

2 **2SHB 2929** - S COMM AMD
3 By Committee on Law & Justice

4

5 Strike everything after the enacting clause and insert the
6 following:

7 NEW SECTION. **Sec. 1.** A new section is added to chapter 43.101
8 RCW to read as follows:

9 The extraordinary criminal investigations assistance account is
10 created in the state treasury. Appropriations may be made from the
11 state general fund into this account. Moneys in the account may be
12 spent only after appropriation. Expenditures from the account may be
13 used only to reimburse the extraordinary salary costs incurred by local
14 law enforcement in the investigations of extraordinary crimes and for
15 the administrative costs of processing claims.

16 NEW SECTION. **Sec. 2.** A new section is added to chapter 43.101 RCW
17 to read as follows:

18 Cities, towns, and counties may submit claims to the commission for
19 reimbursement from the extraordinary criminal investigations assistance
20 account. The claims shall be limited to the costs of law enforcement
21 officer salaries incurred in the investigation of a case. All claims
22 submitted to the commission shall be forwarded to the Washington
23 association of sheriffs and police chiefs. The association shall
24 review the claim using the procedures and criteria adopted under
25 section 3 of this act. The association shall make a recommendation to
26 the commission on how much, if any, should be paid on the claim.

27 NEW SECTION. **Sec. 3.** A new section is added to chapter 43.101 RCW
28 to read as follows:

29 The Washington association of sheriffs and police chiefs shall, at
30 a public meeting, adopt procedures and criteria for reimbursement
31 awards under section 2 of this act. The procedures shall include, at
32 a minimum, how long claims are to take to be evaluated, documentation
33 required as part of the claim, and how claims are to be processed or
34 prioritized when claims exceed available revenue. The criteria shall

1 identify the types of extraordinary criminal investigations eligible
2 for reimbursement and shall also include, at a minimum, the following
3 factors: Nature of the crime; cost of the investigation; size of the
4 jurisdiction or jurisdictions; and ability of the jurisdiction or
5 jurisdictions to pay. Upon adoption, the procedures and criteria shall
6 be transmitted to the commission. The criteria and procedures, and any
7 amendments thereto, are public records within the meaning of chapter
8 42.17 RCW. A revision to the criteria or process must also be adopted
9 by the association in a public meeting and forwarded to the commission.

10 NEW SECTION. **Sec. 4.** A new section is added to chapter 43.101 RCW
11 to read as follows:

12 Subject to available moneys and to appropriation, the commission
13 may reimburse investigative costs from the extraordinary criminal
14 investigations assistance account. Reimbursements may be made only in
15 the amount recommended by the Washington association of sheriffs and
16 police chiefs. Reimbursement may not exceed the costs of law
17 enforcement salaries incurred in the investigation of the case.
18 Reimbursement may not be made for overhead equipment, officer training,
19 officer benefits, consultants, outside experts, or any expense other
20 than the salaries of the investigating officers. The commission may
21 withhold recommended reimbursements only if the account lacks
22 sufficient moneys, if the commission has cause to believe the claim or
23 claim amount is fraudulent, or if the commission believes the claim was
24 not reviewed in accordance with the published criteria and procedures.

25 **Sec. 5.** RCW 43.84.092 and 1997 c 218 s 5 are each amended to read
26 as follows:

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

30 (2) The treasury income account shall be utilized to pay or receive
31 funds associated with federal programs as required by the federal cash
32 management improvement act of 1990. The treasury income account is
33 subject in all respects to chapter 43.88 RCW, but no appropriation is
34 required for refunds or allocations of interest earnings required by
35 the cash management improvement act. Refunds of interest to the
36 federal treasury required under the cash management improvement act
37 fall under RCW 43.88.180 and shall not require appropriation. The

1 office of financial management shall determine the amounts due to or
2 from the federal government pursuant to the cash management improvement
3 act. The office of financial management may direct transfers of funds
4 between accounts as deemed necessary to implement the provisions of the
5 cash management improvement act, and this subsection. Refunds or
6 allocations shall occur prior to the distributions of earnings set
7 forth in subsection (4) of this section.

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

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

20 (a) The following accounts and funds shall receive their
21 proportionate share of earnings based upon each account's and fund's
22 average daily balance for the period: The capitol building
23 construction account, the Cedar River channel construction and
24 operation account, the Central Washington University capital projects
25 account, the charitable, educational, penal and reformatory
26 institutions account, the common school construction fund, the county
27 criminal justice assistance account, the county sales and use tax
28 equalization account, the data processing building construction
29 account, the deferred compensation administrative account, the deferred
30 compensation principal account, the department of retirement systems
31 expense account, the drinking water assistance account, the Eastern
32 Washington University capital projects account, the education
33 construction fund, the emergency reserve fund, the extraordinary
34 criminal investigations assistance account, the federal forest
35 revolving account, the health services account, the public health
36 services account, the health system capacity account, the personal
37 health services account, the highway infrastructure account, the
38 industrial insurance premium refund account, the judges' retirement
39 account, the judicial retirement administrative account, the judicial

1 retirement principal account, the local leasehold excise tax account,
2 the local real estate excise tax account, the local sales and use tax
3 account, the medical aid account, the mobile home park relocation fund,
4 the municipal criminal justice assistance account, the municipal sales
5 and use tax equalization account, the natural resources deposit
6 account, the perpetual surveillance and maintenance account, the public
7 employees' retirement system plan I account, the public employees'
8 retirement system plan II account, the Puyallup tribal settlement
9 account, the resource management cost account, the site closure
10 account, the special wildlife account, the state employees' insurance
11 account, the state employees' insurance reserve account, the state
12 investment board expense account, the state investment board commingled
13 trust fund accounts, the supplemental pension account, the teachers'
14 retirement system plan I account, the teachers' retirement system plan
15 II account, the transportation infrastructure account, the tuition
16 recovery trust fund, the University of Washington bond retirement fund,
17 the University of Washington building account, the volunteer fire
18 fighters' relief and pension principal account, the volunteer fire
19 fighters' relief and pension administrative account, the Washington
20 judicial retirement system account, the Washington law enforcement
21 officers' and fire fighters' system plan I retirement account, the
22 Washington law enforcement officers' and fire fighters' system plan II
23 retirement account, the Washington state patrol retirement account, the
24 Washington State University building account, the Washington State
25 University bond retirement fund, the water pollution control revolving
26 fund, and the Western Washington University capital projects account.
27 Earnings derived from investing balances of the agricultural permanent
28 fund, the normal school permanent fund, the permanent common school
29 fund, the scientific permanent fund, and the state university permanent
30 fund shall be allocated to their respective beneficiary accounts. All
31 earnings to be distributed under this subsection (4)(a) shall first be
32 reduced by the allocation to the state treasurer's service fund
33 pursuant to RCW 43.08.190.

34 (b) The following accounts and funds shall receive eighty percent
35 of their proportionate share of earnings based upon each account's or
36 fund's average daily balance for the period: The aeronautics account,
37 the aircraft search and rescue account, the central Puget Sound public
38 transportation account, the city hardship assistance account, the
39 county arterial preservation account, the department of licensing

1 services account, the economic development account, the essential rail
2 assistance account, the essential rail banking account, the ferry bond
3 retirement fund, the gasohol exemption holding account, the grade
4 crossing protective fund, the high capacity transportation account, the
5 highway bond retirement fund, the highway construction stabilization
6 account, the highway safety account, the marine operating fund, the
7 motor vehicle fund, the motorcycle safety education account, the
8 pilotage account, the public transportation systems account, the Puget
9 Sound capital construction account, the Puget Sound ferry operations
10 account, the recreational vehicle account, the rural arterial trust
11 account, the safety and education account, the small city account, the
12 special category C account, the state patrol highway account, the
13 transfer relief account, the transportation capital facilities account,
14 the transportation equipment fund, the transportation fund, the
15 transportation improvement account, the transportation revolving loan
16 account, and the urban arterial trust account.

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

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23 On page 1, line 2 of the title, after "crimes;" strike the
24 remainder of the title and insert "amending RCW 43.84.092; and adding
25 new sections to chapter 43.101 RCW."

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