
SUBSTITUTE HOUSE BILL 2126

State of Washington 65th Legislature 2017 Regular Session

By House Appropriations (originally sponsored by Representatives
Blake and Wilcox)

READ FIRST TIME 02/24/17.

1 AN ACT Relating to creating a community-based approach to provide
2 assistance with nonlethal management methods to reduce livestock
3 depredations by wolves; reenacting and amending RCW 43.79A.040; and
4 adding a new chapter to Title 16 RCW.

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

6 NEW SECTION. **Sec. 1.** The legislature finds that there is a need
7 to provide resources to help livestock producers adapt their
8 operations in light of the recovery of wolves on the landscape and a
9 desire by many to increase use of nonlethal deterrence measures to
10 reduce the probability of livestock depredations by wolves. The
11 application of resources in support of these goals must respect
12 livestock producers' values of independence, privacy, and local
13 decision making. The legislature further recognizes that livestock
14 producers have unique and valuable knowledge, occupy an important
15 place in their local communities and the state's social fabric, and
16 are critical partners in creating sound natural resource policies.

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

20 (1) "Department" means the department of agriculture.

1 (2) "Director" means the director of the department of
2 agriculture.

3 NEW SECTION. **Sec. 3.** (1) The northeast Washington wolf-cattle
4 management grant is created within the department. Funds from the
5 grant program must be used only for the deployment of nonlethal
6 deterrence resources, including equipment and tools, owned and
7 strategically located locally.

8 (2)(a) A three-member advisory board is established to advise the
9 department on the expenditure of the northeast Washington wolf-cattle
10 management grant funds. Advisory board members must be knowledgeable
11 about wolf depredation issues, and have a special interest in the use
12 of nonlethal wolf management techniques. Board members are unpaid,
13 are not state employees, and are not eligible for reimbursement for
14 subsistence, lodging, or travel expenses incurred in the performance
15 of their duties as board members. The director must appoint each
16 member to the board for a term of two years. Board members may be
17 reappointed for subsequent two-year terms. The following board
18 members must be appointed by the director in consultation with each
19 applicable conservation district and the legislators in the
20 legislative district encompassing each county:

21 (i) One Ferry county conservation district board member;
22 (ii) One Stevens county conservation district board member; and
23 (iii) One Pend Oreille conservation district board member.
24 (b) If no board member qualifies under this section, the director
25 must appoint a resident of the applicable county to serve on the
26 board.

27 (c) Board members may not:
28 (i) Directly benefit, in whole or in part, from any contract
29 entered into or grant awarded under this section; or
30 (ii) Directly accept any compensation, gratuity, or reward in
31 connection with such a contract from any other person with a
32 beneficial interest in the contract.

33 (3) The board must help direct the deployment of nonlethal
34 deterrence resources, including equipment and tools, owned and
35 strategically located locally.

36 NEW SECTION. **Sec. 4.** (1) The northeast Washington wolf-cattle
37 management account is created as a nonappropriated account in the
38 custody of the state treasurer. All receipts from the northeast

1 Washington wolf-cattle management grant must be deposited into the
2 account. Expenditures from the account may be used only for the
3 deployment of nonlethal wolf deterrence resources as described in
4 section 3 of this act. Only the director may authorize expenditures
5 from the account in consultation with the advisory board created in
6 section 3 of this act. The account is subject to allotment procedures
7 under chapter 43.88 RCW, but an appropriation is not required for
8 expenditures. Interest earned by deposits in the account must be
9 retained in the account.

10 (2) The board of directors created in section 3 of this act may
11 solicit and receive gifts and grants from public and private sources
12 for the purposes of section 3 of this act.

13 **Sec. 5.** RCW 43.79A.040 and 2016 c 203 s 2, 2016 c 173 s 10, 2016
14 c 69 s 21, and 2016 c 39 s 7 are each reenacted and amended to read
15 as follows:

16 (1) Money in the treasurer's trust fund may be deposited,
17 invested, and reinvested by the state treasurer in accordance with
18 RCW 43.84.080 in the same manner and to the same extent as if the
19 money were in the state treasury, and may be commingled with moneys
20 in the state treasury for cash management and cash balance purposes.

21 (2) All income received from investment of the treasurer's trust
22 fund must be set aside in an account in the treasury trust fund to be
23 known as the investment income account.

24 (3) The investment income account may be utilized for the payment
25 of purchased banking services on behalf of treasurer's trust funds
26 including, but not limited to, depository, safekeeping, and
27 disbursement functions for the state treasurer or affected state
28 agencies. The investment income account is subject in all respects to
29 chapter 43.88 RCW, but no appropriation is required for payments to
30 financial institutions. Payments must occur prior to distribution of
31 earnings set forth in subsection (4) of this section.

32 (4)(a) Monthly, the state treasurer must distribute the earnings
33 credited to the investment income account to the state general fund
34 except under (b), (c), and (d) of this subsection.

35 (b) The following accounts and funds must receive their
36 proportionate share of earnings based upon each account's or fund's
37 average daily balance for the period: The 24/7 sobriety account, the
38 Washington promise scholarship account, the Washington advanced
39 college tuition payment program account, the Washington college

1 savings program account, the accessible communities account, the
2 Washington achieving a better life experience program account, the
3 community and technical college innovation account, the agricultural
4 local fund, the American Indian scholarship endowment fund, the
5 foster care scholarship endowment fund, the foster care endowed
6 scholarship trust fund, the contract harvesting revolving account,
7 the Washington state combined fund drive account, the commemorative
8 works account, the county enhanced 911 excise tax account, the toll
9 collection account, the developmental disabilities endowment trust
10 fund, the energy account, the fair fund, the family leave insurance
11 account, the food animal veterinarian conditional scholarship
12 account, the fruit and vegetable inspection account, the future
13 teachers conditional scholarship account, the game farm alternative
14 account, the GET ready for math and science scholarship account, the
15 Washington global health technologies and product development
16 account, the grain inspection revolving fund, the industrial
17 insurance rainy day fund, the juvenile accountability incentive
18 account, the law enforcement officers' and firefighters' plan 2
19 expense fund, the local tourism promotion account, the multiagency
20 permitting team account, the northeast Washington wolf-cattle
21 management account, the pilotage account, the produce railcar pool
22 account, the regional transportation investment district account, the
23 rural rehabilitation account, the Washington sexual assault kit
24 account, the stadium and exhibition center account, the youth
25 athletic facility account, the self-insurance revolving fund, the
26 children's trust fund, the Washington horse racing commission
27 Washington bred owners' bonus fund and breeder awards account, the
28 Washington horse racing commission class C purse fund account, the
29 individual development account program account, the Washington horse
30 racing commission operating account, the life sciences discovery
31 fund, the Washington state heritage center account, the reduced
32 cigarette ignition propensity account, the center for childhood
33 deafness and hearing loss account, the school for the blind account,
34 the Millersylvania park trust fund, the public employees' and
35 retirees' insurance reserve fund, and the radiation perpetual
36 maintenance fund.

37 (c) The following accounts and funds must receive eighty percent
38 of their proportionate share of earnings based upon each account's or
39 fund's average daily balance for the period: The advanced right-of-
40 way revolving fund, the advanced environmental mitigation revolving

1 account, the federal narcotics asset forfeitures account, the high
2 occupancy vehicle account, the local rail service assistance account,
3 and the miscellaneous transportation programs account.

4 (d) Any state agency that has independent authority over accounts
5 or funds not statutorily required to be held in the custody of the
6 state treasurer that deposits funds into a fund or account in the
7 custody of the state treasurer pursuant to an agreement with the
8 office of the state treasurer shall receive its proportionate share
9 of earnings based upon each account's or fund's average daily balance
10 for the period.

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

14 NEW SECTION. **Sec. 6.** Sections 1 through 4 of this act
15 constitute a new chapter in Title 16 RCW.

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