

ESHB 1109 - S COMM AMD  
By Committee on Ways & Means

ADOPTED 04/11/2017

1 Strike everything after the enacting clause and insert the  
2 following:

3 **"PART I - WASHINGTON SEXUAL ASSAULT KIT INITIATIVE PROJECT**

4 NEW SECTION. **Sec. 1.** A new section is added to chapter 36.28A  
5 RCW to read as follows:

6 (1) Subject to the availability of amounts appropriated for this  
7 specific purpose, the Washington association of sheriffs and police  
8 chiefs shall establish and administer the Washington sexual assault  
9 kit initiative project.

10 (2) The project is created for the purpose of providing funding  
11 through a competitive grant program to support multidisciplinary  
12 community response teams engaged in seeking a just resolution to  
13 sexual assault cases resulting from evidence found in previously  
14 unsubmitted sexual assault kits.

15 (3) In administering the project, the Washington association of  
16 sheriffs and police chiefs has the following powers and duties:

17 (a) Design and implement the grant project with the elements  
18 included in this section;

19 (b) Screen and select eligible applicants to receive grants;

20 (c) Award grants and disburse funds to at least two eligible  
21 applicants, at least one located in western Washington and at least  
22 one located in eastern Washington;

23 (d) Adopt necessary policies and procedures to implement and  
24 administer the program;

25 (e) Monitor use of grant funds and compliance with the grant  
26 requirements;

27 (f) Create and implement reporting requirements for grant  
28 recipients;

29 (g) Facilitate the hosting of a sexual assault kit summit in the  
30 state of Washington through a grant recipient or directly through the  
31 Washington association of sheriffs and police chiefs, subject to the

1 availability of funds, which may include a combination of public and  
2 private dollars allocated for the particular purpose; and

3 (h) Report to the appropriate committees of the legislature, the  
4 joint legislative task force on sexual assault forensic examination  
5 best practices, and the governor by December 1, 2017, and each  
6 December 1st of each subsequent year the project is funded and  
7 operating, regarding the status of grant awards, the progress of the  
8 grant recipients toward the identified goals in this section, the  
9 data required by subsection (4) of this section, and any other  
10 relevant information or recommendations related to the project or  
11 sexual assault kit policies.

12 (4) Grant recipients must:

13 (a) Perform an inventory of all unsubmitted sexual assault kits  
14 in the jurisdiction's possession regardless of where they are stored  
15 and submit those sexual assault kits for forensic analysis through  
16 the Washington state patrol or another laboratory with the permission  
17 of the Washington state patrol;

18 (b) Establish a multidisciplinary cold case or sexual assault  
19 investigation team or teams for follow-up investigations and  
20 prosecutions resulting from evidence from the testing of previously  
21 unsubmitted sexual assault kits. Cold case or sexual assault  
22 investigative teams must: Include prosecutors, law enforcement, and  
23 victim advocates for the duration of the project; use victim-  
24 centered, trauma-informed protocols, including for victim  
25 notification; and use protocols and policies established by the  
26 Washington association of sheriffs and police chiefs. The grant funds  
27 may support personnel costs, including hiring and overtime, to allow  
28 for adequate follow-up investigations and prosecutions. Grant awards  
29 must be prioritized for eligible applicants with a commitment to  
30 colocate assigned prosecutors, law enforcement, and victim advocates  
31 for the duration of the grant program;

32 (c) Require participants in the multidisciplinary cold case or  
33 sexual assault investigation team or teams to participate in and  
34 complete specialized training for victim-centered, trauma-informed  
35 investigation and prosecutions;

36 (d) Identify and address individual level, organizational level,  
37 and systemic factors that lead to unsubmitted sexual assault kits in  
38 the jurisdiction and development of a comprehensive strategy to  
39 address the issues, including effecting changes in practice,

1 protocol, and organizational culture, and implementing evidence-  
2 based, victim-centered, trauma-informed practices and protocols;

3 (e) Appoint an informed representative to attend meetings of and  
4 provide information and assistance to the joint legislative task  
5 force on sexual assault forensic examination best practices;

6 (f) Identify and maintain consistent, experienced, and committed  
7 leadership of their sexual assault kit initiative; and

8 (g) Track and report the following data to the Washington  
9 association of sheriffs and police chiefs, in addition to any data  
10 required by the Washington association of sheriffs and police chiefs:  
11 The number of kits inventoried; the dates collected and submitted for  
12 testing; the number of kits tested; the number of kits with  
13 information eligible for entry into the combined DNA index system;  
14 the number of combined DNA index system hits; the number of  
15 identified suspects; including serial perpetrators; the number of  
16 investigations conducted and cases reviewed; the number of charges  
17 filed; and the number of convictions.

18 (5) Subject to the availability of amounts appropriated for this  
19 specific purpose, the project may also allocate funds for grant  
20 recipients to:

21 (a) Create and employ training in relation to sexual assault  
22 evidence, victimization and trauma response, and other related topics  
23 to improve the quality and outcomes of sexual assault investigations  
24 and prosecutions;

25 (b) Enhance victim services and support for past and current  
26 victims of sexual assault; or

27 (c) Develop evidence collection, retention, victim notification,  
28 and other protocols needed to optimize data sharing, case  
29 investigation, prosecution, and victim support.

30 (6) For the purposes of this section:

31 (a) "Eligible applicants" include: Law enforcement agencies,  
32 units of local government, or combination of units of local  
33 government, prosecutor's offices, or a governmental nonlaw  
34 enforcement agency acting as fiscal agent for one of the previously  
35 listed types of eligible applicants. A combination of jurisdictions,  
36 including contiguous jurisdictions of multiple towns, cities, or  
37 counties, may create a task force or other entity for the purposes of  
38 applying for and receiving a grant, provided that the relevant  
39 prosecutors and law enforcement agencies are acting in partnership in  
40 complying with the grant requirements.

1 (b) "Project" means the Washington sexual assault kit initiative  
2 project created in this section.

3 (c) "Unsubmitted sexual assault kit" are sexual assault kits that  
4 have not been submitted to a forensic laboratory for testing with the  
5 combined DNA index system-eligible DNA methodologies as of the  
6 effective date of the mandatory testing law in RCW 70.125.090.  
7 Unsubmitted sexual assault kits includes partially tested sexual  
8 assault kits, which are sexual assault kits that have only been  
9 subjected to serological testing, or that have previously been tested  
10 only with noncombined DNA index system-eligible DNA methodologies.  
11 The project does not include untested sexual assault kits that have  
12 been submitted to forensic labs for testing with combined DNA index  
13 system-eligible DNA methodologies but are delayed for testing as a  
14 result of a backlog of work in the laboratory.

15 **Sec. 2.** 2015 c 247 s 2 (uncodified) is amended to read as  
16 follows:

17 (1)(a) ((A)) The joint legislative task force on sexual assault  
18 forensic examination best practices is established (~~to review~~) for  
19 the purpose of reviewing best practice models for managing all  
20 aspects of sexual assault examinations and for reducing the number of  
21 untested sexual assault examination kits in Washington state that  
22 were collected prior to the effective date of this section.

23 (i) The caucus leaders from the senate shall appoint one member  
24 from each of the two largest caucuses of the senate.

25 (ii) The caucus leaders from the house of representatives shall  
26 appoint one member from each of the two largest caucuses of the house  
27 of representatives.

28 (iii) The president of the senate and the speaker of the house of  
29 representatives shall jointly appoint:

30 (A) One member representing each of the following:

31 (I) The Washington state patrol;

32 (II) The Washington association of sheriffs and police chiefs;

33 (III) The Washington association of prosecuting attorneys;

34 (IV) The Washington defender association or the Washington  
35 association of criminal defense lawyers;

36 (V) The Washington association of cities;

37 (VI) The Washington association of county officials;

38 (VII) The Washington coalition of sexual assault programs;

39 (VIII) The office of crime victims advocacy;

1 (IX) The Washington state hospital association;  
2 (X) The Washington state forensic investigations council;  
3 (XI) A public institution of higher education as defined in RCW  
4 28B.10.016; (~~and~~)  
5 (XII) A private higher education institution as defined in RCW  
6 28B.07.020; and  
7 (XIII) The office of the attorney general; and  
8 (B) Two members representing survivors of sexual assault.  
9 (b) The task force shall choose two cochairs from among its  
10 legislative membership. The legislative membership shall convene the  
11 initial meeting of the task force.  
12 (2) The duties of the task force include, but are not limited to:  
13 (a) Researching and determining the number of untested sexual  
14 assault examination kits in Washington state;  
15 (b) Researching the locations where the untested sexual assault  
16 examination kits are stored;  
17 (c) Researching, reviewing, and making recommendations regarding  
18 legislative policy options for reducing the number of untested sexual  
19 assault examination kits;  
20 (d) Researching the best practice models both in state and from  
21 other states for collaborative responses to victims of sexual assault  
22 from the point the sexual assault examination kit is collected to the  
23 conclusion of the investigation and providing recommendations  
24 regarding any existing gaps in Washington and resources that may be  
25 necessary to address those gaps; and  
26 (e) Researching, identifying, and making recommendations for  
27 securing nonstate funding for testing the sexual assault examination  
28 kits, and reporting on progress made toward securing such funding.  
29 (3) Staff support for the task force must be provided by the  
30 senate committee services and the house of representatives office of  
31 program research.  
32 (4) Legislative members of the task force must be reimbursed for  
33 travel expenses in accordance with RCW 44.04.120. Nonlegislative  
34 members, except those representing an employer or organization, are  
35 entitled to be reimbursed for travel expenses in accordance with RCW  
36 43.03.050 and 43.03.060.  
37 (5) The expenses of the task force must be paid jointly by the  
38 senate and the house of representatives. Task force meetings and  
39 expenditures are subject to approval by the senate facilities and

1 operations committee and the house of representatives executive rules  
2 committee, or their successor committees.

3 (6) The first meeting of the task force must occur prior to  
4 October 1, 2015. The task force shall submit a preliminary report  
5 regarding its initial findings and recommendations to the appropriate  
6 committees of the legislature and the governor no later than December  
7 1, 2015.

8 (7) The task force must meet no less than twice annually.

9 (8) The task force shall report its findings and recommendations  
10 to the appropriate committees of the legislature and the governor by  
11 September 30, 2016, and by ((September 30th)) December 1st of ((each  
12 subsequent)) the following year.

13 (9) This section expires June 30, 2018.

## 14 PART II - TRAINING

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

17 (1) Subject to the availability of amounts appropriated for this  
18 specific purpose, the commission shall provide ongoing specialized,  
19 intensive, and integrative training for persons responsible for  
20 investigating sexual assault cases involving adult victims. The  
21 training must be based on a victim-centered, trauma-informed approach  
22 to responding to sexual assault. Among other subjects, the training  
23 must include content on the neurobiology of trauma and trauma-  
24 informed interviewing, counseling, and investigative techniques.

25 (2) The training must: Be based on research-based practices and  
26 standards; offer participants an opportunity to practice interview  
27 skills and receive feedback from instructors; minimize the trauma of  
28 all persons who are interviewed during abuse investigations; provide  
29 methods of reducing the number of investigative interviews necessary  
30 whenever possible; assure, to the extent possible, that investigative  
31 interviews are thorough, objective, and complete; recognize needs of  
32 special populations; recognize the nature and consequences of  
33 victimization; require investigative interviews to be conducted in a  
34 manner most likely to permit the interviewed persons the maximum  
35 emotional comfort under the circumstances; address record retention  
36 and retrieval; and address documentation of investigative interviews.

37 (3) In developing the training, the commission shall seek advice  
38 from the Washington association of sheriffs and police chiefs, the

1 Washington coalition of sexual assault programs, and experts on  
2 sexual assault and the neurobiology of trauma. The commission shall  
3 consult with the Washington association of prosecuting attorneys in  
4 an effort to design training containing consistent elements for all  
5 professionals engaged in interviewing and interacting with sexual  
6 assault victims in the criminal justice system.

7 (4) The commission shall develop the training and begin offering  
8 it by July 1, 2018. Officers assigned to regularly investigate sexual  
9 assault involving adult victims shall complete the training within  
10 one year of being assigned or by July 1, 2020, whichever is later.

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

13 Subject to the availability of amounts appropriated for this  
14 specific purpose, the commission shall incorporate victim-centered,  
15 trauma-informed approaches to policing in the basic law enforcement  
16 training curriculum. In modifying the curriculum, the commission  
17 shall seek advice from the Washington coalition of sexual assault  
18 programs and other experts on sexual assault and the neurobiology of  
19 trauma.

20 NEW SECTION. **Sec. 5.** A new section is added to chapter 43.101  
21 RCW to read as follows:

22 (1) Subject to the availability of amounts appropriated for this  
23 specific purpose, the commission shall develop training on a victim-  
24 centered, trauma-informed approach to interacting with victims and  
25 responding to sexual assault calls. The curriculum must: Be designed  
26 for commissioned patrol officers not regularly assigned to  
27 investigate sexual assault cases; be designed for deployment and use  
28 within individual law enforcement agencies; include features allowing  
29 for it to be used in different environments, which may include  
30 multimedia or video components; allow for law enforcement agencies to  
31 host it in small segments at different times over several days or  
32 weeks, including roll calls. The training must include components on  
33 available resources for victims including, but not limited to,  
34 material on and references to community-based victim advocates.

35 (2) In developing the training, the commission shall seek advice  
36 from the Washington association of sheriffs and police chiefs, the  
37 Washington coalition of sexual assault programs, and experts on  
38 sexual assault and the neurobiology of trauma.

1 (3) Beginning in 2018, all law enforcement agencies shall  
2 annually host the training for commissioned peace officers. All law  
3 enforcement agencies shall, to the extent feasible, consult with and  
4 feature local community-based victim advocates during the training.

5 **PART III - FUNDING**

6 NEW SECTION. **Sec. 6.** (1) The sexual assault prevention and  
7 response account is created in the state treasury. All legislative  
8 appropriations and transfers; gifts, grants, and other donations; and  
9 all other revenues directed to the account must be deposited into the  
10 sexual assault prevention and response account. Moneys in the account  
11 may only be spent after appropriation.

12 (2) The legislature must prioritize appropriations from the  
13 account for: The Washington sexual assault kit initiative project  
14 created in section 1 of this act; the office of crime victims  
15 advocacy for the purpose of providing support and services, including  
16 educational and vocational training, to victims of sexual assault and  
17 trafficking; victim-centered, trauma-informed training for  
18 prosecutors, law enforcement, and victim advocates, including, but  
19 not limited to, the training in sections 3 through 5 of this act; the  
20 Washington state patrol for the purpose of funding the statewide  
21 sexual assault kit tracking system and funding the forensic analysis  
22 of sexual assault kits.

23 **Sec. 7.** RCW 43.330.470 and 2016 c 173 s 9 are each amended to  
24 read as follows:

25 (1) The Washington sexual assault kit program is created within  
26 the department for the purpose of accepting private funds  
27 (~~conducting~~) to fund forensic analysis of sexual assault kits in  
28 the possession of law enforcement agencies but not submitted for  
29 analysis as of July 24, 2015, and to fund other related programs  
30 aimed at improving the public's response to sexual assault. The  
31 director may accept gifts, grants, donations, or moneys from any  
32 source for deposit in the Washington sexual assault kit account  
33 created under subsection (2) of this section.

34 (2) The Washington sexual assault kit account is created in the  
35 custody of the state treasurer. Funds deposited in the Washington  
36 sexual assault kit account may be used for the Washington sexual  
37 assault kit program established under this section. The Washington



1 sexual assault kit account is subject to allotment procedures under  
2 chapter 43.88 RCW, but an appropriation is not required for  
3 expenditures.

4 (3) Except when otherwise specified, public funds deposited in  
5 the Washington sexual assault kit account must be transferred and  
6 used exclusively for the following:

7 (a) Eighty-five percent of the funds for the Washington state  
8 patrol bureau of forensic laboratory services for the purpose of  
9 conducting forensic analysis of sexual assault kits in the possession  
10 of law enforcement agencies but not submitted for forensic analysis  
11 as of July 24, 2015; and

12 (b) Fifteen percent of the funds for the office of crime victims  
13 advocacy in the department for the purpose of funding grants for  
14 sexual assault nurse examiner services and training.

15 (4)(a) Except as otherwise provided in (b) of this subsection,  
16 private funds donated to and deposited in the Washington sexual  
17 assault kit account must be transferred and used exclusively for the  
18 following:

19 (i) Thirty percent for the Washington association of sheriffs and  
20 police chiefs for the purpose of funding the Washington sexual  
21 assault kit initiative project created in section 1 of this act;

22 (ii) Thirty percent for the Washington state patrol bureau of  
23 forensic laboratory services for the purpose of conducting forensic  
24 analysis of sexual assault kits in the possession of law enforcement  
25 agencies but not submitted for forensic analysis as of July 24, 2015,  
26 unless the Washington state patrol bureau of forensic laboratory  
27 services deems that the funds are not necessary for this purpose, in  
28 which case the funds shall be divided equally for the purposes  
29 outlined in (a)(i), (iii), and (iv) of this subsection;

30 (iii) Thirty percent for the criminal justice training commission  
31 for the training in sections 3 through 5 of this act;

32 (iv) Ten percent for the office of crime victims advocacy in the  
33 department for the purpose of providing services to victims of sexual  
34 assault and training for professionals interacting with and providing  
35 services to victims of sexual assault.

36 (b) With the consent of the department, a grantor of funds may  
37 enter into an agreement with the department for a different  
38 allocation of funds specified in (a) of this subsection, provided  
39 that the funds are distributed for the purpose of the program created  
40 in this section. Within thirty days of entering into an agreement

1 under this subsection (4)(b), the department shall notify the sexual  
2 assault forensic examination best practices task force and the  
3 appropriate committees of the legislature.

4 (5) This section expires June 30, 2022.

5 **Sec. 8.** RCW 43.84.092 and 2016 c 194 s 5, 2016 c 161 s 20, and  
6 2016 c 112 s 4 are each reenacted and amended to read as follows:

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

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

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

35 (4) Monthly, the state treasurer shall distribute the earnings  
36 credited to the treasury income account. The state treasurer shall  
37 credit the general fund with all the earnings credited to the  
38 treasury income account except:

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

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

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

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

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

**ADOPTED 04/11/2017**

1        On page 1, line 1 of the title, after "assault;" strike the  
2 remainder of the title and insert "amending RCW 43.330.470; amending  
3 2015 c 247 s 2 (uncodified); reenacting and amending RCW 43.84.092;  
4 adding a new section to chapter 36.28A RCW; adding new sections to  
5 chapter 43.101 RCW; and creating a new section."

EFFECT: Removes authorization for the Office of the Attorney General to assist law enforcement officials and prosecutors with investigations and prosecutions of cold cases tied to previously unsubmitted SAKs. Transfers responsibility for establishing and administering the WA sexual assault kit project from the attorney general to the Washington Association of Sheriffs and Police Chiefs. Changes terminology relating to the Washington Sexual Assault Kit Initiative Pilot Project, removing the term "pilot" and broadening the possible scope of the project beyond two eligible applicants. Makes technical numbering corrections. Takes out sections that removed the end date for the 6.2 percent fee increase on liquor licenses and that permitted use to fund the Sexual Assault Prevention and Response Account. Makes all sections of the bill where funding is necessary, subject to appropriations.

--- END ---