington to fund the state  
23 forensic pathology fellowship program, the state patrol for providing  
24 partial funding for the state dental identification system, the  
25 criminal justice training commission for training county coroners,  
26 medical examiners and their staff, and the state death investigations  
27 council.

28 The University of Washington and the Washington state death  
29 investigations council shall jointly determine the yearly amount for

1 the state forensic pathology fellowship program established by RCW  
2 28B.20.426.

3 **Sec. 22.** RCW 47.76.030 and 1991 c 363 s 125 are each amended to  
4 read as follows:

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

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

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

13 (b) Operating railroad equipment necessary to maintain essential  
14 rail service;

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

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

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

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

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

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

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

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

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

24 (2) The state parks and recreation commission, in cases where land  
25 subject to such a reversionary clause is proposed for use or disposal  
26 for purposes other than recreation, shall require that, if the land is  
27 surplus to the needs of the commission for park purposes at the time  
28 the commission becomes aware of its proposed use for nonrecreation  
29 purposes, the holder of the land or property shall reimburse the

1 commission for the release of the reversionary interest in the land.  
2 The reimbursement shall be in the amount of the fair market value of  
3 the reversionary interest as determined by a qualified appraiser  
4 agreeable to the commission. Appraisal costs shall be borne by the  
5 local entity which holds title to the land.

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

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

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

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

1       The money received by the state treasurer from fees, fines,  
2 forfeitures, penalties, reimbursements or assessments by any court  
3 organized under Title 3 or 35 RCW, or chapter 2.08 RCW, shall be  
4 deposited in the public safety and education account which is hereby  
5 created in the state treasury. The legislature shall appropriate the  
6 funds in the account to promote traffic safety education, highway  
7 safety, criminal justice training, crime victims' compensation,  
8 judicial education, the judicial information system, winter recreation  
9 parking, and state game programs. ~~((All earnings of investments of  
10 balances in the public safety and education account shall be credited  
11 to the general fund.))~~

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

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

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

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

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

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

1       The economic assistance authority established by section 2, chapter  
2 117, Laws of 1972 ex. sess. as amended by section 111, chapter 34, Laws  
3 of 1975-'76 2nd ex. sess. is abolished, effective June 30, 1982. Any  
4 remaining duties of the economic assistance authority are transferred  
5 to the department of revenue on that date. The public facilities  
6 construction loan and grant revolving account within the state treasury  
7 is continued to service the economic assistance authority's loans.

8       **Sec. 28.** RCW 70.94.656 and 1991 c 199 s 413 are each amended to  
9 read as follows:

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

17       (1) The department shall approve of a study or studies for the  
18 exploration and identification of economical and practical alternate  
19 agricultural practices to the open burning of field and turf grasses  
20 grown for seed. Prior to the issuance of any permit for such burning  
21 under RCW 70.94.650, there shall be collected a fee not to exceed one  
22 dollar per acre of crop to be burned. Any such fees received by any  
23 authority shall be transferred to the department of ecology. The  
24 department of ecology shall deposit all such acreage fees in a special  
25 grass seed burning research account, hereby created, in the state  
26 treasury. ~~((All earnings of investments of balances in the special~~  
27 ~~grass seed burning research account shall be credited to the general~~  
28 ~~fund.))~~ The department shall allocate moneys annually from this  
29 account for the support of any approved study or studies as provided

1 for in this subsection. For the conduct of any such study or studies,  
2 the department may contract with public or private entities: PROVIDED,  
3 That whenever the department of ecology shall conclude that sufficient  
4 reasonably available alternates to open burning have been developed,  
5 and at such time as all costs of any studies have been paid, the grass  
6 seed burning research account shall be dissolved, and any money  
7 remaining therein shall revert to the general fund.

8 The fee collected under this subsection shall constitute the  
9 research portion of fees required under RCW 70.94.650 for open burning  
10 of grass grown for seed.

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

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

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



1       **Sec. 29.** RCW 51.44.170 and 1990 c 204 s 2 are each amended to read  
2 as follows:

3       The industrial insurance premium refund account is created in the  
4 state treasury. All industrial insurance refunds earned by state  
5 agencies or institutions of higher education under the state fund  
6 retrospective rating program shall be deposited into the account.  
7 (~~Interest on the moneys in the account shall be deposited into the~~  
8 ~~general fund.~~) Moneys in the account may be spent only after  
9 appropriation. No agency or institution of higher education may  
10 receive an appropriation for an amount greater than the refund earned  
11 by the agency. Expenditures from the account may be used for any  
12 program within an agency or institution of higher education, but  
13 preference shall be given to programs that promote or provide  
14 incentives for employee safety and early, appropriate return-to-work  
15 for injured employees.

16       **Sec. 30.** RCW 82.14.320 and 1990 2nd ex.s. c 1 s 104 are each  
17 amended to read as follows:

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

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

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

27       (b) The city has levied the tax authorized in RCW 82.14.030(2) at  
28 the maximum rate or the tax authorized in RCW 82.46.010(2) at the  
29 maximum rate; and

1 (c) The city has a per capita yield from the tax imposed under RCW  
2 82.14.030(1) at the maximum rate of less than one hundred fifty percent  
3 of the state-wide average per capita yield for all cities from such  
4 local sales and use tax.

5 (3) The moneys deposited in the municipal criminal justice  
6 (~~assistance~~) assistance account for distribution under this section  
7 shall be distributed at such times as distributions are made under RCW  
8 82.44.150. The distributions shall be made as follows:

9 (a) Thirty percent of the moneys shall be distributed ratably based  
10 on population as last determined by the office of financial management  
11 to those cities eligible under subsection (2) of this section that have  
12 a crime rate determined under subsection (2)(a) of this section which  
13 is greater than two times the state-wide average crime rate. No city  
14 may receive more than fifty percent of any moneys distributed under  
15 this subsection (a).

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

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

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

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

25 **Sec. 31.** RCW 76.04.630 and 1989 c 362 s 2 and 1989 c 175 s 162 are  
26 each reenacted and amended to read as follows:

27 There is created a landowner contingency forest fire suppression  
28 account (~~which shall be a separate account~~) in the state treasury.  
29 Moneys in the account may be spent only as provided in this section.

1 Disbursements from the account shall be on authorization of the  
2 commissioner of public lands or the commissioner's designee. The  
3 account is subject to the allotment procedure provided under chapter  
4 43.88 RCW, but no appropriation is required for disbursements.

5 The department may expend from this account such amounts as may be  
6 available and as it considers appropriate for the payment of emergency  
7 fire costs resulting from a participating landowner fire. The  
8 department may, when moneys are available from the landowner  
9 contingency forest fire suppression account, expend moneys for  
10 summarily abating, isolating, or reducing an extreme fire hazard under  
11 RCW 76.04.660. All moneys recovered as a result of the department's  
12 actions, from the owner or person responsible, under RCW 76.04.660  
13 shall be deposited in the landowner contingency forest fire suppression  
14 account.

15 When a determination is made that the fire was started by other  
16 than a landowner operation, moneys expended from this account in the  
17 suppression of such fire shall be recovered from such general fund  
18 appropriations as may be available for emergency fire suppression  
19 costs. The department shall deposit in the landowner contingency  
20 forest fire suppression account any moneys paid out of the account  
21 which are later recovered, less reasonable costs of recovery.

22 This account shall be established and renewed by a special forest  
23 fire suppression account assessment paid by participating landowners at  
24 a rate to be established by the department, but not to exceed fifteen  
25 cents per acre per year for such period of years as may be necessary to  
26 establish and thereafter reestablish a balance in the account of three  
27 million dollars. The department may establish a minimum assessment for  
28 ownership parcels identified in RCW 76.04.610 as paying the minimum  
29 assessment. The maximum assessment for these parcels shall not exceed  
30 the fees levied on a thirty-acre parcel. There shall be no assessment

1 on each parcel of privately owned lands of less than two acres. The  
2 assessments may differ to equitably distribute the assessment based on  
3 emergency fire suppression cost experience necessitated by landowner  
4 operations. Amounts assessed for this account shall be a lien upon the  
5 forest lands with respect to which the assessment is made and may be  
6 collected as directed by the department in the same manner as forest  
7 protection assessments. ~~((This account shall be held by the state  
8 treasurer, who is authorized to invest so much of the account as is not  
9 necessary to meet current needs. Any interest earned on moneys from  
10 the account shall be deposited in and remain a part of the account and  
11 shall be computed as part of same in determining the balance thereof.  
12 Interfund loans to and from this account are authorized at the current  
13 rate of interest as determined by the state treasurer, provided that  
14 the effect of the loan is considered for purposes of determining the  
15 assessments.))~~ Payment of emergency costs from this account shall in  
16 no way restrict the right of the department to recover costs pursuant  
17 to RCW 76.04.495 or other laws.

18 When the department determines that a forest fire was started in  
19 the course of or as a result of a landowner operation, it shall notify  
20 the forest fire advisory board of the determination. The determination  
21 shall be final, unless, within ninety days of the notification, the  
22 forest fire advisory board or any interested party serves a request for  
23 a hearing before the department. The hearing shall constitute an  
24 adjudicative proceeding under chapter 34.05 RCW, the administrative  
25 procedure act, and any appeal shall be in accordance with RCW  
26 34.05.510 through 34.05.598.

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

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

4 (2) There is established in the state treasury a state investment  
5 board expense account from which shall be paid the operating expenses  
6 of the state investment board. Prior to November 1 of each even-  
7 numbered year, the state investment board shall determine and certify  
8 to the state treasurer and the office of financial management the value  
9 of the various funds managed by the investment board in order to  
10 determine the proportional liability of the funds for the operating  
11 expenses of the state investment board. Pursuant to appropriation, the  
12 state treasurer is authorized to transfer such moneys from the various  
13 funds managed by the investment board to the state investment board  
14 expense account as are necessary to pay the operating expenses of the  
15 investment board. ~~((All earnings of investments of balances in the  
16 state investment board expense account shall be credited to the state  
17 investment board expense account.))~~

18 **Sec. 33.** RCW 43.83B.360 and 1985 c 57 s 46 are each amended to  
19 read as follows:

20 ~~((At the time the state finance committee determines to issue such  
21 bonds authorized in RCW 43.83B.300, and 43.83B.355 through 43.83B.375  
22 or a portion thereof, it may, pending the issuance thereof, issue in  
23 the name of the state, temporary notes in anticipation of the money to  
24 be derived from the sale of the bonds, which notes shall be designated  
25 as "bond anticipation notes".))~~ The proceeds from the sale of bonds  
26 ~~((and notes))~~ authorized by RCW 43.83B.300, and 43.83B.355 through  
27 43.83B.375 shall be deposited in the state emergency water projects  
28 revolving account, hereby created in the state treasury, and shall be  
29 used exclusively for the purposes specified in RCW 43.83B.300, and

1 43.83B.355 through 43.83B.375 and for the payment of expenses incurred  
2 in the issuance and sale of such bonds (~~(and notes: PROVIDED, That~~  
3 ~~such portion of the proceeds of the sale of such bonds as may be~~  
4 ~~required for the payment of the principal and interest on such~~  
5 ~~anticipation notes as have been issued, shall be deposited in the state~~  
6 ~~emergency water projects bond redemption fund of 1977 in the state~~  
7 ~~treasury created by RCW 43.83B.370. All earnings of investments of~~  
8 ~~balances in the state emergency water projects revolving account shall~~  
9 ~~be credited to the general fund))).~~

10 **Sec. 34.** RCW 82.14.050 and 1991 c 207 s 2 are each amended to read  
11 as follows:

12 The counties, cities, and transportation authorities under RCW  
13 82.14.045 and public facilities districts under chapter 36.100 RCW  
14 shall contract, prior to the effective date of a resolution or  
15 ordinance imposing a sales and use tax, the administration and  
16 collection to the state department of revenue, which shall deduct a  
17 percentage amount, as provided by contract, not to exceed two percent  
18 of the taxes collected for administration and collection expenses  
19 incurred by the department. The remainder of any portion of any tax  
20 authorized by this chapter which is collected by the department of  
21 revenue shall be deposited by the state department of revenue in the  
22 local sales and use tax account hereby created in the state treasury.  
23 Moneys in the local sales and use tax account may be spent only for  
24 distribution to counties, cities, transportation authorities, and  
25 public facilities districts imposing a sales and use tax. All  
26 administrative provisions in chapters 82.03, 82.08, 82.12, and 82.32  
27 RCW, as they now exist or may hereafter be amended, shall, insofar as  
28 they are applicable to state sales and use taxes, be applicable to  
29 taxes imposed pursuant to this chapter. Except as provided in RCW

1 43.08.190, all earnings of investments of balances in the local sales  
2 and use tax account shall be credited to the local sales and use tax  
3 account and distributed to the counties, cities, transportation  
4 authorities, and public facilities districts monthly.

5 **Sec. 35.** RCW 43.19.610 and 1986 c 312 s 902 are each amended to  
6 read as follows:

7 There is hereby established in the state treasury an account to be  
8 known as the motor transport account into which shall be paid all  
9 moneys, funds, proceeds, and receipts as provided in RCW 43.19.615 and  
10 as may otherwise be provided by law. Disbursements therefrom shall be  
11 made in accordance with the provisions of RCW 43.19.560 through  
12 43.19.630, 43.41.130 and 43.41.140 as authorized by the director or  
13 ((his)) a duly authorized representative and as may be provided by law.  
14 ((All earnings of investments of balances in the motor transport  
15 account shall be credited to the general fund.

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

18 **Sec. 36.** RCW 27.34.090 and 1985 c 57 s 7 are each amended to read  
19 as follows:

20 All moneys in the state capitol historical museum association  
21 account hereby created in the state treasury and any moneys  
22 appropriated from that account, shall be expended for the purposes of  
23 the state capital historical association museum as determined by a  
24 majority of the governing board of the state capital historical  
25 association. ((All earnings of investments of balances in the state  
26 capitol historical association museum account shall be credited to the  
27 general fund.))

1       **Sec. 37.** RCW 82.42.090 and 1985 c 57 s 86 are each amended to read  
2 as follows:

3       All moneys collected by the director from the aircraft fuel excise  
4 tax as provided in RCW 82.42.020 shall be transmitted to the state  
5 treasurer and shall be credited to the aeronautics account hereby  
6 created in the state treasury. Moneys collected from the consumer or  
7 user of aircraft fuel from either the use tax imposed by RCW 82.12.020  
8 or the retail sales tax imposed by RCW 82.08.020 shall be transmitted  
9 to the state treasurer and credited to the state general fund. (~~All~~  
10 ~~earnings of investments of balances in the aeronautics account shall be~~  
11 ~~credited to the general fund.~~)

12       **Sec. 38.** RCW 47.68.236 and 1985 c 57 s 63 are each amended to read  
13 as follows:

14       There is hereby created in the state treasury an account to be  
15 known as the aircraft search and rescue, safety, and education account.  
16 All moneys received by the department under RCW 47.68.233 shall be  
17 deposited in such account. (~~All earnings of investments of balances~~  
18 ~~in the aircraft search and rescue, safety, and education account shall~~  
19 ~~be credited to the general fund.~~)

20       **Sec. 39.** RCW 43.79.201 and 1991 c 204 s 3 are each amended to read  
21 as follows:

22       (1) (~~All moneys in the state treasury to the credit of that fund~~  
23 ~~now denoted as the C.E.P. & R.I. fund on and after March 20, 1961, and~~  
24 ~~all moneys thereafter paid into the state treasury for or to the credit~~  
25 ~~of such fund shall be and are hereby transferred to and placed in~~) The  
26 charitable, educational, penal and reformatory institutions  
27 account((~~7~~)) is hereby created, in the state treasury, into which  
28 ((~~fund~~)) account there shall ((~~also~~)) be deposited all moneys arising



1 from the sale, lease or transfer of the land granted by the United  
2 States government to the state for charitable, educational, penal and  
3 reformatory institutions by section 17 of the enabling act, or  
4 otherwise set apart for such institutions, except all moneys arising  
5 from the sale, lease, or transfer of that certain one hundred thousand  
6 acres of such land assigned for the support of the University of  
7 Washington by chapter 91, Laws of 1903 and section 9, chapter 122, Laws  
8 of 1893. (~~All earnings of investments of balances in the charitable,~~  
9 ~~educational, penal and reformatory institutions account shall be~~  
10 ~~credited to the account.~~)

11 (2) If feasible, not less than one-half of all income to the  
12 charitable, educational, penal, and reformatory institutions account  
13 shall be appropriated for the purpose of providing housing, including  
14 repair and renovation of state institutions, for persons who are  
15 mentally ill, developmentally disabled, or youth who are blind, deaf,  
16 or otherwise disabled. If moneys are appropriated for community-based  
17 housing, the moneys shall be appropriated to the department of  
18 community development for the housing assistance program under chapter  
19 43.185 RCW.

20 **Sec. 40.** RCW 70.93.180 and 1985 c 57 s 68 are each amended to read  
21 as follows:

22 There is hereby created an account within the state treasury to be  
23 known as the "litter control account". All assessments, fines, bail  
24 forfeitures, and other funds collected or received pursuant to this  
25 chapter shall be deposited in the litter control account and used for  
26 the administration and implementation of this chapter except as  
27 required to be otherwise distributed under RCW 70.93.070. (~~All~~  
28 ~~earnings of investments of balances in the litter control account shall~~  
29 ~~be credited to the general fund.~~)

1       **Sec. 41.** RCW 46.08.172 and 1988 ex.s. c 2 s 901 are each amended  
2 to read as follows:

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

15       The "state capitol vehicle parking account" shall be used to pay  
16 costs incurred in the operation, maintenance, regulation and  
17 enforcement of vehicle parking and parking facilities at the state  
18 capitol.

19       **Sec. 42.** RCW 43.99.040 and 1985 c 57 s 53 are each amended to read  
20 as follows:

21       There is created the marine fuel tax refund account in the state  
22 treasury. ~~((All earnings of investments of balances in the marine fuel  
23 tax refund account shall be credited to the general fund.))~~ From time  
24 to time, but at least once each biennium, the director of licensing  
25 shall request the state treasurer to refund from the motor vehicle fund  
26 amounts which have been determined to be tax on marine fuel. The state  
27 treasurer shall refund such amounts and place them in the marine fuel  
28 tax refund account to be held for those entitled thereto pursuant to  
29 chapter 82.36 RCW and RCW 43.99.050, except that he shall not refund

1 and place in the marine fuel tax refund account for any period for  
2 which a determination has been made pursuant to RCW 43.99.030 more than  
3 the greater of the following amounts: (1) An amount equal to two  
4 percent of all moneys paid to him as motor vehicle fuel tax for such  
5 period, (2) an amount necessary to meet all approved claims for refund  
6 of tax on marine fuel for such period.

7 **Sec. 43.** RCW 43.83A.030 and 1985 c 57 s 44 are each amended to  
8 read as follows:

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

15 **Sec. 44.** RCW 43.99F.030 and 1985 c 57 s 56 are each amended to  
16 read as follows:

17 The proceeds from the sale of bonds authorized by this chapter  
18 shall be deposited in the state and local improvements revolving  
19 account, Waste Disposal Facilities, 1980 hereby created in the state  
20 treasury and shall be used exclusively for the purpose specified in  
21 this chapter and for payment of the expenses incurred in the issuance  
22 and sale of the bonds. (~~((All earnings of investments of balances of  
23 such account shall be credited to the state and local improvements  
24 revolving account, Waste Disposal Facilities, 1980.))~~)

25 **Sec. 45.** RCW 28B.10.851 and 1985 c 57 s 11 are each amended to  
26 read as follows:

1 The proceeds from the sale of the bonds authorized herein, together  
2 with all grants, donations, transferred funds and all other moneys  
3 which the state finance committee may direct the state treasurer to  
4 deposit therein shall be deposited in the state higher education  
5 construction account hereby created in the state treasury. ((All  
6 earnings of investments of balances in the state higher education  
7 construction account shall be credited to the general fund.))

8 **Sec. 46.** RCW 43.83.020 and 1987 1st ex.s. c 3 s 9 are each amended  
9 to read as follows:

10 The proceeds from the sale of the bonds authorized herein shall be  
11 deposited in the state building construction account which is hereby  
12 established in the state treasury and shall be used exclusively for the  
13 purposes of carrying out the provisions of the capital appropriation  
14 acts, and for payment of the expense incurred in the printing,  
15 issuance, and sale of such bonds. ((All earnings of investments of  
16 balances in the state building construction account shall be credited  
17 to the general fund.))

18 **Sec. 47.** RCW 28B.50.360 and 1985 c 390 s 56 and 1985 c 57 s 16  
19 are each reenacted and amended to read as follows:

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

24 (1) On or before June 30th of each year the college board if  
25 issuing bonds payable out of building fees shall certify to the state  
26 treasurer the amounts required in the ensuing twelve-month period to  
27 pay and secure the payment of the principal of and interest on such  
28 bonds. The state treasurer shall thereupon deposit the amounts so

1 certified in the community college (~~((bond retirement fund which fund as~~  
2 ~~required, is hereby created in the state treasury))~~ capital projects  
3 account. Such amounts of the funds deposited in the (~~((bond retirement~~  
4 ~~fund))~~ community college capital projects account as are necessary to  
5 pay and secure the payment of the principal of and interest on the  
6 building bonds issued by the college board as authorized by this  
7 chapter shall be exclusively devoted to that purpose. If in any twelve-  
8 month period it shall appear that the amount certified by the college  
9 board is insufficient to pay and secure the payment of the principal of  
10 and interest on the outstanding building bonds, the state treasurer  
11 shall notify the college board and such board shall adjust its  
12 certificate so that all requirements of moneys to pay and secure the  
13 payment of the principal and interest on all such bonds then  
14 outstanding shall be fully met at all times.

15 (2) (~~((That portion of the building fees not required for or in~~  
16 ~~excess of the amounts necessary to pay and secure the payment of any of~~  
17 ~~the bonds as provided in subsection (1) above shall be deposited in))~~  
18 The community college capital projects account (~~((which account))~~) is  
19 hereby created in the state treasury. The sums deposited in the  
20 capital projects account shall be appropriated and expended exclusively  
21 to pay and secure the payment of the principal of and interest on bonds  
22 payable out of the building fees and for the construction,  
23 reconstruction, erection, equipping, maintenance, demolition and major  
24 alteration of buildings and other capital assets owned by the state  
25 board for community college education in the name of the state of  
26 Washington, and the acquisition of sites, rights-of-way, easements,  
27 improvements or appurtenances in relation thereto, and for the payment  
28 of principal of and interest on any bonds issued for such purposes.  
29 (~~((All earnings of investments of balances in the community college~~  
30 ~~capital projects account shall be credited to the general fund.))~~)

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

25           **Sec. 48.** RCW 28B.50.360 and 1991 c 238 s 51 and 1985 c 57 s 16 are  
26 each reenacted and amended to read as follows:

27           (~~There is hereby created in the state treasury a community and~~  
28 ~~technical college bond retirement fund.~~) Within thirty-five days from  
29 the date of start of each quarter all building fees of each such

1 community and technical college shall be paid into the state treasury,  
2 and shall be credited as follows:

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

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

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

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



1 ~~fund))~~ capital projects account or as pledging the general credit of  
2 the state to the payment of such bonds.

3 **Sec. 49.** RCW 28B.35.370 and 1985 c 390 s 47 and 1985 c 57 s 15 are  
4 each reenacted and amended to read as follows:

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

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

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

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

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

8 **Sec. 50.** RCW 28B.30.730 and 1985 c 390 s 43 are each amended to  
9 read as follows:

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

15 (1) Shall not constitute

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

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

19 (2) Shall be

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

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

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

24 (d) Signed on behalf of the university by the president of the  
25 board, attested by the secretary or the treasurer of the board, have  
26 the seal of the university impressed thereon or a facsimile of such  
27 seal printed or lithographed in the bottom border thereof, and the  
28 coupons attached thereto shall be signed with the facsimile signatures  
29 of such president and secretary;

1 (3) Shall state

2 (a) The date of issue; and

3 (b) The series of the issue and be consecutively numbered within  
4 the series; and

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

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

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

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

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

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

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

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

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

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

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

22 **Sec. 51.** RCW 28B.57.050 and 1985 c 57 s 18 are each amended to  
23 read as follows:

24 The proceeds from the sale of the bonds (~~(and/or bond anticipation~~  
25 ~~notes)~~) authorized herein, together with all grants, donations,  
26 transferred funds, and all other moneys which the state finance  
27 committee or the college board may direct the state treasurer to  
28 deposit therein, shall be deposited in the 1975 community college  
29 capital construction account, hereby created in the state treasury.

1 ((All earnings of investments of balances in the 1975 community college  
2 capital construction account shall be credited to the general fund.))

3       **Sec. 52.** RCW 43.99.060 and 1985 c 57 s 54 are each amended to read  
4 as follows:

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

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

19       **Sec. 53.** RCW 43.83B.030 and 1985 c 57 s 45 are each amended to  
20 read as follows:

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

1       **Sec. 54.** 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. 55.** 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. 56.** 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. 57.** 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,)) (1) 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,)) (2) Monthly, the state  
14 treasurer shall distribute((, on or before July 20 of each year,)) the  
15 earnings credited to the treasury income account ((as of June 30 to the  
16 funds for the fiscal year in which it was earned)). ((Except as  
17 otherwise provided by statute,)) The state treasurer shall credit the  
18 general fund with all the earnings credited to the treasury income  
19 account except:

20 (a) The ((various)) following accounts and funds ((in the state  
21 treasury)) shall receive their proportionate share of earnings based  
22 upon each account's and fund's average daily balance for the period:  
23 ((PROVIDED, That)) The capitol building construction account, the Cedar  
24 River channel construction and operation account, the Central  
25 Washington University capital projects account, the charitable,  
26 educational, penal and reformatory institutions account, the common  
27 school construction fund, the county criminal justice assistance  
28 account, the county sales and use tax equalization account, the  
29 deferred compensation administrative account, the deferred compensation



1 principal account, the department of retirement systems expense  
2 account, the Eastern Washington University capital projects account,  
3 the federal forest revolving account, the industrial insurance premium  
4 refund account, the judges' retirement account, the judicial retirement  
5 administrative account, the judicial retirement principal account, the  
6 local leasehold excise tax account, the local sales and use tax  
7 account, the medical aid account, the municipal criminal justice  
8 assistance account, the municipal sales and use tax equalization  
9 account, the natural resources deposit account, the perpetual  
10 surveillance and maintenance account, the public employees' retirement  
11 system plan I account, the public employees' retirement system plan II  
12 account, the Puyallup tribal settlement account, the resource  
13 management cost account, the site closure account, the special wildlife  
14 account, the state employees' insurance account, the state employees'  
15 insurance reserve account, the state investment board expense account,  
16 the state investment board commingled trust fund accounts, the  
17 supplemental pension account, the teachers' retirement system plan I  
18 account, the teachers' retirement system plan II account, the  
19 University of Washington bond retirement fund, the University of  
20 Washington building account, the volunteer fire fighters' relief and  
21 pension principal account, the volunteer fire fighters' relief and  
22 pension administrative account, the Washington judicial retirement  
23 system account, the Washington law enforcement officers' and fire  
24 fighters' system plan I retirement account, the Washington law  
25 enforcement officers' and fire fighters' system plan II retirement  
26 account, the Washington state patrol retirement account, the Washington  
27 State University building account, the Washington State University bond  
28 retirement fund, and the Western Washington University capital projects  
29 account. Earnings derived from investing balances of the agricultural  
30 permanent fund, the normal school permanent fund, the permanent common

1 school fund, the scientific permanent fund, and the state university  
2 permanent fund shall be allocated to their respective beneficiary  
3 accounts. All earnings ((on the balances of the forest reserve fund,  
4 the federal forest revolving fund, the liquor excise tax fund, the  
5 treasury income account, the suspense account, the undistributed  
6 receipts account, the state payroll revolving account, the agency  
7 vendor payment revolving fund, and the local leasehold excise tax  
8 account shall be credited to the state treasurer's service fund:  
9 PROVIDED FURTHER, That earnings on the balances of the agency payroll  
10 revolving fund, the special fund salary and insurance contribution  
11 increase revolving fund and special fund semimonthly payroll revolving  
12 fund shall be credited to the state general fund)) to be distributed  
13 under this subsection (2)(a) shall first be reduced by the allocation  
14 to the state treasurer's service account pursuant to RCW 43.08.190.

15 (b) The following accounts and funds shall receive eighty percent  
16 of their proportionate share of earnings based upon each account's or  
17 fund's average daily balance for the period: The central Puget Sound  
18 public transportation account, the city hardship assistance account,  
19 the county arterial preservation account, the economic development  
20 account, the essential rail assistance account, the essential rail  
21 banking account, the ferry bond retirement fund, the grade crossing  
22 protective fund, the high capacity transportation account, the highway  
23 bond retirement fund, the highway construction stabilization account,  
24 the highway safety account, the motor vehicle fund, the motorcycle  
25 safety education account, the pilotage account, the public  
26 transportation systems account, the Puget Sound capital construction  
27 account, the Puget Sound ferry operations account, the recreational  
28 vehicle account, the rural arterial trust account, the special category  
29 C account, the state patrol highway account, the transfer relief  
30 account, the transportation capital facilities account, the

1 transportation equipment fund, the transportation fund, the  
2 transportation improvement account, and the urban arterial trust  
3 account.

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

7 **Sec. 58.** RCW 28A.515.320 and 1991 c 76 s 2 are each amended to  
8 read as follows:

9 The common school construction fund is to be used exclusively for  
10 the purpose of financing the construction of facilities for the common  
11 schools. The sources of said fund shall be: (1) Those proceeds  
12 derived from sale or appropriation of timber and other crops from  
13 school and state land (~~((subsequent to June 30, 1965,))~~) other than those  
14 granted for specific purposes; (2) the interest accruing on the  
15 permanent common school fund (~~((from and after July 2, 1967,))~~) less the  
16 allocations to the state treasurer's service account pursuant to RCW  
17 43.08.190 and the state investment board expense account pursuant to  
18 RCW 43.33A.160 together with all rentals and other revenue derived  
19 therefrom and from land and other property devoted to the permanent  
20 common school fund (~~((from and after July 1, 1967,))~~); (3) all moneys  
21 received by the state from the United States under the provisions of  
22 section 191, Title 30, United State Code, Annotated, and under section  
23 810, chapter 12, Title 16, (Conservation), United States Code,  
24 Annotated, except moneys received before June 30, 2001, and when thirty  
25 megawatts of geothermal power is certified as commercially available by  
26 the receiving utilities and the state energy office, eighty percent of  
27 such moneys, under the Geothermal Steam Act of 1970 pursuant to RCW  
28 43.140.030; and (4) such other sources as the legislature may direct.  
29 That portion of the common school construction fund derived from

1 interest on the permanent common school fund may be used to retire such  
2 bonds as may be authorized by law for the purpose of financing the  
3 construction of facilities for the common schools.

4 The interest accruing on the permanent common school fund less the  
5 allocations to the state treasurer's service account pursuant to RCW  
6 43.08.190 and the state investment board expense account pursuant to  
7 RCW 43.33A.160 together with all rentals and other revenues accruing  
8 thereto pursuant to subsection (2) of this section prior to July 1,  
9 1967, shall be exclusively applied to the current use of the common  
10 schools.

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

20 **Sec. 59.** RCW 50.16.010 and 1987 c 202 s 218 are each amended to  
21 read as follows:

22 There shall be maintained as special funds, separate and apart from  
23 all public moneys or funds of this state an unemployment compensation  
24 fund, an administrative contingency fund, and a federal interest  
25 payment fund, which shall be administered by the commissioner  
26 exclusively for the purposes of this title, and to which RCW 43.01.050  
27 shall not be applicable. The unemployment compensation fund shall  
28 consist of

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

3 ((2)) ~~((interest earned upon any moneys in the fund,~~  
4 ~~(3)))~~ any property or securities acquired through the use of moneys  
5 belonging to the fund,

6 ~~((4))~~ (3) all earnings of such property or securities,

7 ~~((5))~~ (4) any moneys received from the federal unemployment  
8 account in the unemployment trust fund in accordance with Title XII of  
9 the social security act, as amended,

10 ~~((6))~~ (5) all money recovered on official bonds for losses  
11 sustained by the fund,

12 ~~((7))~~ (6) all money credited to this state's account in the  
13 unemployment trust fund pursuant to section 903 of the social security  
14 act, as amended,

15 ~~((8))~~ (7) all money received from the federal government as  
16 reimbursement pursuant to section 204 of the federal-state extended  
17 compensation act of 1970 (84 Stat. 708-712; 26 U.S.C. Sec. 3304), and

18 ~~((9))~~ (8) all moneys received for the fund from any other source.  
19 All moneys in the unemployment compensation fund shall be  
20 commingled and undivided.

21 The administrative contingency fund shall consist of all interest  
22 on delinquent contributions collected pursuant to this title ~~((after~~  
23 ~~June 20, 1953))~~, all fines and penalties collected pursuant to the  
24 provisions of this title, all sums recovered on official bonds for  
25 losses sustained by the fund, and revenue received under RCW 50.24.014:  
26 PROVIDED, That all fees, fines, forfeitures and penalties collected or  
27 assessed by a district court because of the violation of a state law  
28 shall be remitted as provided in chapter 3.62 RCW as now exists or is  
29 later amended. Moneys available in the administrative contingency  
30 fund, other than money in the special account created under RCW

1 50.24.014, shall be expended upon the direction of the commissioner,  
2 with the approval of the governor, whenever it appears to him or her  
3 that such expenditure is necessary for:

4 (a) The proper administration of this title and no federal funds  
5 are available for the specific purpose to which such expenditure is to  
6 be made, provided, the moneys are not substituted for appropriations  
7 from federal funds which, in the absence of such moneys, would be made  
8 available.

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

13 Money in the special account created under RCW 50.24.014 may only  
14 be expended, after appropriation, for the purposes specified in ((~~this~~  
15 ~~1985 act~~)) RCW 74.09.035, 74.09.510, 74.09.520, and 74.09.700.

16 **Sec. 60.** RCW 43.200.080 and 1990 c 21 s 6 are each amended to read  
17 as follows:

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

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

1 (2) To assume the responsibilities of the state under the perpetual  
2 care agreement between the state of Washington and the federal  
3 government executed July 29, 1965 and the sublease between the state of  
4 Washington and the site operator of the Hanford low-level radioactive  
5 waste disposal facility. In order to finance perpetual surveillance  
6 and maintenance under the agreement and ensure site closure under the  
7 sublease, the department of ecology shall impose and collect fees from  
8 parties holding radioactive materials for waste management purposes.  
9 The fees shall be established by rule adopted under chapter 34.05 RCW  
10 and shall be an amount determined by the department of ecology to be  
11 necessary to defray the estimated liability of the state. Such fees  
12 shall reflect equity between the disposal facilities of this and other  
13 states. ~~((All such fees, when received by the department of ecology,  
14 shall be transmitted to the state treasurer, who shall act as  
15 custodian. The perpetual maintenance fund is created in the state  
16 treasury. The treasurer shall place the money in a special fund which  
17 may be designated the "perpetual maintenance fund." The perpetual  
18 maintenance fund shall be comprised of))~~ A site closure account and a  
19 perpetual surveillance and maintenance account is hereby created in the  
20 state treasury. The site closure account shall be exclusively  
21 available to reimburse, to the extent that moneys are available in the  
22 account, the site operator for its costs plus a reasonable profit as  
23 agreed by the operator and the state, or to reimburse the state  
24 licensing agency and any agencies under contract to the state licensing  
25 agency for their costs in final closure and decommissioning of the  
26 Hanford low-level radioactive waste disposal facility. If a balance  
27 remains in the account after satisfactory performance of closure and  
28 decommissioning, this balance shall be transferred to the perpetual  
29 surveillance and maintenance account. The perpetual surveillance and  
30 maintenance account shall be used exclusively by the state to meet

1 post-closure surveillance and maintenance costs, or for otherwise  
2 satisfying surveillance and maintenance obligations. Appropriations  
3 are required to permit expenditures and payment of obligations from the  
4 site closure account and the perpetual surveillance and maintenance  
5 account. ~~((Moneys which on July 23, 1989, are in the perpetual  
6 maintenance account shall be transferred to the perpetual surveillance  
7 and maintenance account. All moneys currently administered by the  
8 department of ecology for closure of the Hanford low-level radioactive  
9 waste disposal facility shall be transferred to the site closure  
10 account within the perpetual maintenance fund. All future)) All  
11 moneys, including ~~((interest, contributed to))~~ earnings from the  
12 investment of balances in the site closure and the perpetual  
13 surveillance and maintenance ((fund)) account, less the allocation to  
14 the state treasurer's service account, pursuant to RCW 43.08.190  
15 accruing under the authority of this section shall be directed to the  
16 site closure account until December 31, 1992. Thereafter receipts  
17 including earnings from the investment of balances in the site closure  
18 and the perpetual surveillance and maintenance account, less the  
19 allocation to the state treasurer's service account, pursuant to RCW  
20 43.08.190 shall be directed to the ((perpetual maintenance fund)) site  
21 closure account and the perpetual surveillance and maintenance account  
22 as specified by the department. ((Moneys in the perpetual maintenance  
23 fund shall be invested by the state investment board in the same manner  
24 as other state moneys. Any interest accruing as a result of investment  
25 shall accrue to the perpetual maintenance fund.)) Additional moneys  
26 specifically appropriated by the legislature or received from any  
27 public or private source may be placed in the ~~((perpetual maintenance~~  
28 fund)) site closure account and the perpetual surveillance and  
29 maintenance account;~~



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

6 (4) To institute a user permit system and issue site use permits,  
7 consistent with regulatory practices, for generators, packagers, or  
8 brokers using the Hanford low-level radioactive waste disposal  
9 facility. The costs of administering the user permit system shall be  
10 borne by the applicants for site use permits. The site use permit fee  
11 shall be set at a level that is sufficient to fund completely the  
12 executive and legislative participation in activities related to the  
13 Northwest Interstate Compact on Low-Level Radioactive Waste Management;  
14 ((and))

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

21 (6) To develop contingency plans for duties and options for the  
22 department and other state agencies related to the Hanford low-level  
23 radioactive waste disposal facility based on various projections of  
24 annual levels of waste disposal. These plans shall include an analysis  
25 of expected revenue to the state in various taxes and funds related to  
26 low-level radioactive waste disposal and the resulting implications  
27 that any increase or decrease in revenue may have on state agency  
28 duties or responsibilities. The ((initial set of)) plans ((shall be  
29 completed by October 1, 1989, and)) shall be updated annually. The  
30 department shall report annually on the plans and on the balances in

1 the site closure and perpetual surveillance accounts to the energy and  
2 utilities committees of the senate and the house of representatives.

3 **Sec. 61.** RCW 70.146.030 and 1987 c 505 s 64 and 1987 c 436 s 6 are  
4 each reenacted and amended to read as follows:

5 (1) The water quality account is hereby created in the state  
6 treasury. Moneys in the account may be used only in a manner  
7 consistent with this chapter. Moneys deposited in the account shall be  
8 administered by the department of ecology and shall be subject to  
9 legislative appropriation. Moneys placed in the account shall include  
10 tax receipts as provided in RCW 82.24.027, 82.26.025, and 82.32.390,  
11 principal and interest from the repayment of any loans granted pursuant  
12 to this chapter, and any other moneys appropriated to the account by  
13 the legislature. ~~((All earnings from investment of balances in the  
14 water quality account, except as provided in RCW 43.84.090, shall be  
15 credited to the water quality account.))~~

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

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

5 **Sec. 62.** RCW 70.164.030 and 1987 c 36 s 3 are each amended to read  
6 as follows:

7 ~~((1))~~ The low-income weatherization assistance account is created  
8 in the state treasury. All moneys from the money distributed to the  
9 state pursuant to Exxon v. United States, 561 F.Supp. 816 (1983),  
10 affirmed 773 F.2d 1240 (1985), or any other oil overcharge settlements  
11 or judgments distributed by the federal government, that are allocated  
12 to the low-income weatherization assistance account shall be deposited  
13 in the account. The department may accept such gifts, grants, and  
14 endowments from public or private sources as may be made from time to  
15 time, in trust or otherwise, and shall deposit such funds in the  
16 account. Any moneys received from sponsor match payments shall be  
17 deposited in the account. The legislature may also appropriate moneys  
18 to the account. Moneys in the account shall be spent pursuant to  
19 appropriation and only for the purposes and in the manner provided in  
20 RCW 70.164.040. Any moneys appropriated that are not spent by the  
21 department shall return to the account.

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

25 **Sec. 63.** RCW 79.90.555 and 1987 c 259 s 2 are each amended to read  
26 as follows:

27 The aquatic land dredged material disposal site account is hereby  
28 established in the state treasury. The account shall consist of funds

1 appropriated to the account; funds transferred or paid to the account  
2 pursuant to settlements; court or administrative agency orders or  
3 judgments; gifts and grants to the account; and all funds received by  
4 the department of natural resources from users of aquatic land dredged  
5 material disposal sites. After appropriation, moneys in the fund may  
6 be spent only for the management and environmental monitoring of  
7 aquatic land dredged material disposal sites. The account is subject  
8 to the allotment procedure provided under chapter 43.88 RCW.  
9 (~~Notwithstanding RCW 43.84.090, all earnings of investments of~~  
10 ~~balances in the account shall be credited to the account.~~)

11 **Sec. 64.** RCW 70.94.483 and 1990 c 128 s 5 are each amended to read  
12 as follows:

13 (1) The wood stove education and enforcement account is hereby  
14 created in the (~~general fund~~) state treasury. Money placed in the  
15 account shall include all money received under subsection (2) of this  
16 section and any other money appropriated by the legislature. Money in  
17 the account shall be spent for the purposes of the wood stove education  
18 program established under RCW 70.94.480 and for enforcement of the wood  
19 stove program, and shall be subject to legislative appropriation.

20 (2) The department of ecology, with the advice of the advisory  
21 committee, shall set a flat fee, not to exceed fifteen dollars, on the  
22 retail sale, as defined in RCW 82.04.050, of each solid fuel burning  
23 device, excepting masonry fireplaces(~~, after January 1, 1988~~). The  
24 fee shall be imposed upon the consumer and shall not be subject to the  
25 retail sales tax provisions of chapters 82.08 and 82.12 RCW. The fee  
26 may be adjusted annually above fifteen dollars according to changes in  
27 the consumer price index (~~after January 1, 1989~~). The fee shall be  
28 collected by the department of revenue in conjunction with the retail  
29 sales tax under chapter 82.08 RCW. If the seller fails to collect the

1 fee herein imposed or fails to remit the fee to the department of  
2 revenue in the manner prescribed in chapter 82.08 RCW, the seller shall  
3 be personally liable to the state for the amount of the fee. The  
4 collection provisions of chapter 82.32 RCW shall apply. The department  
5 of revenue shall deposit fees collected under this section in the wood  
6 stove education and enforcement account.

7 **Sec. 65.** RCW 70.94.483 and 1991 c 199 s 505 are each amended to  
8 read as follows:

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

16 (2) The department of ecology, with the advice of the advisory  
17 committee, shall set a flat fee of thirty dollars, on the retail sale,  
18 as defined in RCW 82.04.050, of each solid fuel burning device after  
19 January 1, 1992. The fee shall be imposed upon the consumer and shall  
20 not be subject to the retail sales tax provisions of chapters 82.08 and  
21 82.12 RCW. The fee may be adjusted annually above thirty dollars to  
22 account for inflation as determined by the state office of the economic  
23 and revenue forecast council. The fee shall be collected by the  
24 department of revenue in conjunction with the retail sales tax under  
25 chapter 82.08 RCW. If the seller fails to collect the fee herein  
26 imposed or fails to remit the fee to the department of revenue in the  
27 manner prescribed in chapter 82.08 RCW, the seller shall be personally  
28 liable to the state for the amount of the fee. The collection  
29 provisions of chapter 82.32 RCW shall apply. The department of revenue

1 shall deposit fees collected under this section in the wood stove  
2 education and enforcement account.

3 **Sec. 66.** RCW 47.78.010 and 1990 c 43 s 47 are each amended to read  
4 as follows:

5 There is hereby established in the state treasury the high capacity  
6 transportation account. Money in the account shall be used, after  
7 appropriation, for local high capacity transportation purposes  
8 including rail freight. ~~((All earnings of investments of any balances  
9 in the high capacity transportation account shall be credited to the  
10 account except as provided in RCW 43.84.090 and 43.84.092.))~~

11 **Sec. 67.** RCW 22.09.411 and 1987 c 509 s 8 are each amended to read  
12 as follows:

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

17 (2) All assessments shall be paid to the department and shall be  
18 deposited in the grain indemnity fund. The state treasurer shall be  
19 the custodian of the grain indemnity fund. Disbursements shall be on  
20 authorization of the director. No appropriation is required for  
21 disbursements from this fund.

22 (3) The grain indemnity fund shall be used exclusively for purposes  
23 of paying claimants pursuant to this chapter, and paying necessary  
24 expenses of administering the grain indemnity fund, provided however,  
25 that moneys equivalent to one-half of the interest ~~((accumulated))~~  
26 earned by the fund for deposit to the general fund may be paid to the  
27 department to defray costs of administering the warehouse audit

1 program. The state of Washington shall not be liable for any claims  
2 presented against the fund.

3 **Sec. 68.** RCW 70.47.030 and 1987 1st ex.s. c 5 s 5 are each amended  
4 to read as follows:

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

20 **Sec. 69.** RCW 70.105D.070 and 1989 c 2 s 7 are each amended to read  
21 as follows:

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

24 (2) The following moneys shall be deposited into the state toxics  
25 control account: (a) Those revenues which are raised by the tax  
26 imposed under RCW 82.21.030 and which are attributable to that portion  
27 of the rate equal to thirty-three one-hundredths of one percent; (b)  
28 the costs of remedial actions recovered under this chapter or chapter

1 70.105A RCW (~~after March 1, 1989~~); (c) penalties collected or  
2 recovered under this chapter; and (d) any other money appropriated or  
3 transferred to the account by the legislature. Moneys in the account  
4 may be used only to carry out the purposes of this chapter, including  
5 but not limited to the following activities:

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

9 (ii) The state's responsibility for solid waste planning,  
10 management, regulation, enforcement, technical assistance, and public  
11 education required under chapter 70.95 RCW;

12 (iii) The hazardous waste cleanup program required under this  
13 chapter;

14 (iv) State matching funds required under the federal cleanup law;

15 (v) Financial assistance for local programs in accordance with RCW  
16 70.95.130, 70.95.140, 70.95.220, 70.95.230, 70.95.530, 70.105.220,  
17 70.105.225, 70.105.235, and 70.105.260;

18 (vi) State government programs for the safe reduction, recycling,  
19 or disposal of hazardous wastes from households, small businesses, and  
20 agriculture;

21 (vii) Hazardous materials emergency response training;

22 (viii) Water and environmental health protection and monitoring  
23 programs;

24 (ix) Programs authorized under chapter 70.146 RCW;

25 (x) A public participation program, including regional citizen  
26 advisory committees;

27 (xi) Public funding to assist potentially liable persons to pay for  
28 the costs of remedial action in compliance with cleanup standards under  
29 RCW 70.105D.030(2)(d) but only when the amount and terms of such  
30 funding are established under a settlement agreement under RCW



1 70.105D.040(4) and when the director has found that the funding will  
2 achieve both (A) a substantially more expeditious or enhanced cleanup  
3 than would otherwise occur, and (B) the prevention or mitigation of  
4 unfair economic hardship; and

5 (xii) Development and demonstration of alternative management  
6 technologies designed to carry out the top two hazardous waste  
7 management priorities of RCW 70.105.150.

8 (3) The following moneys shall be deposited into the local toxics  
9 control account: Those revenues which are raised by the tax imposed  
10 under RCW 82.21.030 and which are attributable to that portion of the  
11 rate equal to thirty-seven one-hundredths of one percent. Moneys  
12 deposited in the local toxics control account shall be used by the  
13 department for grants to local governments for the following purposes  
14 in descending order of priority: (a) Remedial actions; (b) hazardous  
15 waste plans and programs under RCW 70.105.220, 70.105.225, 70.105.235,  
16 and 70.105.260; and (c) solid waste plans and programs under RCW  
17 70.95.130, 70.95.140, 70.95.220, and 70.95.230. Funds for plans and  
18 programs shall be allocated consistent with the priorities and matching  
19 requirements established in chapters 70.105 and 70.95 RCW.

20 (4) Except for unanticipated receipts under RCW 43.79.260 through  
21 43.79.282, moneys in the state and local toxics control accounts may be  
22 spent only after appropriation by statute. ~~((All earnings from  
23 investment of balances in the accounts, except as provided in RCW  
24 43.84.090, shall be credited to the accounts.))~~

25 (5) One percent of the moneys deposited into the state and local  
26 toxics control accounts shall be allocated only for public  
27 participation grants to persons who may be adversely affected by a  
28 release or threatened release of a hazardous substance and to not-for-  
29 profit public interest organizations. The primary purpose of these  
30 grants is to facilitate the participation by persons and organizations

1 in the investigation and remedying of releases or threatened releases  
2 of hazardous substances and to implement the state's solid and  
3 hazardous waste management priorities. No grant may exceed fifty  
4 thousand dollars though it may be renewed annually. Moneys  
5 appropriated for public participation from either account which are not  
6 expended at the close of any biennium shall revert to the state toxics  
7 control account.

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

11 (7) The department shall adopt rules for grant issuance and  
12 performance.

13 **Sec. 70.** RCW 2.14.070 and 1988 c 109 s 18 are each amended to read  
14 as follows:

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

1       **Sec. 71.** RCW 70.170.080 and 1989 1st ex.s. c 9 s 508 are each  
2 amended to read as follows:

3       The basic expenses for the hospital data collection and reporting  
4 activities of this chapter shall be financed by an assessment against  
5 hospitals of no more than four one-hundredths of one percent of each  
6 hospital's gross operating costs, to be levied and collected from and  
7 after that date, upon which the similar assessment levied under chapter  
8 70.39 RCW is terminated, for the provision of hospital services for its  
9 last fiscal year ending on or before June 30th of the preceding  
10 calendar year. Budgetary requirements in excess of that limit must be  
11 financed by a general fund appropriation by the legislature. All  
12 moneys collected under this section shall be deposited by the state  
13 treasurer in the hospital data collection account which is hereby  
14 created in the state treasury. (~~All earnings on investments of~~  
15 ~~balances in the hospital data collection account shall be credited to~~  
16 ~~the general fund.~~) The department may also charge, receive, and  
17 dispense funds or authorize any contractor or outside sponsor to charge  
18 for and reimburse the costs associated with special studies as  
19 specified in RCW 70.170.050.

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

24       **Sec. 72.** RCW 90.76.100 and 1989 c 346 s 11 are each amended to  
25 read as follows:

26       The underground storage tank account is created in the state  
27 treasury. Money in the account may only be spent, subject to  
28 legislative appropriation, for the administration and enforcement of

1 the underground storage tank program established under this chapter.

2 The account shall contain:

3 (1) All fees collected under RCW 90.76.090; and

4 (2) All fines or penalties collected under RCW 90.76.080(~~(+and~~

5 ~~(3) Any interest earned on the account, subject to RCW 43.84.090)).~~

6 **Sec. 73.** RCW 70.95.800 and 1989 c 431 s 90 are each amended to  
7 read as follows:

8 The solid waste management account is created in the state  
9 treasury. Moneys in the account may only be spent after appropriation.  
10 Expenditures from the account may only be used to carry out the  
11 purposes of this act. (~~All earnings from the investment of balances  
12 in the solid waste management account except as provided in RCW  
13 43.84.090, shall be deposited into the solid waste management  
14 account.))~~)

15 **Sec. 74.** RCW 59.21.050 and 1991 c 327 s 12 are each amended to  
16 read as follows:

17 (1) The mobile home park relocation fund is created in the custody  
18 of the state treasurer. All legislative appropriations for mobile home  
19 relocation assistance, receipts from fees collected under this chapter,  
20 and amounts required to be paid by park-owners to low-income park  
21 tenants when there are insufficient moneys in the fund shall be  
22 deposited into the fund. Expenditures from the fund may be used only  
23 for relocation assistance under RCW 59.21.020, or transfer to the  
24 mobile home park purchase fund under subsection (2) of this section.  
25 Only the director of community development or the director's designee  
26 may authorize expenditures from the fund. All relocation payments to  
27 low-income park tenants, including those due from the park-owner shall  
28 be made from the fund. The fund is subject to allotment procedures

1 under chapter 43.88 RCW, but no appropriation is required for  
2 expenditures.

3       (2) (~~The state treasurer shall maintain the fund and shall invest~~  
4 ~~the fund moneys. Moneys earned on these investments shall be deposited~~  
5 ~~in the fund and shall be used for the same purposes as other fund~~  
6 ~~moneys.~~) Unexpended and unencumbered moneys that remain in the fund  
7 at the end of the fiscal year do not revert to the state general fund  
8 but remain in the fund, separately accounted for, as a contingency  
9 reserve, or if the director determines at the end of any fiscal year  
10 beginning after December 31, 1991, that the fund contains a surplus  
11 over the projected amount needed for relocation during the upcoming  
12 year(s), any surplus may be transferred to the mobile home park  
13 purchase fund created by chapter 59.22 RCW. However, the director may  
14 cause any uncommitted funds in the mobile home park purchase fund which  
15 were transferred from the mobile home park relocation fund to be  
16 transferred back to the mobile home park relocation fund if that fund  
17 cannot otherwise meet its current obligations.

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

25       (4) The director may adopt rules for the administration of the  
26 fund.

27       **Sec. 75.** RCW 70.95E.080 and 1990 c 114 s 18 are each amended to  
28 read as follows:

1       The hazardous waste assistance account is hereby created in the  
2 state treasury. The following moneys shall be deposited into the  
3 hazardous waste assistance account:

4       (1) Those revenues which are raised by the fees imposed under RCW  
5 70.95E.020 and 70.95E.030;

6       (2) Penalties and surcharges collected under chapter 70.95C RCW and  
7 this chapter; and

8       (3) Any other moneys appropriated or transferred to the account by  
9 the legislature. (~~All earnings from investment of balances in the  
10 hazardous waste assistance account, except as provided in RCW  
11 43.84.090, shall be credited to the hazardous waste assistance  
12 account.~~) Moneys in the hazardous waste assistance account may be  
13 spent only for the purposes of this chapter following legislative  
14 appropriation.

15       **Sec. 76.** RCW 28B.30.741 and 1969 ex.s. c 223 s 28B.30.741 are each  
16 amended to read as follows:

17       All moneys received from the lease or rental of lands set apart by  
18 the enabling act for a scientific school; all interest or income  
19 arising from the proceeds of the sale of such lands or of the timber,  
20 fallen timber, stone, gravel or other valuable material thereon, except  
21 for investment income derived pursuant to RCW 43.84.080 and, less the  
22 allocation to the state investment board expense account pursuant to  
23 RCW 43.33A.160; and all moneys received as interest on deferred  
24 payments on contracts for the sale of such lands shall be deposited in  
25 the "Washington State University bond retirement fund" to be expended  
26 for the purposes set forth in RCW 28B.30.740.

27       **Sec. 77.** RCW 28B.30.742 and 1969 ex.s. c 223 s 28B.30.742 are each  
28 amended to read as follows:

1       Whenever federal law shall permit(~~(, but in no event prior to July~~  
2 ~~1, 1967,)~~) all moneys received from the lease or rental of lands set  
3 apart by the enabling act for an agricultural college, all interest or  
4 income arising from the proceeds of the sale of such lands or of the  
5 timber, fallen timber, stone, gravel or other valuable material  
6 thereon, except for investment income derived pursuant to RCW 43.84.080  
7 and, less the allocation to the state investment board expense account  
8 pursuant to RCW 43.33A.160; and all moneys received as interest on  
9 deferred payments on contracts for the sale of such lands shall be  
10 deposited in the Washington State University bond retirement fund to be  
11 expended for the purposes set forth in RCW 28B.30.740.

12       **Sec. 78.** RCW 28B.20.810 and 1969 ex.s. c 223 s 28B.20.810 are each  
13 amended to read as follows:

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

1 with funds derived from such lands into cash or obligations of or  
2 guaranteed by the United States of America prior to the transfer of  
3 such funds and investments to such reserve account or building account.

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

7 NEW SECTION. **Sec. 79.** A new section is added to chapter 43.63A  
8 RCW to read as follows:

9 The state fire service training center bond retirement account of  
10 1977 is hereby reestablished as an account within the treasury for the  
11 purpose of the payment of the principal of and interest on the bonds  
12 authorized to be issued pursuant to chapter 349, Laws of 1977 ex.  
13 sess., or chapter 470, Laws of 1985 or, if the legislature so  
14 determines, for any bonds and notes hereafter authorized and issued for  
15 the commission for vocational education or the statutory successor to  
16 its powers and duties involving the state fire training center.

17 The state finance committee, on or before June 30th of each year,  
18 shall certify to the state treasurer the amount required in the next  
19 succeeding twelve months for the payment of the principal of and the  
20 interest coming due on such bonds. The state treasurer shall withdraw  
21 from any general state revenues received in the state treasury and  
22 deposit in the state general obligation bond retirement fund such  
23 amounts and at such times as are required by the bond proceedings.

24 **Sec. 80.** RCW 28B.14C.060 and 1977 ex.s. c 354 s 6 are each amended  
25 to read as follows:

26 There is hereby created in the state treasury the institutions of  
27 higher education refunding bond retirement fund of 1977, which fund  
28 shall be devoted to the payment of principal of, interest on and



1 redemption premium, if any, on the bonds authorized to be issued  
2 pursuant to this chapter.

3 The state finance committee shall, on or before June 30 of each  
4 year, certify to the state treasurer the amount needed in the next  
5 succeeding twelve months to pay the installments of principal of and  
6 interest on the refunding bonds coming due in such period. The state  
7 treasurer shall, not less than thirty days prior to the due date of  
8 each installment, withdraw from any general state revenues received in  
9 the state treasury an amount equal to the amount certified by the state  
10 finance committee as being required to pay such installment; shall  
11 deposit such amount in the institutions of higher education refunding  
12 bond retirement fund of 1977; and shall apply in a timely manner the  
13 funds so deposited to the payment of the installment due on the bonds.

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

18 **Sec. 81.** RCW 43.79A.020 and 1984 c 7 s 47 are each amended to read  
19 as follows:

20 There is created a trust fund outside the state treasury to be  
21 known as the "treasurer's trust fund." All nontreasury trust funds  
22 which are in the custody of the state treasurer on April 10, 1973,  
23 shall be placed in the treasurer's trust fund and be subject to the  
24 terms of this chapter. Funds of the state department of transportation  
25 shall be placed in the treasurer's trust fund only if mutually agreed  
26 to by the state treasurer and the department. In order to assure an  
27 orderly transition to a centralized management system, the state  
28 treasurer may place each of such trust funds in the treasurer's trust  
29 fund at such times as he deems advisable. Except for department of

1 transportation trust funds, all such funds shall be incorporated in the  
2 treasurer's trust fund by June 30, 1975. Other funds in the custody of  
3 state officials or state agencies may, upon their request, be  
4 established as accounts in the treasurer's trust fund with the  
5 discretionary concurrence of the state treasurer. All income received  
6 from the treasurer's trust fund investments shall be deposited in the  
7 investment income account pursuant to RCW 43.79A.040.

8 **Sec. 82.** RCW 43.79A.040 and 1973 1st ex.s. c 15 s 4 are each  
9 amended to read as follows:

10 (1) Money in the treasurer's trust fund may be deposited, invested  
11 and reinvested by the state treasurer in accordance with RCW 43.84.080  
12 in the same manner and to the same extent as if the money were in the  
13 state treasury.

14 (2) All income received from investment of the treasurer's trust  
15 fund shall be set aside in an account in the treasury trust fund to be  
16 known as the investment income account. (~~On or before July 20 of each~~  
17 ~~year~~) Monthly, the state treasurer shall distribute (~~all money in~~)  
18 the earnings credited to the investment income account (~~in the~~  
19 ~~following manner. Twenty percent to the treasurer's service fund in~~  
20 ~~the state treasury to help defray the costs of managing the treasurer's~~  
21 ~~trust fund. The remaining eighty percent shall be divided among the~~  
22 ~~various agency accounts from which such investments were made, in~~  
23 ~~proportion to the respective balances thereof~~) to the state general  
24 fund except:

25 (a) The following accounts and funds shall receive their  
26 proportionate share of earnings based upon each account's or fund's  
27 average daily balance for the period: The American Indian scholarship  
28 endowment fund, the energy account, the game farm alternative account,  
29 and the self-insurance revolving fund. However, the earnings to be

1 distributed shall first be reduced by the allocation to the state  
2 treasurer's service account pursuant to RCW 43.08.190.

3 (b) The following accounts and funds shall receive eighty percent  
4 of their proportionate share of earnings based upon each account's or  
5 fund's average daily balance for the period: The advanced right of way  
6 revolving fund, the federal narcotics asset forfeitures account, the  
7 ferry system account, the ferry system insurance claim reserve account,  
8 the ferry system operation and maintenance account, the ferry system  
9 revenue account, the ferry system revenue bond account, the high  
10 occupancy vehicle account, and the local rail service assistance  
11 account.

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

15 **Sec. 83.** RCW 43.08.190 and 1985 c 405 s 506 are each amended to  
16 read as follows:

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

21 ~~((The office of financial management may direct the state treasurer~~  
22 ~~to transfer to the general fund an amount not to exceed two million~~  
23 ~~dollars from the state treasurer's service fund for the 1983-85 fiscal~~  
24 ~~biennium.))~~ Moneys shall be allocated monthly and placed in the state  
25 treasurer's service fund equivalent to a maximum of one percent of the  
26 trust and treasury average daily cash balances from the earnings  
27 generated under the authority of RCW 43.79A.040 and 43.84.080 other  
28 than earnings generated from investment of balances in funds and  
29 accounts specified in RCW 43.79.040(2)(b) or 43.84.092(2)(b). The

1 allocation shall precede the distribution of the remaining earnings as  
2 prescribed under RCW 43.79A.040 and 43.84.092. The state treasurer  
3 shall establish a uniform allocation rate based on the appropriations  
4 for the treasurer's office.

5       **Sec. 84.** RCW 90.48.390 and 1991 c 200 s 815 are each amended to  
6 read as follows:

7       The coastal protection fund is established to be used by the  
8 department as a revolving fund for carrying out the purposes of  
9 restoration of natural resources under this chapter and chapter 90.56  
10 RCW. To this fund there shall be credited penalties, fees, damages,  
11 charges received pursuant to the provisions of this chapter and chapter  
12 90.56 RCW, compensation for damages received under this chapter and  
13 chapter 90.56 RCW, and an amount equivalent to one cent per gallon from  
14 each marine use refund claim under RCW 82.36.330.

15       Moneys in the fund not needed currently to meet the obligations of  
16 the department in the exercise of its powers, duties, and functions  
17 under RCW 90.48.142, 90.48.366, 90.48.367, and 90.48.368 shall be  
18 deposited with the state treasurer to the credit of the fund (~~and may~~  
19 ~~be invested in such manner as is provided for by law. Interest~~  
20 ~~received on such investment shall be credited to the fund)).~~

21       **Sec. 85.** RCW 28C.10.082 and 1987 c 459 s 2 are each amended to  
22 read as follows:

23       The tuition recovery fund is hereby established in the custody of  
24 the state treasurer. The agency shall deposit in the fund all moneys  
25 received under RCW 28C.10.084. Moneys in the fund may be spent only  
26 for the purposes under RCW 28C.10.084. Disbursements from the fund  
27 shall be on authorization of the agency. The fund is subject to the  
28 allotment procedure provided under chapter 43.88 RCW, but no

1 appropriation is required for disbursements. (~~All earnings of~~  
2 ~~investments of such balances shall be credited to the tuition recovery~~  
3 ~~fund.~~)

4 **Sec. 86.** RCW 43.250.030 and 1990 c 106 s 2 are each amended to  
5 read as follows:

6 There is created a trust fund (~~in the state treasury~~) to be known  
7 as the public funds investment account. The account is to be  
8 separately accounted for and invested by the state treasurer. All  
9 moneys remitted under this chapter shall be deposited in this account.  
10 (~~The~~) All earnings on any balances in the public funds investment  
11 account, less moneys for administration pursuant to RCW 43.250.060,  
12 shall be credited to the public funds investment account(~~(~~  
13 ~~notwithstanding RCW 43.84.090)~~)).

14 **Sec. 87.** RCW 43.185.030 and 1991 c 356 s 3 are each amended to  
15 read as follows:

16 There is hereby created (~~a fund~~) in the (~~office of the~~  
17 ~~treasurer~~) state treasury an account to be known as the Washington  
18 housing trust fund. The housing trust fund shall include revenue from  
19 the sources established by this chapter, appropriations by the  
20 legislature, private contributions, repayment of loans, and all other  
21 sources.

22 **Sec. 88.** RCW 28B.10.882 and 1987 c 147 s 3 are each amended to  
23 read as follows:

24 Funds appropriated by the legislature for the graduate fellowship  
25 program shall be deposited in the graduate fellowship trust fund.  
26 (~~All moneys deposited in the fund shall be invested by the state~~  
27 ~~treasurer. Notwithstanding RCW 43.84.090, all earnings of investments~~

1 of balances in the fund shall be credited to the fund.) At the request  
2 of the higher education coordinating board under RCW 28B.10.884, the  
3 treasurer shall release the state matching funds to the designated  
4 institution's local endowment fund. No appropriation is required for  
5 expenditures from the fund.

6 **Sec. 89.** RCW 59.22.030 and 1987 c 482 s 4 are each amended to read  
7 as follows:

8 The mobile home park purchase ~~((fund))~~ account is hereby created  
9 ~~((and shall be maintained))~~ in the ~~((office of the treasurer))~~ state  
10 treasury. The purpose of this ~~((fund))~~ account is to provide loans  
11 according to the provisions of this chapter and for related  
12 administrative costs of the department. The ~~((fund))~~ account shall  
13 include appropriations, loan repayments, ~~((interest,))~~ and any other  
14 money from private sources made available to the state for the purposes  
15 of this chapter. Owners of mobile home parks shall not be assessed for  
16 the purposes of this ~~((fund))~~ account.

17 **Sec. 90.** RCW 70.148.020 and 1991 c 4 s 7 are each amended to read  
18 as follows:

19 (1) The pollution liability insurance program trust account is  
20 established in the custody of the state treasurer. All funds  
21 appropriated for this chapter and all premiums collected for  
22 reinsurance shall be deposited in the account. Expenditures from the  
23 account shall be used exclusively for the purposes of this chapter  
24 including payment of costs of administering the pollution liability  
25 insurance and underground storage tank community assistance programs.  
26 The account is subject to allotment procedures under chapter 43.88 RCW.  
27 Expenditures for payment of the costs of administering the program may  
28 be made only after appropriation by statute. No appropriation is

1 required for other expenditures from the account. ((The earnings on  
2 any surplus balances in the pollution liability insurance program trust  
3 account shall be credited to the account notwithstanding RCW  
4 43.84.090.))

5 (2) Each calendar quarter, the director shall report to the  
6 insurance commissioner and the chairs of the senate ways and means,  
7 senate financial institutions, house of representatives revenue, and  
8 house of representatives financial institutions committees, the loss  
9 and surplus reserves required for the calendar quarter. The director  
10 shall notify the department of revenue of this amount by the fifteenth  
11 day of each calendar quarter.

12 (3) Each calendar quarter the director shall report to the chairs  
13 of the senate ways and means, senate financial institutions, house of  
14 representatives revenue, and house of representatives financial  
15 institutions and insurance committees, the amount of reserves necessary  
16 to fund commitments made to provide financial assistance under section  
17 2, chapter 4, Laws of 1991, to the extent that the financial assistance  
18 reserves do not jeopardize the operations and liabilities of the  
19 pollution liability insurance program. The director shall notify the  
20 department of revenue of this amount by the fifteenth day of each  
21 calendar quarter. The director may immediately establish an initial  
22 financial assistance reserve of five million dollars from available  
23 revenues. The director may not expend more than fifteen million  
24 dollars for the financial assistance program.

25 **Sec. 91.** RCW 4.92.220 and 1989 c 419 s 5 are each amended to read  
26 as follows:

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

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

5 (b) Purchase of liability and property insurance, including  
6 catastrophic insurance, subject to policy conditions and limitations  
7 determined by the risk manager.

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

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

12 **Sec. 92.** RCW 4.92.130 and 1989 c 419 s 4 are each amended to read  
13 as follows:

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

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

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



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

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

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

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

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

13 ~~((6))~~) (5) Annual premium levels shall be determined by the risk  
14 manager, with the consultation and advice of the risk management  
15 advisory committee and concurrence from the office of financial  
16 management. An actuarial study shall be conducted to assist in  
17 determining the appropriate level of funding.

18 ~~((7))~~) (6) Disbursements from the liability account shall be made  
19 to the claimant, or to the clerk of the court for judgments, upon  
20 written request to the state treasurer from the risk manager.

21 ~~((8))~~) (7) The director of the office of financial management may  
22 direct agencies to transfer moneys from other funds and accounts to the  
23 liability account if premiums are delinquent.

24 ~~((9))~~) (8) The liability account shall not exceed fifty percent of  
25 the actuarial value of the outstanding liability as determined annually  
26 by the office of risk management. If the account exceeds the maximum  
27 amount specified in this section, premiums may be adjusted by the  
28 office of risk management in order to maintain the account balance at  
29 the maximum limits. If, after adjustment of premiums, the account

1 balance remains above the limits specified, the excess amount will be  
2 prorated back to the appropriate funds.

3 **Sec. 93.** RCW 43.84.051 and 1965 ex.s. c 104 s 5 are each amended  
4 to read as follows:

5 It shall be the duty of the state treasurer to collect the  
6 interest, or other income on, and the principal of the securities held  
7 in his or her custody pursuant to RCW 43.84.041 as the said sums become  
8 due and payable, and to pay the same when so collected into the  
9 respective funds to which the principal and interest shall accrue, less  
10 the allocation to the state treasurer's service account pursuant to RCW  
11 43.08.190 and the state investment board expense account pursuant to  
12 RCW 43.33A.160.

13 **Sec. 94.** RCW 43.79.130 and 1965 c 8 s 43.79.130 are each amended  
14 to read as follows:

15 There shall be in the state treasury a permanent and irreducible  
16 fund known as the "agricultural permanent fund," into which shall be  
17 paid all moneys derived from the sale of lands set apart by the  
18 enabling act or otherwise for an agricultural college. The income  
19 derived from investments pursuant to RCW 43.84.080 shall be credited to  
20 the Washington State University building account less the allocation to  
21 the state treasurer's service account pursuant to RCW 43.08.190.

22 **Sec. 95.** RCW 28B.35.751 and 1977 ex.s. c 169 s 87 are each amended  
23 to read as follows:

24 All moneys received from the lease or rental of lands set apart by  
25 the enabling act for state normal schools purposes; all interest or  
26 income arising from the proceeds of the sale of such lands or of the  
27 timber, fallen timber, stone, gravel, or other valuable material

1 thereon, less the allocation to the state treasurer's service account  
2 pursuant to RCW 43.08.190 and the state investment board expense  
3 account pursuant to RCW 43.33A.160; and all moneys received as interest  
4 on deferred payments on contracts for the sale of such lands, shall  
5 from time to time be paid into the state treasury and credited to the  
6 Eastern Washington University, Central Washington University, Western  
7 Washington University and The Evergreen State College capital projects  
8 accounts as herein provided to be expended for capital projects, and  
9 bond retirement purposes as set forth in RCW 28B.35.750, as now or  
10 hereafter amended. Eastern Washington University, Central Washington  
11 University, Western Washington University, and The Evergreen State  
12 College shall be credited with one-fourth of the total amount:  
13 PROVIDED, That Eastern Washington University, Central Washington  
14 University and Western Washington University shall each be credited  
15 with one-third of the total amount for so long as there remain unpaid  
16 and outstanding any bonds which are payable in whole or in part out of  
17 the moneys, interest or income described in this section.

18       **Sec. 96.** RCW 43.79.110 and 1965 c 8 s 43.79.110 are each amended  
19 to read as follows:

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

27       **Sec. 97.** RCW 28B.20.800 and 1969 ex.s. c 223 s 28B.20.800 are each  
28 amended to read as follows:

1 All moneys hereafter received from the lease or rental of lands set  
2 apart for the University of Washington by chapter 91, Laws of 1903 and  
3 section 9, chapter 122, Laws of 1893, and all interest or income  
4 arising from the proceeds of the sale of such land, less the allocation  
5 to the state treasurer's service account pursuant to RCW 43.08.190 and  
6 the state investment board expense account pursuant to RCW 43.33A.160,  
7 and all proceeds from the sale of timber, fallen timber, stone, gravel,  
8 or other valuable material and all other receipts therefrom shall be  
9 deposited to the credit of the "University of Washington bond  
10 retirement fund" to be expended for the purposes set forth in RCW  
11 28B.20.720. All proceeds of sale of such lands, exclusive of  
12 (~~interest~~) investment income, shall be deposited to the credit of the  
13 state university permanent fund, shall be retained therein and shall  
14 not be transferred to any other fund or account. All interest earned  
15 or income received from the investment of the money in the state  
16 university permanent fund shall be deposited to the credit of the  
17 University of Washington bond retirement fund less the allocations to  
18 the state treasurer's service fund pursuant to RCW 43.08.190 and the  
19 state investment board expense account pursuant to RCW 43.33A.160.

20 As a part of the contract of sale of bonds payable out of the  
21 University of Washington bond retirement fund, the board of regents of  
22 the University of Washington may covenant that all moneys derived from  
23 the above provided sources, which are required to be paid into the bond  
24 retirement fund, shall continue to be paid into such bond retirement  
25 fund for as long as any of such bonds are outstanding.

26 **Sec. 98.** RCW 41.24.030 and 1989 c 194 s 1 and 1989 c 91 s 1 are  
27 each reenacted and amended to read as follows:

28 There is created in the state treasury a trust fund for the benefit  
29 of the fire fighters of the state covered by this chapter, which shall

1 be designated the volunteer fire fighters' relief and pension fund and  
2 shall consist of:

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

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

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

11 (b) A sum equal to one and one-half of one percent of the annual  
12 salary attached to the rank of each full-paid member of its fire  
13 department, prorated for 1970 on the basis of services prior to March  
14 1, 1970.

15 (3) Where a municipal corporation has elected to make available to  
16 the members of its fire department the retirement provisions as herein  
17 provided, an annual fee of thirty dollars for each of its fire fighters  
18 electing to enroll therein, ten dollars of which shall be paid by the  
19 municipality and twenty dollars of which shall be paid by the fire  
20 fighter.

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

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

29 (6) All bonds or other obligations purchased according to  
30 subsection (5) of this section shall be forthwith placed in the custody

1 of the state treasurer, and he shall collect the principal thereof and  
2 interest thereon when due.

3 The state investment board may sell any of the bonds or obligations  
4 so acquired and the proceeds thereof shall be paid to the state  
5 treasurer.

6 The interest and proceeds from the sale and redemption of any bonds  
7 or other obligations held by the fund and invested by the state  
8 investment board shall be credited to and form a part of the fund, less  
9 the allocation to the state investment board expense account pursuant  
10 to RCW 43.33A.160.

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

13 The state treasurer shall make an annual report showing the  
14 condition of the fund.

15 **Sec. 99.** RCW 28B.10.868 and 1987 c 8 s 3 are each amended to read  
16 as follows:

17 Funds appropriated by the legislature for the distinguished  
18 professorship program shall be deposited in the distinguished  
19 professorship trust fund. (~~All moneys deposited in the fund shall be~~  
20 ~~invested by the state treasurer. Notwithstanding RCW 43.84.090, all~~  
21 ~~earnings of investments of balances of the fund shall be credited to~~  
22 ~~the fund.)) At the request of the higher education coordinating board  
23 under RCW 28B.10.870, the treasurer shall release the state matching  
24 funds to the designated institution's local endowment fund. No  
25 appropriation is required for expenditures from the fund.~~

26 **Sec. 100.** RCW 41.05.120 and 1988 c 107 s 10 are each amended to  
27 read as follows:

1 (1) The state employees' insurance account is hereby established in  
2 the custody of the state treasurer, to be used by the administrator for  
3 the deposit of contributions, reserves, dividends, and refunds, and for  
4 payment of premiums for employee insurance benefit contracts. Moneys  
5 from the account shall be disbursed by the state treasurer by warrants  
6 on vouchers duly authorized by the administrator. (~~Notwithstanding~~  
7 ~~RCW 43.84.090, all earnings of investments of balances in the account~~  
8 ~~shall be credited to the account.~~)

9 (2) The state treasurer and the state investment board may invest  
10 moneys in the state employees' insurance account. All such investments  
11 shall be in accordance with RCW 43.84.080 or 43.84.150, whichever is  
12 applicable. The administrator shall determine whether the state  
13 treasurer or the state investment board or both shall invest moneys in  
14 the state employees' insurance account.

15 **Sec. 101.** RCW 41.04.260 and 1987 c 475 s 11 and 1987 c 121 s 1 are  
16 each reenacted and amended to read as follows:

17 (1) There is hereby created a committee for deferred compensation  
18 to be composed of five members appointed by the governor, one of whom  
19 shall be a representative of an employee association or union certified  
20 as an exclusive representative of at least one bargaining unit of  
21 classified employees, one who shall be a representative of either a  
22 credit union, savings and loan association, mutual savings bank or  
23 bank, one who possesses expertise in the area of insurance or  
24 investment of public funds, one who shall be the state attorney general  
25 or his designee, and one additional member selected by the governor.  
26 The committee shall serve without compensation but shall receive travel  
27 expenses as provided for in RCW 43.03.050 and 43.03.060 as now existing  
28 or hereafter amended.

1 (2) The deferred compensation principal account is hereby created  
2 in the state treasury. Any deficiency in the deferred compensation  
3 administrative account caused by an excess of administrative expenses  
4 disbursed from that account over earnings of investments of balances  
5 credited to that account shall be (~~transferred~~) eliminated by  
6 transferring moneys to that account from the deferred compensation  
7 principal account.

8 The amount of compensation deferred by employees under agreements  
9 entered into under the authority contained in RCW 41.04.250 shall be  
10 paid into the deferred compensation principal account and shall be  
11 sufficient to cover costs of administration and staffing in addition to  
12 such other amounts as determined by this committee. The deferred  
13 compensation principal account shall be used to carry out the purposes  
14 of RCW 41.04.250. All eligible state employees shall be given the  
15 opportunity to participate in agreements entered into by the committee  
16 under RCW 41.04.250. State agencies shall cooperate with the committee  
17 in providing employees with the opportunity to participate. Any  
18 county, municipality, or other subdivision of the state may elect to  
19 participate in any agreements entered into by the committee under RCW  
20 41.04.250, including the making of payments therefrom to the employees  
21 participating in a deferred compensation plan upon their separation  
22 from state or other qualifying service. Accordingly, the deferred  
23 compensation principal account shall be considered to be a public  
24 pension or retirement fund within the meaning of Article XXIX, section  
25 1 of the state Constitution, for the purpose of determining eligible  
26 investments and deposits of the moneys therein. All moneys in the  
27 deferred compensation principal account, all property and rights  
28 purchased therewith, and all income attributable thereto, shall remain  
29 (until made available to the participating employee or other  
30 beneficiary) solely the money, property, and rights of the state and



1 participating counties, municipalities and subdivisions (without being  
2 restricted to the provision of benefits under the plan) subject only to  
3 the claims of the state's and participating jurisdictions' general  
4 creditors. Participating jurisdictions shall each retain property  
5 rights separately.

6 (3) The state investment board, at the request of the deferred  
7 compensation committee, is authorized to invest moneys in the deferred  
8 compensation principal account in accordance with RCW 43.84.150.  
9 Except as provided in RCW 43.33A.160, one hundred percent of all  
10 earnings from these investments shall accrue directly to the deferred  
11 compensation principal account. (~~The earnings on any surplus balances~~  
12 ~~in the deferred compensation principal account shall be credited to the~~  
13 ~~deferred compensation principal account, notwithstanding RCW~~  
14 ~~43.84.090.~~)

15 (4) The deferred compensation administrative account is hereby  
16 created in the state treasury. All expenses of the committee including  
17 staffing and administrative expenses shall be paid out of the deferred  
18 compensation administrative account. (~~Notwithstanding RCW 43.84.090,~~  
19 ~~all earnings of investments of balances in the deferred compensation~~  
20 ~~administrative account shall be credited to this account.~~) Any excess  
21 of earnings of investments of balances credited to this account over  
22 administrative expenses disbursed from this account shall be  
23 (~~expended~~) transferred to the deferred compensation principal  
24 account. Any deficiency in the deferred compensation administrative  
25 account caused by an excess of administrative expenses disbursed from  
26 this account over earnings of investments of balances credited to this  
27 account shall be transferred to this account from the deferred  
28 compensation principal account.

1 (5) In addition to the duties specified in this section and RCW  
2 41.04.250, the deferred compensation committee shall administer the  
3 salary reduction plan established in RCW 41.04.600 through 41.04.645.

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

8 The deferred compensation committee shall file an annual report of  
9 the financial condition, transactions, and affairs of the deferred  
10 compensation plans under the committee's jurisdiction. A copy of the  
11 annual report shall be filed with the speaker of the house of  
12 representatives, the president of the senate, the governor, and the  
13 state auditor.

14 (7) Members of the deferred compensation committee shall be deemed  
15 to stand in a fiduciary relationship to the employees participating in  
16 the deferred compensation plans created under RCW 41.04.250 through  
17 41.04.260 and shall discharge the duties of their respective positions  
18 in good faith and with that diligence, care, and skill which ordinary  
19 prudent persons would exercise under similar circumstances in like  
20 positions.

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

23 **Sec. 102.** RCW 90.50A.020 and 1988 c 284 s 3 are each amended to  
24 read as follows:

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

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

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

3 (b) All state matching funds appropriated or authorized by the  
4 legislature;

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

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

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

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

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

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

17 **Sec. 103.** RCW 2.14.080 and 1989 c 139 s 3 are each amended to read  
18 as follows:

19 (1) The administrator for the courts shall:

20 (a) Deposit or invest the contributions under RCW 2.14.090 in a  
21 credit union, savings and loan association, bank, or mutual savings  
22 bank;

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

26 (c) Invest in any of the class of investments described in RCW  
27 43.84.150.

28 (2) The state investment board or the committee for deferred  
29 compensation, at the request of the administrator for the courts, may

1 invest moneys in the principal account. Moneys invested by the  
2 investment board shall be invested in accordance with RCW 43.84.150.  
3 Moneys invested by the committee for deferred compensation shall be  
4 invested in accordance with RCW 41.04.250. Except as provided in RCW  
5 43.33A.160 or as necessary to pay a pro rata share of expenses incurred  
6 by the committee for deferred compensation, one hundred percent of all  
7 earnings from these investments, exclusive of investment income  
8 pursuant to RCW 43.84.080, shall accrue directly to the principal  
9 account. (~~The earnings on any surplus balances in the principal~~  
10 ~~account shall be credited to the principal account, notwithstanding RCW~~  
11 ~~43.84.090.~~)

12 **Sec. 104.** RCW 46.68.210 and 1990 c 42 s 411 are each amended to  
13 read as follows:

14 (1) The Puyallup tribal settlement account is hereby created in the  
15 motor vehicle fund. All moneys designated by the "Agreement between  
16 the Puyallup Tribe of Indians, local governments in Pierce county, the  
17 state of Washington, the United States of America, and certain private  
18 property owners," dated August 27, 1988, (the "agreement") for use by  
19 the department of transportation on the Blair project as described in  
20 the agreement shall be deposited into the account, including but not  
21 limited to federal appropriations for the Blair project, and  
22 appropriations contained in section 34, chapter 6, Laws of 1989 1st ex.  
23 sess. and section 709, chapter 19, Laws of 1989 1st ex. sess.

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

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

1       **Sec. 105.** RCW 81.100.070 and 1990 c 43 s 18 are each amended to  
2 read as follows:

3       Funds collected by the department of revenue or other entity under  
4 RCW 81.100.030, or by the department of licensing under RCW 81.100.060,  
5 less the deduction for collection expenses, shall be deposited in the  
6 high occupancy vehicle account hereby created in the custody of the  
7 state treasurer. On the first day of the months of January, April,  
8 July, and October of each year, the state treasurer shall distribute  
9 the funds in the account to the counties on whose behalf the funds were  
10 received. The state treasurer shall make the distribution under this  
11 section without appropriation. ~~((All earnings of investments of  
12 balances in this account shall be credited to this account except as  
13 provided in RCW 43.84.090 and 43.84.092.))~~

14       **Sec. 106.** RCW 28B.20.468 and 1990 c 282 s 4 are each amended to  
15 read as follows:

16       The Warren G. Magnuson institute trust fund is hereby established.  
17 The trust fund shall be administered by the state treasurer. Funds  
18 appropriated by the legislature for the trust fund shall be deposited  
19 into the trust fund. ~~((All moneys deposited in the trust fund shall be  
20 invested by the state treasurer. Notwithstanding RCW 43.84.090, all  
21 earnings of investments of balances of the trust fund shall be credited  
22 to the fund.))~~ At the request of the board of regents of the  
23 University of Washington, and when conditions set forth in RCW  
24 28B.20.470 are met, the treasurer shall release state matching moneys  
25 in the fund to the University of Washington's local endowment fund. No  
26 appropriation is required for expenditures from the trust fund.

27       **Sec. 107.** RCW 28B.108.050 and 1990 c 287 s 6 are each amended to  
28 read as follows:

1 The American Indian endowed scholarship trust fund is 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 fund. (~~All moneys deposited in the fund shall be invested by~~  
5 ~~the state treasurer. Notwithstanding RCW 43.84.090, all earnings of~~  
6 ~~investments of balances of the trust fund shall be credited to the~~  
7 ~~fund.~~) At the request of the higher education coordinating board, and  
8 when conditions set forth in RCW 28B.108.070 are met, the treasurer  
9 shall deposit state matching moneys in the trust fund into the American  
10 Indian endowment fund. No appropriation is required for expenditures  
11 from the trust fund.

12 **Sec. 108.** RCW 28B.50.837 and 1990 c 29 s 2 are each amended to  
13 read as follows:

14 (1) The Washington community college exceptional faculty awards  
15 program is established. The program shall be administered by the state  
16 board for community college education. The community college faculty  
17 awards trust fund hereby created shall be administered by the state  
18 treasurer.

19 (2) Funds appropriated by the legislature for the community college  
20 exceptional faculty awards program shall be deposited in the community  
21 college faculty awards trust fund. (~~All moneys deposited in the fund~~  
22 ~~shall be invested by the state treasurer. Notwithstanding RCW~~  
23 ~~43.84.090, all earnings of investments of balances in the fund shall be~~  
24 ~~credited to the fund.~~) At the request of the state board for  
25 community college education, the treasurer shall release the state  
26 matching funds to the designated institution's local endowment fund.  
27 No appropriation is necessary for the expenditure of moneys from the  
28 fund.

1       **Sec. 109.** RCW 28B.50.837 and 1991 c 238 s 63 are each amended to  
2 read as follows:

3       (1) The Washington community and technical college exceptional  
4 faculty awards program is established. The program shall be  
5 administered by the college board. The college faculty awards trust  
6 fund hereby created shall be administered by the state treasurer.

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

16       **Sec. 110.** RCW 28B.108.060 and 1990 c 287 s 7 are each amended to  
17 read as follows:

18       The American Indian scholarship endowment fund is established. The  
19 endowment fund shall be administered by the state treasurer. Moneys  
20 received from the higher education coordinating board, private  
21 donations, state matching moneys, and funds received from any other  
22 source may be deposited into the endowment fund. ~~((All moneys  
23 deposited in the endowment fund shall be invested by the state  
24 treasurer. Notwithstanding RCW 43.84.090, all earnings of investments  
25 of balances of the endowment fund shall be credited to the endowment  
26 fund.))~~ At the request of the higher education coordinating board, the  
27 treasurer shall release earnings from the endowment fund to the board  
28 for scholarships. No appropriation is required for expenditures from  
29 the endowment fund.

1 The principal of the endowment fund shall not be invaded. The  
2 earnings on the fund shall be used solely for the purposes set forth in  
3 RCW 28B.108.040.

4 **Sec. 111.** RCW 41.48.065 and 1983 1st ex.s. c 6 s 1 are each  
5 amended to read as follows:

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

15 The treasurer of the state shall be ex officio treasurer and  
16 custodian of the fund and shall administer the fund in accordance with  
17 this chapter and the directions of the governor and shall pay all  
18 amounts drawn upon it in accordance with this section and with the  
19 regulations the governor may prescribe under this section.

20 **Sec. 112.** RCW 41.48.060 and 1973 c 126 s 14 are each amended to  
21 read as follows:

22 (1) There is hereby established a special ((fund)) account in the  
23 state treasury to be known as the OASI contribution ((fund. All  
24 ~~interest earnings presently in and all interest earnings accruing to~~  
25 ~~this fund in accordance with RCW 39.58.120 shall be deposited in the~~  
26 ~~state's general fund~~)) account. Such ((fund)) account shall consist of  
27 and there shall be deposited in such ((fund)) account: (a) All  
28 contributions and penalties collected under RCW 41.48.040 and



1 41.48.050; (b) all moneys appropriated thereto under this chapter; (c)  
2 any property or securities belonging to the ((fund)) account; and (d)  
3 all sums recovered upon the bond of the custodian or otherwise for  
4 losses sustained by the ((fund)) account and all other moneys received  
5 for the ((fund)) account from any other source. All moneys in the  
6 ((fund)) account shall be mingled and undivided. Subject to the  
7 provisions of this chapter, the governor is vested with full power,  
8 authority and jurisdiction over the ((fund)) account, including all  
9 moneys and property or securities belonging thereto, and may perform  
10 any and all acts whether or not specifically designated, which are  
11 necessary to the administration thereof and are consistent with the  
12 provisions of this chapter.

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

22 (3) From the OASI contribution ((fund)) account the custodian of  
23 the fund shall pay to the secretary of the treasury such amounts and at  
24 such time or times as may be directed by the governor in accordance  
25 with any agreement entered into under RCW 41.48.030 and the social  
26 security act.

27 (4) The treasurer of the state shall be ex officio treasurer and  
28 custodian of the OASI contribution ((fund)) account and shall  
29 administer such ((fund)) account in accordance with the provisions of  
30 this chapter and the directions of the governor and shall pay all

1 warrants drawn upon it in accordance with the provisions of this  
2 section and with the regulations as the governor may prescribe pursuant  
3 thereto.

4 **Sec. 113.** RCW 28A.520.020 and 1990 c 33 s 430 are each amended to  
5 read as follows:

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

20 (2) No later than thirty days following receipt of the funds from  
21 the federal government, the superintendent of public instruction shall  
22 apportion moneys distributed to counties for schools to public school  
23 districts in the respective counties in proportion to the number of  
24 full time equivalent students enrolled in each public school district  
25 to the number of full time equivalent students enrolled in public  
26 schools in the county. In apportioning these funds, the superintendent  
27 of public instruction shall utilize the October enrollment count.

28 (3) If the amount received by any public school district pursuant  
29 to subsection (2) of this section is less than the basic education

1 allocation to which the district would otherwise be entitled, the  
2 superintendent of public instruction shall apportion to the district,  
3 in the manner provided by RCW 28A.510.250, an amount which shall be the  
4 difference between the amount received pursuant to subsection (2) of  
5 this section and the basic education allocation to which the district  
6 would otherwise be entitled.

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

10 **Sec. 114.** RCW 2.10.080 and 1981 c 3 s 22 are each amended to read  
11 as follows:

12 (1) The state treasurer shall be the custodian of all funds and  
13 securities of the retirement system. Disbursements from this fund  
14 shall be made by the state treasurer upon receipt of duly authorized  
15 vouchers.

16 (2) The state treasurer is hereby authorized and directed to  
17 deposit any portion of the funds of the retirement system not needed  
18 for immediate use in the same manner and subject to all the provisions  
19 of law with respect to the deposit of state funds by such treasurer((  
20 and)). All ((interest)) investment income earned by such portion of  
21 the retirement system's funds as may be deposited by the state  
22 treasurer in pursuance of authority herewith given shall be collected  
23 by him or her and placed to the credit of the retirement fund, less the  
24 allocation to the state investment board expense account pursuant to  
25 RCW 43.33A.160 and to the state treasurer's service fund pursuant to  
26 RCW 43.08.190.

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

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

6 **Sec. 115.** RCW 43.160.080 and 1987 c 422 s 6 are each amended to  
7 read as follows:

8 There shall be a fund known as the public facilities construction  
9 loan revolving ~~((fund))~~ account, which shall consist of all moneys  
10 collected under this chapter, except moneys of the board collected in  
11 connection with the issuance of industrial development revenue bonds,  
12 and any moneys appropriated to it by law: PROVIDED, That seventy-five  
13 percent of all principal and interest payments on loans made with the  
14 proceeds deposited in the ~~((fund))~~ account under section 901, chapter  
15 57, Laws of 1983 1st ex. sess. shall be deposited in the general fund  
16 as reimbursement for debt service payments on the bonds authorized in  
17 RCW 43.83.184. The state treasurer shall be custodian of the revolving  
18 ~~((fund))~~ account. Disbursements from the revolving ~~((fund))~~ account  
19 shall be on authorization of the board. In order to maintain an  
20 effective expenditure and revenue control, the public facilities  
21 construction loan revolving ~~((fund))~~ account shall be subject in all  
22 respects to chapter 43.88 RCW, but no appropriation is required to  
23 permit expenditures and payment of obligations from the ~~((fund.~~

24 ~~Moneys in this fund not needed to meet the current expenses and~~  
25 ~~obligations of the board shall be invested in the manner authorized for~~  
26 ~~moneys in revolving funds. Any interest earned shall be deposited in~~  
27 ~~this fund and shall be used for the purposes specified in this chapter.~~  
28 ~~The state treasurer shall render reports to the board advising of the~~  
29 ~~status of any funds invested, the market value of the assets as of the~~

1 ~~date the statement is rendered, and the income received from the~~  
2 ~~investments during the period covered by the report)) account.~~

3 **Sec. 116.** RCW 74.18.230 and 1985 c 97 s 2 and 1985 c 57 s 72 are  
4 each reenacted and amended to read as follows:

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

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

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

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

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

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

1       **Sec. 117.** RCW 28B.20.253 and 1975-'76 2nd ex.s. c 12 s 2 are each  
2 amended to read as follows:

3       (1) A self-insurance revolving fund in the custody of the treasurer  
4 is hereby created to be used solely and exclusively by the board of  
5 regents of the University of Washington for the following purposes:

6       (a) The payment of judgments against the university, its schools,  
7 colleges, departments, and hospitals and against its regents, officers,  
8 employees, agents, and students for whom the defense of an action,  
9 claim, or proceeding has been provided pursuant to RCW 28B.20.250.

10       (b) The payment of claims against the university, its schools,  
11 colleges, departments, and hospitals and against its regents, officers,  
12 employees, agents, and students for whom the defense of an action,  
13 claim, or proceeding has been provided pursuant to RCW 28B.20.250:  
14 PROVIDED, That payment of claims in excess of twenty-five hundred  
15 dollars must be approved by the state attorney general.

16       (c) For the cost of investigation, administration, and defense of  
17 actions, claims, or proceedings, and other purposes essential to its  
18 liability program.

19       (2) Said self-insurance revolving fund shall consist of periodic  
20 payments by the University of Washington from any source available to  
21 it in such amounts as are deemed reasonably necessary to maintain the  
22 fund at levels adequate to provide for the anticipated cost of payments  
23 of incurred claims and other costs to be charged against the fund.

24       (3) No money shall be paid from the self-insurance revolving fund  
25 unless first approved by the board of regents, and unless all proceeds  
26 available to the claimant from any valid and collectible liability  
27 insurance shall have been exhausted.

28       (4) The state investment board shall invest moneys in the self-  
29 insurance revolving fund. Moneys invested by the investment board  
30 shall be invested in accordance with RCW 43.84.150.

1       **Sec. 118.** RCW 79.71.090 and 1991 c 352 s 8 are each amended to  
2 read as follows:

3       There is hereby created the natural resources conservation areas  
4 stewardship account in the state treasury to ensure proper and  
5 continuing management of land acquired or designated pursuant to this  
6 chapter. Funds for the stewardship account shall be derived from  
7 appropriations of state general funds, federal funds, grants,  
8 donations, gifts, bond issue receipts, securities, and other monetary  
9 instruments of value. Income derived from the management of natural  
10 resources conservation areas shall also be deposited in this  
11 stewardship account. (~~The state treasurer may not deduct a fee for~~  
12 ~~managing the funds in the stewardship account.~~)

13       Appropriations from this account to the department shall be  
14 expended for no other purpose than the following: (1) To manage the  
15 areas approved by the legislature in fulfilling the purposes of this  
16 chapter; (2) to manage property acquired as natural area preserves  
17 under chapter 79.70 RCW; (3) to manage property transferred under the  
18 authority and appropriation provided by the legislature to be managed  
19 under chapter 79.70 RCW or this chapter or acquired under chapter  
20 43.98A RCW; and (4) to pay for operating expenses for the natural  
21 heritage program under chapter 79.70 RCW.

22       **Sec. 119.** RCW 81.100.070 and 1990 c 43 s 18 are each amended to  
23 read as follows:

24       Funds collected by the department of revenue or other entity under  
25 RCW 81.100.030, or by the department of licensing under RCW 81.100.060,  
26 less the deduction for collection expenses, shall be deposited in the  
27 high occupancy vehicle account hereby created in the custody of the  
28 state treasurer. On the first day of the months of January, April,  
29 July, and October of each year, the state treasurer shall distribute

1 the funds in the account to the counties on whose behalf the funds were  
2 received. The state treasurer shall make the distribution under this  
3 section without appropriation. (~~All earnings of investments of~~  
4 ~~balances in this account shall be credited to this account except as~~  
5 ~~provided in RCW 43.84.090 and 43.84.092.~~)

6 **Sec. 120.** RCW 47.76.160 and 1991 c 363 s 127 are each amended to  
7 read as follows:

8 (1) The essential rail banking account is created in the state  
9 treasury. Moneys in the account may be spent only after appropriation.  
10 Expenditures from the account may be used only for the purposes  
11 specified in this section.

12 (2) Moneys in the account may be used by the department to:

13 (a) Purchase unused rail rights of way; or

14 (b) Provide up to eighty percent of the funding through loans to  
15 first class cities, port districts, counties, and county rail districts  
16 to purchase unused rail rights of way.

17 (3) Use of the moneys pursuant to subsection (2) of this section  
18 shall be for rights of way that meet the following criteria:

19 (a) The right of way has been identified, evaluated, and analyzed  
20 in the state rail plan prepared pursuant to this chapter;

21 (b) The right of way may be or has been abandoned;

22 (c) The right of way has potential for future rail service; and

23 (d) Reestablishment of rail service would benefit the state of  
24 Washington; and this benefit shall be based on the public and private  
25 costs and benefits of reestablishing the service compared with  
26 alternative service including necessary road improvement costs, or of  
27 taking no action.

28 Funds in the account may be expended for this purpose only with  
29 legislative appropriation. Funds for acquisition of any line shall be



1 expended only after obtaining the approval of the legislative  
2 transportation committee. The department may also expend funds from  
3 the receipt of a donation of funds sufficient to cover the property  
4 acquisition and management costs. The department may receive donations  
5 of funds for this purpose, which shall be conditioned upon, and made in  
6 consideration for the repurchase rights contained in RCW 47.76.040.  
7 The department or the participating local jurisdiction shall be  
8 responsible for maintaining the right of way, including provisions for  
9 fire and weed control and for liability associated with ownership.  
10 Nothing in this section and in RCW 47.76.140 and 47.76.030 shall be  
11 interpreted or applied so as to impair the reversionary rights of  
12 abutting landowners, if any, without just compensation.

13 ~~((4) All earnings of investments of balances in the essential rail  
14 banking account shall be credited to that account except as provided in  
15 RCW 43.84.090 and 43.84.092.))~~

16 **Sec. 121.** RCW 47.78.010 and 1990 c 43 s 47 are each amended to  
17 read as follows:

18 There is hereby established in the state treasury the high capacity  
19 transportation account. Money in the account shall be used, after  
20 appropriation, for local high capacity transportation purposes  
21 including rail freight. ~~((All earnings of investments of any balances  
22 in the high capacity transportation account shall be credited to the  
23 account except as provided in RCW 43.84.090 and 43.84.092.))~~

24 NEW SECTION. **Sec. 122.** The following acts or parts of acts are  
25 each repealed:

26 (1) RCW 43.84.090 and 1990 2nd ex.s. c 1 s 203, 1990 c 106 s 5,  
27 1985 c 233 s 5, 1981 c 242 s 2, 1975-'76 2nd ex.s. c 123 s 1, 1969 c 50  
28 s 1, 1967 c 66 s 1, 1965 ex.s. c 82 s 1, & 1965 c 8 s 43.84.090;

- 1 (2) RCW 43.185.040 and 1986 c 298 s 5;  
2 (3) RCW 46.09.290 and 1986 c 206 s 14;  
3 (4) RCW 70.48.120 and 1987 c 462 s 8, 1986 c 118 s 8, 1981 c 276 s  
4 1, & 1977 ex.s. c 316 s 12;  
5 (5) RCW 43.31.958 and 1985 c 57 s 31 & 1979 ex.s. c 260 s 2;  
6 (6) RCW 43.99C.040 and 1985 c 57 s 55 & 1979 ex.s. c 221 s 7;  
7 (7) RCW 27.60.060 and 1985 c 291 s 3, 1985 c 57 s 8, & 1984 c 120  
8 s 2;  
9 (8) RCW 28B.31.040 and 1985 c 57 s 14 & 1977 ex.s. c 344 s 4;  
10 (9) RCW 75.48.030 and 1985 c 57 s 73, 1983 1st ex.s. c 46 s 163, &  
11 1977 ex.s. c 308 s 3;  
12 (10) RCW 28B.56.030 and 1985 c 57 s 17 & 1972 ex.s. c 133 s 3;  
13 (11) RCW 43.83I.166 and 1985 c 57 s 50 & 1979 ex.s. c 224 s 4;  
14 (12) RCW 36.22.180 and 1989 c 204 s 4;  
15 (13) RCW 43.79.415 and 1974 ex.s. c 53 s 1 & 1973 1st ex.s. c 129  
16 s 1; and  
17 (14) RCW 79.64.055 and 1967 ex.s. c 63 s 3.

18 **Sec. 123.** RCW 82.14.050 and 1991 1st ex.s. c ... s 34 (section 34  
19 of this act) are each amended to read as follows:

20 The counties, cities, and transportation authorities under RCW  
21 82.14.045 and public facilities of districts under chapter 36.100 RCW  
22 shall contract, prior to the effective date of a resolution or  
23 ordinance imposing a sales and use tax, the administration and  
24 collection to the state department of revenue, which shall deduct a  
25 percentage amount, as provided by contract, not to exceed two percent  
26 of the taxes collected for administration and collection expenses  
27 incurred by the department. The remainder of any portion of any tax  
28 authorized by this chapter which is collected by the department of  
29 revenue shall be deposited by the state department of revenue in the

1 local sales and use tax account hereby created in the state treasury.  
2 Moneys in the local sales and use tax account may be spent only for  
3 distribution to counties, cities, transportation authorities, and  
4 public facilities districts imposing a sales and use tax. All  
5 administrative provisions in chapters 82.03, 82.08, 82.12, and 82.32  
6 RCW, as they now exist or may hereafter be amended, shall, insofar as  
7 they are applicable to state sales and use taxes, be applicable to  
8 taxes imposed pursuant to this chapter. (~~Except as provided in RCW~~  
9 ~~43.08.190,~~) All earnings of investments of balances in the local sales  
10 and use tax account shall be credited to the local sales and use tax  
11 account and distributed to the counties, cities, transportation  
12 authorities, and public facilities districts monthly.

13 **Sec. 124.** RCW 28B.30.730 and 1991 1st ex.s. c ... s 50 (section 50  
14 of this act) are each amended to read as follows:

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

20 (1) Shall not constitute

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

22 (b) A general obligation of Washington State University or of the  
23 board;

24 (2) Shall be

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

26 (b) Issued in denominations of not less than one hundred dollars;  
27 and

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

1 (d) Signed on behalf of the university by the president of the  
2 board, attested by the secretary or the treasurer of the board, have  
3 the seal of the university impressed thereon or a facsimile of such  
4 seal printed or lithographed in the bottom border thereof, and the  
5 coupons attached thereto shall be signed with the facsimile signatures  
6 of such president and secretary;

7 (3) Shall state

8 (a) The date of issue; and

9 (b) The series of the issue and be consecutively numbered within  
10 the series; and

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

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

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

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

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

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

29 (a) A covenant that the building fees shall be established,  
30 maintained and collected in such amounts that will provide money

1 sufficient to pay the principal of and interest on all bonds payable  
2 out of the bond retirement account, to set aside and maintain the  
3 reserves required to secure the payment of such principal and interest,  
4 and to maintain any coverage which may be required over such principal  
5 and interest;

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

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

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

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

26 **Sec. 125.** RCW 43.84.092 and 1991 1st ex.s. c ... s 57 (section 57  
27 of this act) are each amended to read as follows:

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

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

8 (a)) the ~~((following))~~ various accounts and funds ~~((shall~~  
9 ~~receive))~~ in the state treasury with eighty percent of their  
10 proportionate share of earnings based upon each account's and fund's  
11 average daily balance for the period~~((:—The capitol building~~  
12 ~~construction account, the Cedar River channel construction and~~  
13 ~~operation account, the Central Washington University capital projects~~  
14 ~~account, the charitable, educational, penal and reformatory~~  
15 ~~institutions account, the common school construction fund, the county~~  
16 ~~criminal justice assistance account, the county sales and use tax~~  
17 ~~equalization account, the deferred compensation administrative account,~~  
18 ~~the deferred compensation principal account, the department of~~  
19 ~~retirement systems expense account, the Eastern Washington University~~  
20 ~~capital projects account, the federal forest revolving account, the~~  
21 ~~industrial insurance premium refund account, the judges' retirement~~  
22 ~~account, the judicial retirement administrative account, the judicial~~  
23 ~~retirement principal account, the local leasehold excise tax account,~~  
24 ~~the local sales and use tax account, the medical aid account, the~~  
25 ~~municipal criminal justice assistance account, the municipal sales and~~  
26 ~~use tax equalization account, the natural resources deposit account,~~  
27 ~~the perpetual surveillance and maintenance account, the public~~  
28 ~~employees' retirement system plan I account, the public employees'~~  
29 ~~retirement system plan II account, the public service revolving fund,~~  
30 ~~the Puyallup tribal settlement account, the resource management cost~~

1 ~~account, the site closure account, the special wildlife account, the~~  
2 ~~state employees' insurance account, the state employees' insurance~~  
3 ~~reserve account, the state investment board expense account, the state~~  
4 ~~investment board commingled trust fund accounts, the supplemental~~  
5 ~~pension account, the teachers' retirement system plan I account, the~~  
6 ~~teachers' retirement system plan II account, the University of~~  
7 ~~Washington bond retirement fund, the University of Washington building~~  
8 ~~account, the volunteer fire fighters' relief and pension principal~~  
9 ~~account, the volunteer fire fighters' relief and pension administrative~~  
10 ~~account, the Washington judicial retirement system account, the~~  
11 ~~Washington law enforcement officers' and fire fighters' system plan I~~  
12 ~~retirement account, the Washington law enforcement officers' and fire~~  
13 ~~fighters' system plan II retirement account, the Washington state~~  
14 ~~patrol retirement account, the Washington State University building~~  
15 ~~account, the Washington State University bond retirement fund, and the~~  
16 ~~Western Washington University capital projects account. Earnings~~  
17 ~~derived from investing balances of the agricultural permanent fund, the~~  
18 ~~normal school permanent fund, the permanent common school fund, the~~  
19 ~~scientific permanent fund, and the state university permanent fund~~  
20 ~~shall be allocated to their respective beneficiary accounts. All~~  
21 ~~earnings to be distributed under this subsection (2)(a) shall first be~~  
22 ~~reduced by the allocation to the state treasurer's service account~~  
23 ~~pursuant to RCW 43.08.190.~~

24 (b) ~~The following accounts and funds shall receive eighty percent~~  
25 ~~of their proportionate share of earnings based upon each account's or~~  
26 ~~fund's average daily balance for the period: The central Puget Sound~~  
27 ~~public transportation account, the city hardship assistance account,~~  
28 ~~the county arterial preservation account, the economic development~~  
29 ~~account, the essential rail assistance account, the essential rail~~  
30 ~~banking account, the ferry bond retirement fund, the grade crossing~~

1 ~~protective fund, the high capacity transportation account, the highway~~  
2 ~~bond retirement fund, the highway construction stabilization account,~~  
3 ~~the highway safety account, the motor vehicle fund, the motorcycle~~  
4 ~~safety education account, the pilotage account, the public~~  
5 ~~transportation systems account, the Puget Sound capital construction~~  
6 ~~account, the Puget Sound ferry operations account, the recreational~~  
7 ~~vehicle account, the rural arterial trust account, the special category~~  
8 ~~C account, the state patrol highway account, the transfer relief~~  
9 ~~account, the transportation capital facilities account, the~~  
10 ~~transportation equipment fund, the transportation fund, the~~  
11 ~~transportation improvement account, and the urban arterial trust~~  
12 ~~account)) and shall credit the general fund with the remaining twenty~~  
13 ~~percent except:~~

14 (a) The following funds and accounts shall receive one hundred  
15 percent of their proportionate share of earnings based upon each  
16 account's and fund's average daily balance for the period: The aquatic  
17 land dredged material disposal site account; the basic health plan  
18 trust account; the business enterprises revolving account; the coastal  
19 protection fund; the deferred compensation administrative account; the  
20 deferred compensation principal account; the grain indemnity fund; the  
21 institutions of higher education refunding bond retirement fund of  
22 1977; the judicial retirement administrative account; the landowner  
23 contingency forest fire suppression account; the liability account; the  
24 low-income weatherization assistance account; the OASI revolving fund;  
25 the principal account; the public facilities construction loan  
26 revolving account; the Puyallup tribal settlement account; the risk  
27 management account; the state and local improvements revolving account;  
28 Waste Disposal Facilities, 1980; the state employees' insurance  
29 account; the state investment board expense account; the tuition  
30 recovery fund; and the University of Washington bond retirement fund.



1       (b) The general fund shall receive one hundred percent of the  
2 proportionate share of earnings of the following accounts and funds  
3 based upon each account's and fund's average daily balance for the  
4 period: The aeronautics account; the agency payroll revolving fund;  
5 the aircraft search and rescue, safety, and education account; the  
6 architects' license account; the archives and record management  
7 account; the budget stabilization account; the certified public  
8 accountants' account; the charitable, educational, penal and  
9 reformatory institutions account; the 1975 community college capital  
10 construction account; the community college capital projects account;  
11 the county sales and use tax equalization account; the death  
12 investigations' account; the flood control assistance account; the  
13 geothermal account; the health professions account; the hospital  
14 commission; the hospital data collection account; the industrial  
15 insurance premium refund account; the institutional impact account; the  
16 litter control account; the marine fuel tax refund account; the medical  
17 disciplinary account; the motor transport account; the municipal sales  
18 and use tax equalization account; the outdoor recreation account; the  
19 parkland acquisition account; the professional engineers' account; the  
20 public safety and education account; the snowmobile account; the  
21 special fund salary and insurance contribution increase revolving fund;  
22 the special fund semimonthly payroll revolving fund; the special grass  
23 seed burning research account; the surveys and maps account; the state  
24 building construction account; the state capitol historical association  
25 museum account; the state capitol vehicle parking account; the state  
26 educational grant account; the state higher education construction  
27 account; the state school equalization fund; the timber tax  
28 distribution account; the trust land purchase account; and the winter  
29 recreational program account.

1        (c) The state treasurer's service fund shall receive eighty percent  
2 of the proportionate share of earnings of the following funds and  
3 accounts based upon each account's and fund's average daily balance for  
4 the period and the general fund shall receive the remaining twenty  
5 percent: The federal forest revolving fund; the liquor excise tax  
6 fund; the treasury income account; the suspense account; the  
7 undistributed receipts account; the state payroll revolving account;  
8 the agency vendor payment revolving fund; and the local leasehold  
9 excise tax account.

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

13        **Sec. 126.** RCW 28A.515.320 and 1991 1st ex.s. c ... s 58 (section  
14 58 of this act) are each amended to read as follows:

15        The common school construction fund is to be used exclusively for  
16 the purpose of financing the construction of facilities for the common  
17 schools. The sources of said fund shall be: (1) Those proceeds  
18 derived from sale or appropriation of timber and other crops from  
19 school and state land other than those granted for specific purposes;  
20 (2) the interest accruing on the permanent common school fund (~~less~~  
21 ~~the allocations to the state treasurer's service account pursuant to~~  
22 ~~RCW 43.08.190 and the state investment board expense account pursuant~~  
23 ~~to RCW 43.33A.160)) together with all rentals and other revenue derived  
24 therefrom and from land and other property devoted to the permanent  
25 common school fund; (3) all moneys received by the state from the  
26 United States under the provisions of section 191, Title 30, United  
27 State Code, Annotated, and under section 810, chapter 12, Title 16,  
28 (Conservation), United States Code, Annotated, except moneys received  
29 before June 30, 2001, and when thirty megawatts of geothermal power is~~

1 certified as commercially available by the receiving utilities and the  
2 state energy office, eighty percent of such moneys, under the  
3 Geothermal Steam Act of 1970 pursuant to RCW 43.140.030; and (4) such  
4 other sources as the legislature may direct. That portion of the  
5 common school construction fund derived from interest on the permanent  
6 common school fund may be used to retire such bonds as may be  
7 authorized by law for the purpose of financing the construction of  
8 facilities for the common schools.

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

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

25 **Sec. 127.** RCW 43.200.080 and 1991 1st ex.s. c ... s 60 (section 60  
26 of this act) are each amended to read as follows:

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

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

10          (2) To assume the responsibilities of the state under the perpetual  
11 care agreement between the state of Washington and the federal  
12 government executed July 29, 1965 and the sublease between the state of  
13 Washington and the site operator of the Hanford low-level radioactive  
14 waste disposal facility. In order to finance perpetual surveillance  
15 and maintenance under the agreement and ensure site closure under the  
16 sublease, the department of ecology shall impose and collect fees from  
17 parties holding radioactive materials for waste management purposes.  
18 The fees shall be established by rule adopted under chapter 34.05 RCW  
19 and shall be an amount determined by the department of ecology to be  
20 necessary to defray the estimated liability of the state. Such fees  
21 shall reflect equity between the disposal facilities of this and other  
22 states. A site closure account and a perpetual surveillance and  
23 maintenance account is hereby created in the state treasury. The site  
24 closure account shall be exclusively available to reimburse, to the  
25 extent that moneys are available in the account, the site operator for  
26 its costs plus a reasonable profit as agreed by the operator and the  
27 state, or to reimburse the state licensing agency and any agencies  
28 under contract to the state licensing agency for their costs in final  
29 closure and decommissioning of the Hanford low-level radioactive waste  
30 disposal facility. If a balance remains in the account after

1 satisfactory performance of closure and decommissioning, this balance  
2 shall be transferred to the perpetual surveillance and maintenance  
3 account. The perpetual surveillance and maintenance account shall be  
4 used exclusively by the state to meet post-closure surveillance and  
5 maintenance costs, or for otherwise satisfying surveillance and  
6 maintenance obligations. Appropriations are required to permit  
7 expenditures and payment of obligations from the site closure account  
8 and the perpetual surveillance and maintenance account. All moneys,  
9 including earnings from the investment of balances in the site closure  
10 and the perpetual surveillance and maintenance account(~~(, less the~~  
11 ~~allocation to the state treasurer's service account, pursuant to RCW~~  
12 ~~43.08.190 accruing under the authority of this section)) shall be~~  
13 directed to the site closure account until December 31, 1992.  
14 Thereafter receipts including earnings from the investment of balances  
15 in the site closure and the perpetual surveillance and maintenance  
16 account(~~(, less the allocation to the state treasurer's service~~  
17 ~~account, pursuant to RCW 43.08.190)) shall be directed to the site~~  
18 closure account and the perpetual surveillance and maintenance account  
19 as specified by the department. Additional moneys specifically  
20 appropriated by the legislature or received from any public or private  
21 source may be placed in the site closure account and the perpetual  
22 surveillance and maintenance account;

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

28 (4) To institute a user permit system and issue site use permits,  
29 consistent with regulatory practices, for generators, packagers, or  
30 brokers using the Hanford low-level radioactive waste disposal

1 facility. The costs of administering the user permit system shall be  
2 borne by the applicants for site use permits. The site use permit fee  
3 shall be set at a level that is sufficient to fund completely the  
4 executive and legislative participation in activities related to the  
5 Northwest Interstate Compact on Low-Level Radioactive Waste Management;

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

12 (6) To develop contingency plans for duties and options for the  
13 department and other state agencies related to the Hanford low-level  
14 radioactive waste disposal facility based on various projections of  
15 annual levels of waste disposal. These plans shall include an analysis  
16 of expected revenue to the state in various taxes and funds related to  
17 low-level radioactive waste disposal and the resulting implications  
18 that any increase or decrease in revenue may have on state agency  
19 duties or responsibilities. The plans 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. 128.** RCW 28B.30.741 and 1991 1st ex.s. c ... s 76 (section 76  
24 of this act) are each amended to read as follows:

25 All moneys received from the lease or rental of lands set apart by  
26 the enabling act for a scientific school; all interest or income  
27 arising from the proceeds of the sale of such lands or of the timber,  
28 fallen timber, stone, gravel or other valuable material thereon(~~(~~  
29 ~~except for investment income derived pursuant to RCW 43.84.080 and,~~

1 ~~less the allocation to the state investment board expense account~~  
2 ~~pursuant to RCW 43.33A.160~~)); and all moneys received as interest on  
3 deferred payments on contracts for the sale of such lands shall be  
4 deposited in the "Washington State University bond retirement fund" to  
5 be expended for the purposes set forth in RCW 28B.30.740.

6 **Sec. 129.** RCW 28B.30.742 and 1991 1st ex.s. c ... s 77 (section 77  
7 of this act) are each amended to read as follows:

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

19 **Sec. 130.** RCW 43.79A.040 and 1991 1st ex.s. c ... s 82 (section 82  
20 of this act) are each amended to read as follows:

21 (1) Money in the treasurer's trust fund may be deposited, invested  
22 and reinvested by the state treasurer in accordance with RCW 43.84.080  
23 in the same manner and to the same extent as if the money were in the  
24 state treasury.

25 (2) All income received from investment of the treasurer's trust  
26 fund shall be set aside in an account in the treasury trust fund to be  
27 known as the investment income account. Monthly, the state treasurer

1 shall distribute the earnings credited to the investment income account  
2 (~~to the state general fund except:~~

3 ~~(a) The following~~). The state treasurer shall credit the various  
4 accounts and funds ((shall receive)) with eighty percent of their  
5 proportionate share of earnings based upon each account's or fund's  
6 average daily balance for the period(~~(:— The American Indian~~  
7 ~~scholarship endowment fund, the energy account, the game farm~~  
8 ~~alternative account, and the self insurance revolving fund. However,~~  
9 ~~the earnings to be distributed shall first be reduced by the allocation~~  
10 ~~to the state treasurer's service account pursuant to RCW 43.08.190.~~

11 ~~(b) The following accounts and funds shall receive eighty percent~~  
12 ~~of their proportionate share of earnings based upon each account's or~~  
13 ~~fund's average daily balance for the period: The advanced right of way~~  
14 ~~revolving fund, the federal narcotics asset forfeitures account, the~~  
15 ~~ferry system account, the ferry system insurance claim reserve account,~~  
16 ~~the ferry system operation and maintenance account, the ferry system~~  
17 ~~revenue account, the ferry system revenue bond account, the ferry~~  
18 ~~system revolving account, the high occupancy vehicle account, and the~~  
19 ~~local rail service assistance account)) and shall credit the general~~  
20 fund with the remaining twenty percent, except that the following  
21 accounts and funds shall receive one hundred percent of their  
22 proportionate share of earnings based upon each account's and fund's  
23 average daily balance for the period: The American Indian endowed  
24 scholarship trust fund; the American Indian scholarship endowment fund;  
25 the mobile home park relocation fund; the pollution liability insurance  
26 program trust account; the unemployment compensation fund; the Warren  
27 G. Magnuson institute trust fund; the Washington community college  
28 faculty awards trust fund; the Washington distinguished professorship  
29 trust fund; the Washington graduate fellowship trust fund; and the  
30 water pollution control revolving fund.



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

4 **Sec. 131.** RCW 43.08.190 and 1991 1st ex.s. c ... s 83 (section 83  
5 of this act) are each amended to read as follows:

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

10 ~~((Moneys shall be allocated monthly and placed in the state  
11 treasurer's service fund equivalent to a maximum of one percent of the  
12 trust and treasury average daily cash balances from the earnings  
13 generated under the authority of RCW 43.79A.040 and 43.84.080 other  
14 than earnings generated from investment of balances in funds and  
15 accounts specified in RCW 43.79.040(2)(b) or 43.84.092(2)(b). The  
16 allocation shall precede the distribution of the remaining earnings as  
17 prescribed under RCW 43.79A.040 and 43.84.092. The state treasurer  
18 shall establish a uniform allocation rate based on the appropriations  
19 for the treasurer's office.))~~

20 **Sec. 132.** RCW 43.84.051 and 1991 1st ex.s. c ... s 93 (section 93  
21 of this act) are each amended to read as follows:

22 It shall be the duty of the state treasurer to collect the  
23 interest, or other income on, and the principal of the securities held  
24 in his or her custody pursuant to RCW 43.84.041 as the said sums become  
25 due and payable, and to pay the same when so collected into the  
26 respective funds to which the principal and interest shall accrue(  
27 ~~less the allocation to the state treasurer's service account pursuant~~

1 to ~~RCW 43.08.190 and the state investment board expense account~~  
2 ~~pursuant to RCW 43.33A.160~~)).

3       **Sec. 133.** RCW 43.79.130 and 1991 1st ex.s. c ... s 94 (section 94  
4 of this act) are each amended to read as follows:

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

12       **Sec. 134.** RCW 28B.35.751 and 1991 1st ex.s. c ... s 95 (section 95  
13 of this act) are each amended to read as follows:

14       All moneys received from the lease or rental of lands set apart by  
15 the enabling act for state normal schools purposes; all interest or  
16 income arising from the proceeds of the sale of such lands or of the  
17 timber, fallen timber, stone, gravel, or other valuable material  
18 thereon(~~(, less the allocation to the state treasurer's service account~~  
19 ~~pursuant to RCW 43.08.190 and the state investment board expense~~  
20 ~~account pursuant to RCW 43.33A.160)~~); and all moneys received as  
21 interest on deferred payments on contracts for the sale of such lands,  
22 shall from time to time be paid into the state treasury and credited to  
23 the Eastern Washington University, Central Washington University,  
24 Western Washington University and The Evergreen State College capital  
25 projects accounts as herein provided to be expended for capital  
26 projects, and bond retirement purposes as set forth in RCW 28B.35.750,  
27 as now or hereafter amended. Eastern Washington University, Central  
28 Washington University, Western Washington University, and The Evergreen

1 State College shall be credited with one-fourth of the total amount:  
2 PROVIDED, That Eastern Washington University, Central Washington  
3 University and Western Washington University shall each be credited  
4 with one-third of the total amount for so long as there remain unpaid  
5 and outstanding any bonds which are payable in whole or in part out of  
6 the moneys, interest or income described in this section.

7 **Sec. 135.** RCW 43.79.110 and 1991 1st ex.s. c ... s 96 (section 96  
8 of this act) are each amended to read as follows:

9 There shall be in the state treasury a permanent and irreducible  
10 fund known as the "scientific permanent fund," into which shall be paid  
11 all moneys derived from the sale of lands set apart by the enabling act  
12 or otherwise for a scientific school. The income derived from  
13 investments pursuant to RCW 43.84.080 shall be credited to the  
14 Washington State University building account (~~less the allocation to~~  
15 ~~the state treasurer's service fund pursuant to RCW 43.08.190~~)).

16 **Sec. 136.** RCW 28B.20.800 and 1991 1st ex.s. c ... s 97 (section 97  
17 of this act) are each amended to read as follows:

18 All moneys hereafter received from the lease or rental of lands set  
19 apart for the University of Washington by chapter 91, Laws of 1903 and  
20 section 9, chapter 122, Laws of 1893, and all interest or income  
21 arising from the proceeds of the sale of such land(~~(, less the~~  
22 ~~allocation to the state treasurer's service account pursuant to RCW~~  
23 ~~43.08.190 and the state investment board expense account pursuant to~~  
24 ~~RCW 43.33A.160,~~)) and all proceeds from the sale of timber, fallen  
25 timber, stone, gravel, or other valuable material and all other  
26 receipts therefrom shall be deposited to the credit of the "University  
27 of Washington bond retirement fund" to be expended for the purposes set  
28 forth in RCW 28B.20.720. All proceeds of sale of such lands, exclusive

1 of investment income, shall be deposited to the credit of the state  
2 university permanent fund, shall be retained therein and shall not be  
3 transferred to any other fund or account. All interest earned or  
4 income received from the investment of the money in the state  
5 university permanent fund shall be deposited to the credit of the  
6 University of Washington bond retirement fund (~~((less the allocations to  
7 the state treasurer's service fund pursuant to RCW 43.08.190 and the  
8 state investment board expense account pursuant to RCW 43.33A.160))~~).

9 As a part of the contract of sale of bonds payable out of the  
10 University of Washington bond retirement fund, the board of regents of  
11 the University of Washington may covenant that all moneys derived from  
12 the above provided sources, which are required to be paid into the bond  
13 retirement fund, shall continue to be paid into such bond retirement  
14 fund for as long as any of such bonds are outstanding.

15 **Sec. 137.** RCW 41.24.030 and 1991 1st ex.s. c ... s 98 (section 98  
16 of this act) are each amended to read as follows:

17 There is created in the state treasury a trust fund for the benefit  
18 of the fire fighters of the state covered by this chapter, which shall  
19 be designated the volunteer fire fighters' relief and pension fund and  
20 shall consist of:

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

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

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

1 (b) A sum equal to one and one-half of one percent of the annual  
2 salary attached to the rank of each full-paid member of its fire  
3 department, prorated for 1970 on the basis of services prior to March  
4 1, 1970.

5 (3) Where a municipal corporation has elected to make available to  
6 the members of its fire department the retirement provisions as herein  
7 provided, an annual fee of thirty dollars for each of its fire fighters  
8 electing to enroll therein, ten dollars of which shall be paid by the  
9 municipality and twenty dollars of which shall be paid by the fire  
10 fighter.

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

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

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

23 The state investment board may sell any of the bonds or obligations  
24 so acquired and the proceeds thereof shall be paid to the state  
25 treasurer.

26 The interest and proceeds from the sale and redemption of any bonds  
27 or other obligations held by the fund and invested by the state  
28 investment board shall be credited to and form a part of the fund(~~(7~~  
29 ~~less the allocation to the state investment board expense account~~  
30 ~~pursuant to RCW 43.33A.160))~~).

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

3 The state treasurer shall make an annual report showing the  
4 condition of the fund.

5 **Sec. 138.** RCW 2.14.080 and 1991 1st ex.s. c ... s 103 (section 103  
6 of this act) are each amended to read as follows:

7 (1) The administrator for the courts shall:

8 (a) Deposit or invest the contributions under RCW 2.14.090 in a  
9 credit union, savings and loan association, bank, or mutual savings  
10 bank;

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

14 (c) Invest in any of the class of investments described in RCW  
15 43.84.150.

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

27 **Sec. 139.** RCW 2.10.080 and 1991 1st ex.s. c ... s 114 (section 114  
28 of this act) are each amended to read as follows:

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

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

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

18 (4) For the purpose of providing amounts to be used to defray the  
19 cost of administration, the judicial retirement board shall ascertain  
20 at the beginning of each biennium and request from the legislature an  
21 appropriation sufficient to cover estimated expenses for the said  
22 biennium.

23 NEW SECTION. **Sec. 140.** If any provision of this act or its  
24 application to any person or circumstance is held invalid, the  
25 remainder of the act or the application of the provision to other  
26 persons or circumstances is not affected.

1        NEW SECTION.    **Sec. 141.**        This act is necessary for the immediate  
2 preservation of the public peace, health, or safety, or support of the  
3 state government and its existing public institutions.

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

12        (2) Except for subsection (1) of this section, sections 1 through  
13 47, 49 through 64, 66 through 108, and 110 through 122 of this act  
14 shall take effect July 1, 1991, but shall not be effective for earnings  
15 on balances prior to July 1, 1991, regardless of when a distribution is  
16 made.

17        (3) Sections 48 and 109 of this act shall take effect September 1,  
18 1991.

19        (4) Section 65 of this act shall take effect January 1, 1992.

20        (5) Sections 123 through 139 of this act shall take effect July 1,  
21 1993, and shall be effective for earnings on balances beginning July 1,  
22 1993, regardless of when a distribution is made.

23        NEW SECTION.    **Sec. 142.**        (1) Sections 47 and 108 of this act  
24 shall expire September 1, 1991.

25        (2) Section 64 of this act shall expire January 1, 1992.