

CERTIFICATION OF ENROLLMENT  
SECOND SUBSTITUTE HOUSE BILL 2055

60th Legislature  
2007 Regular Session

Passed by the House April 17, 2007  
Yeas 96 Nays 2

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**Speaker of the House of Representatives**

Passed by the Senate April 10, 2007  
Yeas 46 Nays 0

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**President of the Senate**

Approved

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**Governor of the State of Washington**

CERTIFICATE

I, Richard Nafziger, Chief Clerk of the House of Representatives of the State of Washington, do hereby certify that the attached is **SECOND SUBSTITUTE HOUSE BILL 2055** as passed by the House of Representatives and the Senate on the dates hereon set forth.

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**Chief Clerk**

FILED

**Secretary of State  
State of Washington**

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SECOND SUBSTITUTE HOUSE BILL 2055

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AS AMENDED BY THE SENATE

Passed Legislature - 2007 Regular Session

State of Washington                      60th Legislature                      2007 Regular Session

By House Committee on Appropriations (originally sponsored by Representatives Flannigan, Ahern, McCoy, Ormsby and Santos)

READ FIRST TIME 3/5/07.

1            AN ACT Relating to traumatic brain injury; amending RCW 46.63.110;  
2 reenacting and amending RCW 43.84.092; adding a new section to chapter  
3 46.20 RCW; adding a new chapter to Title 74 RCW; and creating a new  
4 section.

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

6            NEW SECTION.    **Sec. 1.** The center for disease control estimates  
7 that at least five million three hundred thousand Americans,  
8 approximately two percent of the United States population, currently  
9 have a long-term or lifelong need for help to perform activities of  
10 daily living as a result of a traumatic brain injury. Each year  
11 approximately one million four hundred thousand people in this country,  
12 including children, sustain traumatic brain injuries as a result of a  
13 variety of causes including falls, motor vehicle injuries, being struck  
14 by an object, or as a result of an assault and other violent crimes,  
15 including domestic violence. Additionally, there are significant  
16 numbers of veterans who sustain traumatic brain injuries as a result of  
17 their service in the military.

18            Traumatic brain injury can cause a wide range of functional changes  
19 affecting thinking, sensation, language, or emotions. It can also

1 cause epilepsy and increase the risk for conditions such as Alzheimer's  
2 disease, Parkinson's disease, and other brain disorders that become  
3 more prevalent with age. The impact of a traumatic brain injury on the  
4 individual and family can be devastating.

5 The legislature recognizes that current programs and services are  
6 not funded or designed to address the diverse needs of this population.  
7 It is the intent of the legislature to develop a comprehensive plan to  
8 help individuals with traumatic brain injuries meet their needs. The  
9 legislature also recognizes the efforts of many in the private sector  
10 who are providing services and assistance to individuals with traumatic  
11 brain injuries. The legislature intends to bring together those in  
12 both the public and private sectors with expertise in this area to  
13 address the needs of this growing population.

14 NEW SECTION. **Sec. 2.** The definitions in this section apply  
15 throughout this chapter unless the context clearly requires otherwise.

16 (1) "Department" means the department of social and health  
17 services.

18 (2) "Department of health" means the Washington state department of  
19 health created pursuant to RCW 43.70.020.

20 (3) "Secretary" means the secretary of social and health services.

21 (4) "Traumatic brain injury" means injury to the brain caused by  
22 physical trauma resulting from, but not limited to, incidents involving  
23 motor vehicles, sporting events, falls, and physical assaults.  
24 Documentation of traumatic brain injury shall be based on adequate  
25 medical history, neurological examination, mental status testing, or  
26 neuropsychological evaluation. A traumatic brain injury shall be of  
27 sufficient severity to result in impairments in one or more of the  
28 following areas: Cognition; language memory; attention; reasoning;  
29 abstract thinking; judgment; problem solving; sensory, perceptual, and  
30 motor abilities; psychosocial behavior; physical functions; or  
31 information processing. The term does not apply to brain injuries that  
32 are congenital or degenerative, or to brain injuries induced by birth  
33 trauma.

34 (5) "Traumatic brain injury account" means the account established  
35 under section 7 of this act.

36 (6) "Council" means the Washington traumatic brain injury strategic  
37 partnership advisory council created under section 3 of this act.

1        NEW SECTION.    **Sec. 3.**    (1) The Washington traumatic brain injury  
2 strategic partnership advisory council is established as an advisory  
3 council to the governor, the legislature, and the secretary of the  
4 department of social and health services.

5        (2) The council shall be composed of the following members who  
6 shall be appointed by the governor:

7        (a) The secretary or the secretary's designee, and representatives  
8 from the following: Children's administration, mental health division,  
9 aging and disability services administration, and vocational  
10 rehabilitation;

11        (b) The executive director of a state brain injury association;

12        (c) A representative from a nonprofit organization serving  
13 individuals with traumatic brain injury;

14        (d) The secretary of the department of health or the secretary's  
15 designee;

16        (e) The secretary of the department of corrections or the  
17 secretary's designee;

18        (f) A representative of the department of community, trade, and  
19 economic development;

20        (g) A representative from an organization serving veterans;

21        (h) A representative from the national guard;

22        (i) A representative of a Native American tribe located in  
23 Washington;

24        (j) The executive director of the Washington protection and  
25 advocacy system;

26        (k) A neurologist who has experience working with individuals with  
27 traumatic brain injuries;

28        (l) A neuropsychologist who has experience working with persons  
29 with traumatic brain injuries;

30        (m) A social worker or clinical psychologist who has experience in  
31 working with persons who have sustained traumatic brain injuries;

32        (n) A rehabilitation specialist, such as a speech pathologist,  
33 vocational rehabilitation counselor, occupational therapist, or  
34 physical therapist who has experience working with persons with  
35 traumatic brain injuries;

36        (o) Two persons who are individuals with a traumatic brain injury;

37        (p) Two persons who are family members of individuals with  
38 traumatic brain injuries; and

1 (q) Two members of the public who have experience with issues  
2 related to the causes of traumatic brain injuries.

3 (3) Council members shall not be compensated for serving on the  
4 council, but may be reimbursed for all reasonable expenses related to  
5 costs incurred in participating in meetings for the council.

6 (4) Initial appointments to the council shall be made by July 30,  
7 2007. The terms of appointed council members shall be three years,  
8 except that the terms of the appointed members who are initially  
9 appointed shall be staggered by the governor to end as follows:

10 (a) Four members on June 30, 2008;

11 (b) Three members on June 30, 2009; and

12 (c) Three members on June 30, 2010.

13 (5) No member may serve more than two consecutive terms.

14 (6) The appointed members of the council shall, to the extent  
15 possible, represent rural and urban areas of the state.

16 (7) A chairperson shall be elected every two years by majority vote  
17 from among the council members. The chairperson shall act as the  
18 presiding officer of the council.

19 (8) The duties of the council include:

20 (a) Collaborating with the department to develop a comprehensive  
21 statewide plan to address the needs of individuals with traumatic brain  
22 injuries;

23 (b) By November 1, 2007, providing recommendations to the  
24 department on criteria to be used to select programs facilitating  
25 support groups for individuals with traumatic brain injuries and their  
26 families under section 6 of this act;

27 (c) By December 1, 2007, submitting a report to the legislature and  
28 the governor on the following:

29 (i) The development of a comprehensive statewide information and  
30 referral network for individuals with traumatic brain injuries;

31 (ii) The development of a statewide registry to collect data  
32 regarding individuals with traumatic brain injuries, including the  
33 potential to utilize the department of information services to develop  
34 the registry;

35 (iii) The efforts of the department to provide services for  
36 individuals with traumatic brain injuries;

37 (d) By December 30, 2007, reviewing the preliminary comprehensive  
38 statewide plan developed by the department to meet the needs of

1 individuals with traumatic brain injuries as required in section 4 of  
2 this act and submitting a report to the legislature and the governor  
3 containing comments and recommendations regarding the plan.

4 (9) The council may utilize the advice or services of a nationally  
5 recognized expert, or other individuals as the council deems  
6 appropriate, to assist the council in carrying out its duties under  
7 this section.

8 NEW SECTION. **Sec. 4.** (1) By July 30, 2007, the department shall  
9 designate a staff person who shall be responsible for the following:

10 (a) Coordinating policies, programs, and services for individuals  
11 with traumatic brain injuries; and

12 (b) Providing staff support to the council created in section 3 of  
13 this act.

14 (2) The department shall provide data and information to the  
15 council established under section 3 of this act that is requested by  
16 the council and is in the possession or control of the department.

17 (3) By December 1, 2007, the department shall provide a preliminary  
18 report to the legislature and the governor, and shall provide a final  
19 report by December 1, 2008, containing recommendations for a  
20 comprehensive statewide plan to address the needs of individuals with  
21 traumatic brain injuries, including the use of public-private  
22 partnerships and a public awareness campaign. The comprehensive plan  
23 should be created in collaboration with the council and should consider  
24 the following:

25 (a) Building provider capacity and provider training;

26 (b) Improving the coordination of services;

27 (c) The feasibility of establishing agreements with private sector  
28 agencies to develop services for individuals with traumatic brain  
29 injuries; and

30 (d) Other areas the council deems appropriate.

31 (4) By December 1, 2007, the department shall:

32 (a) Provide information and referral services to individuals with  
33 traumatic brain injuries until the statewide referral and information  
34 network is developed. The referral services may be funded from the  
35 traumatic brain injury account established under section 7 of this act;  
36 and

37 (b) Encourage and facilitate the following:

1 (i) Collaboration among state agencies that provide services to  
2 individuals with traumatic brain injuries;

3 (ii) Collaboration among organizations and entities that provide  
4 services to individuals with traumatic brain injuries; and

5 (iii) Community participation in program implementation.

6 (5) By December 1, 2007, and by December 1st each year thereafter,  
7 the department shall issue a report to the governor and the legislature  
8 containing the following:

9 (a) A summary of action taken by the department to meet the needs  
10 of individuals with traumatic brain injuries; and

11 (b) Recommendations for improvements in services to address the  
12 needs of individuals with traumatic brain injuries.

13 NEW SECTION. **Sec. 5.** By December 1, 2007, in collaboration with  
14 the council, the department shall institute a public awareness campaign  
15 that utilizes funding from the traumatic brain injury account to  
16 leverage a private advertising campaign to persuade Washington  
17 residents to be aware and concerned about the issues facing individuals  
18 with traumatic brain injuries through all forms of media including  
19 television, radio, and print.

20 NEW SECTION. **Sec. 6.** (1) By March 1, 2008, the department shall  
21 provide funding to programs that facilitate support groups to  
22 individuals with traumatic brain injuries and their families.

23 (2) The department shall use a request for proposal process to  
24 select the programs to receive funding. The council shall provide  
25 recommendations to the department on the criteria to be used in  
26 selecting the programs.

27 (3) The programs shall be funded solely from the traumatic brain  
28 injury account established in section 7 of this act, to the extent that  
29 funds are available.

30 NEW SECTION. **Sec. 7.** A new section is added to chapter 46.20 RCW  
31 to read as follows:

32 The traumatic brain injury account is created in the state  
33 treasury. Two dollars of the fee imposed under RCW 46.63.110(7)(b)  
34 must be deposited into the account. Moneys in the account may be spent  
35 only after appropriation, and may be used only to provide a public

1 awareness campaign and services relating to traumatic brain injury  
2 under sections 5 and 6 of this act, for information and referral  
3 services, and for costs of required department staff who are providing  
4 support for the council and information and referral services under  
5 sections 3 and 4 of this act. The secretary of the department of  
6 social and health services has the authority to administer the funds.

7 **Sec. 8.** RCW 46.63.110 and 2005 c 413 s 2 are each amended to read  
8 as follows:

9 (1) A person found to have committed a traffic infraction shall be  
10 assessed a monetary penalty. No penalty may exceed two hundred and  
11 fifty dollars for each offense unless authorized by this chapter or  
12 title.

13 (2) The monetary penalty for a violation of (a) RCW 46.55.105(2) is  
14 two hundred fifty dollars for each offense; (b) RCW 46.61.210(1) is  
15 five hundred dollars for each offense. No penalty assessed under this  
16 subsection (2) may be reduced.

17 (3) The supreme court shall prescribe by rule a schedule of  
18 monetary penalties for designated traffic infractions. This rule shall  
19 also specify the conditions under which local courts may exercise  
20 discretion in assessing fines and penalties for traffic infractions.  
21 The legislature respectfully requests the supreme court to adjust this  
22 schedule every two years for inflation.

23 (4) There shall be a penalty of twenty-five dollars for failure to  
24 respond to a notice of traffic infraction except where the infraction  
25 relates to parking as defined by local law, ordinance, regulation, or  
26 resolution or failure to pay a monetary penalty imposed pursuant to  
27 this chapter. A local legislative body may set a monetary penalty not  
28 to exceed twenty-five dollars for failure to respond to a notice of  
29 traffic infraction relating to parking as defined by local law,  
30 ordinance, regulation, or resolution. The local court, whether a  
31 municipal, police, or district court, shall impose the monetary penalty  
32 set by the local legislative body.

33 (5) Monetary penalties provided for in chapter 46.70 RCW which are  
34 civil in nature and penalties which may be assessed for violations of  
35 chapter 46.44 RCW relating to size, weight, and load of motor vehicles  
36 are not subject to the limitation on the amount of monetary penalties  
37 which may be imposed pursuant to this chapter.



1 (6) Whenever a monetary penalty, fee, cost, assessment, or other  
2 monetary obligation is imposed by a court under this chapter it is  
3 immediately payable. If the court determines, in its discretion, that  
4 a person is not able to pay a monetary obligation in full, and not more  
5 than one year has passed since the later of July 1, 2005, or the date  
6 the monetary obligation initially became due and payable, the court  
7 shall enter into a payment plan with the person, unless the person has  
8 previously been granted a payment plan with respect to the same  
9 monetary obligation, or unless the person is in noncompliance of any  
10 existing or prior payment plan, in which case the court may, at its  
11 discretion, implement a payment plan. If the court has notified the  
12 department that the person has failed to pay or comply and the person  
13 has subsequently entered into a payment plan and made an initial  
14 payment, the court shall notify the department that the infraction has  
15 been adjudicated, and the department shall rescind any suspension of  
16 the person's driver's license or driver's privilege based on failure to  
17 respond to that infraction. "Payment plan," as used in this section,  
18 means a plan that requires reasonable payments based on the financial  
19 ability of the person to pay. The person may voluntarily pay an amount  
20 at any time in addition to the payments required under the payment  
21 plan.

22 (a) If a payment required to be made under the payment plan is  
23 delinquent or the person fails to complete a community restitution  
24 program on or before the time established under the payment plan,  
25 unless the court determines good cause therefor and adjusts the payment  
26 plan or the community restitution plan accordingly, the court shall  
27 notify the department of the person's failure to meet the conditions of  
28 the plan, and the department shall suspend the person's driver's  
29 license or driving privilege until all monetary obligations, including  
30 those imposed under subsections (3) and (4) of this section, have been  
31 paid, and court authorized community restitution has been completed, or  
32 until the department has been notified that the court has entered into  
33 a new time payment or community restitution agreement with the person.

34 (b) If a person has not entered into a payment plan with the court  
35 and has not paid the monetary obligation in full on or before the time  
36 established for payment, the court shall notify the department of the  
37 delinquency. The department shall suspend the person's driver's  
38 license or driving privilege until all monetary obligations have been

1 paid, including those imposed under subsections (3) and (4) of this  
2 section, or until the person has entered into a payment plan under this  
3 section.

4 (c) If the payment plan is to be administered by the court, the  
5 court may assess the person a reasonable administrative fee to be  
6 wholly retained by the city or county with jurisdiction. The  
7 administrative fee shall not exceed ten dollars per infraction or  
8 twenty-five dollars per payment plan, whichever is less.

9 (d) Nothing in this section precludes a court from contracting with  
10 outside entities to administer its payment plan system. When outside  
11 entities are used for the administration of a payment plan, the court  
12 may assess the person a reasonable fee for such administrative  
13 services, which fee may be calculated on a periodic, percentage, or  
14 other basis.

15 (e) If a court authorized community restitution program for  
16 offenders is available in the jurisdiction, the court may allow  
17 conversion of all or part of the monetary obligations due under this  
18 section to court authorized community restitution in lieu of time  
19 payments if the person is unable to make reasonable time payments.

20 (7) In addition to any other penalties imposed under this section  
21 and not subject to the limitation of subsection (1) of this section, a  
22 person found to have committed a traffic infraction shall be assessed:

23 (a) A fee of five dollars per infraction. Under no circumstances  
24 shall this fee be reduced or waived. Revenue from this fee shall be  
25 forwarded to the state treasurer for deposit in the emergency medical  
26 services and trauma care system trust account under RCW 70.168.040; and

27 (b) A fee of two dollars per infraction. Revenue from this fee  
28 shall be forwarded to the state treasurer for deposit in the traumatic  
29 brain injury account established in section 7 of this act.

30 (8)(a) In addition to any other penalties imposed under this  
31 section and not subject to the limitation of subsection (1) of this  
32 section, a person found to have committed a traffic infraction other  
33 than of RCW 46.61.527 shall be assessed an additional penalty of twenty  
34 dollars. The court may not reduce, waive, or suspend the additional  
35 penalty unless the court finds the offender to be indigent. If a court  
36 authorized community restitution program for offenders is available in  
37 the jurisdiction, the court shall allow offenders to offset all or a

1 part of the penalty due under this subsection (8) by participation in  
2 the court authorized community restitution program.

3 (b) Eight dollars and fifty cents of the additional penalty under  
4 (a) of this subsection shall be remitted to the state treasurer. The  
5 remaining revenue from the additional penalty must be remitted under  
6 chapters 2.08, 3.46, 3.50, 3.62, 10.82, and 35.20 RCW. Money remitted  
7 under this subsection to the state treasurer must be deposited as  
8 provided in RCW 43.08.250. The balance of the revenue received by the  
9 county or city treasurer under this subsection must be deposited into  
10 the county or city current expense fund. Moneys retained by the city  
11 or county under this subsection shall constitute reimbursement for any  
12 liabilities under RCW 43.135.060.

13 (9) If a legal proceeding, such as garnishment, has commenced to  
14 collect any delinquent amount owed by the person for any penalty  
15 imposed by the court under this section, the court may, at its  
16 discretion, enter into a payment plan.

17 (10) The monetary penalty for violating RCW 46.37.395 is: (a) Two  
18 hundred fifty dollars for the first violation; (b) five hundred dollars  
19 for the second violation; and (c) seven hundred fifty dollars for each  
20 violation thereafter.

21 **Sec. 9.** RCW 43.84.092 and 2006 c 337 s 11, 2006 c 311 s 23, 2006  
22 c 171 s 10, 2006 c 56 s 10, and 2006 c 6 s 8 are each reenacted and  
23 amended to read as follows:

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

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

1 between accounts as deemed necessary to implement the provisions of the  
2 cash management improvement act, and this subsection. Refunds or  
3 allocations shall occur prior to the distributions of earnings set  
4 forth in subsection (4) of this section.

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

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

17 (a) The following accounts and funds shall receive their  
18 proportionate share of earnings based upon each account's and fund's  
19 average daily balance for the period: The capitol building  
20 construction account, the Cedar River channel construction and  
21 operation account, the Central Washington University capital projects  
22 account, the charitable, educational, penal and reformatory  
23 institutions account, the Columbia river basin water supply development  
24 account, the common school construction fund, the county criminal  
25 justice assistance account, the county sales and use tax equalization  
26 account, the data processing building construction account, the  
27 deferred compensation administrative account, the deferred compensation  
28 principal account, the department of retirement systems expense  
29 account, the developmental disabilities community trust account, the  
30 drinking water assistance account, the drinking water assistance  
31 administrative account, the drinking water assistance repayment  
32 account, the Eastern Washington University capital projects account,  
33 the education construction fund, the education legacy trust account,  
34 the election account, the emergency reserve fund, the energy freedom  
35 account, The Evergreen State College capital projects account, the  
36 federal forest revolving account, the freight mobility investment  
37 account, the freight mobility multimodal account, the health services  
38 account, the public health services account, the health system capacity

1 account, the personal health services account, the state higher  
2 education construction account, the higher education construction  
3 account, the highway infrastructure account, the high-occupancy toll  
4 lanes operations account, the industrial insurance premium refund  
5 account, the judges' retirement account, the judicial retirement  
6 administrative account, the judicial retirement principal account, the  
7 local leasehold excise tax account, the local real estate excise tax  
8 account, the local sales and use tax account, the medical aid account,  
9 the mobile home park relocation fund, the multimodal transportation  
10 account, the municipal criminal justice assistance account, the  
11 municipal sales and use tax equalization account, the natural resources  
12 deposit account, the oyster reserve land account, the pension funding  
13 stabilization account, the perpetual surveillance and maintenance  
14 account, the public employees' retirement system plan 1 account, the  
15 public employees' retirement system combined plan 2 and plan 3 account,  
16 the public facilities construction loan revolving account beginning  
17 July 1, 2004, the public health supplemental account, the public works  
18 assistance account, the Puyallup tribal settlement account, the real  
19 estate appraiser commission account, the regional mobility grant  
20 program account, the resource management cost account, the rural  
21 Washington loan fund, the site closure account, the small city pavement  
22 and sidewalk account, the special wildlife account, the state  
23 employees' insurance account, the state employees' insurance reserve  
24 account, the state investment board expense account, the state  
25 investment board commingled trust fund accounts, the supplemental  
26 pension account, the Tacoma Narrows toll bridge account, the teachers'  
27 retirement system plan 1 account, the teachers' retirement system  
28 combined plan 2 and plan 3 account, the tobacco prevention and control  
29 account, the tobacco settlement account, the transportation  
30 infrastructure account, the transportation partnership account, the  
31 traumatic brain injury account, the tuition recovery trust fund, the  
32 University of Washington bond retirement fund, the University of  
33 Washington building account, the volunteer fire fighters' and reserve  
34 officers' relief and pension principal fund, the volunteer fire  
35 fighters' and reserve officers' administrative fund, the Washington  
36 fruit express account, the Washington judicial retirement system  
37 account, the Washington law enforcement officers' and fire fighters'  
38 system plan 1 retirement account, the Washington law enforcement

1 officers' and fire fighters' system plan 2 retirement account, the  
2 Washington public safety employees' plan 2 retirement account, the  
3 Washington school employees' retirement system combined plan 2 and 3  
4 account, the Washington state health insurance pool account, the  
5 Washington state patrol retirement account, the Washington State  
6 University building account, the Washington State University bond  
7 retirement fund, the water pollution control revolving fund, and the  
8 Western Washington University capital projects account. Earnings  
9 derived from investing balances of the agricultural permanent fund, the  
10 normal school permanent fund, the permanent common school fund, the  
11 scientific permanent fund, and the state university permanent fund  
12 shall be allocated to their respective beneficiary accounts. All  
13 earnings to be distributed under this subsection (4)(a) shall first be  
14 reduced by the allocation to the state treasurer's service fund  
15 pursuant to RCW 43.08.190.

16 (b) The following accounts and funds shall receive eighty percent  
17 of their proportionate share of earnings based upon each account's or  
18 fund's average daily balance for the period: The aeronautics account,  
19 the aircraft search and rescue account, the county arterial  
20 preservation account, the department of licensing services account, the  
21 essential rail assistance account, the ferry bond retirement fund, the  
22 grade crossing protective fund, the high capacity transportation  
23 account, the highway bond retirement fund, the highway safety account,  
24 the motor vehicle fund, the motorcycle safety education account, the  
25 pilotage account, the public transportation systems account, the Puget  
26 Sound capital construction account, the Puget Sound ferry operations  
27 account, the recreational vehicle account, the rural arterial trust  
28 account, the safety and education account, the special category C  
29 account, the state patrol highway account, the transportation 2003  
30 account (nickel account), the transportation equipment fund, the  
31 transportation fund, the transportation improvement account, the  
32 transportation improvement board bond retirement account, and the urban  
33 arterial trust account.

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

1        NEW SECTION.   **Sec. 10.**   Sections 1 through 6 of this act constitute  
2   a new chapter in Title 74 RCW.

3        NEW SECTION.   **Sec. 11.**   This act may be known and cited as the  
4   Tommy Manning act.

--- END ---