

CERTIFICATION OF ENROLLMENT

HOUSE BILL 1112

Chapter 137, Laws of 1995

54th Legislature
1995 Regular Session

USE OF FUNDS BY DEPARTMENT OF GENERAL
ADMINISTRATION--CLARIFICATION

EFFECTIVE DATE: 7/23/95

Passed by the House March 8, 1995
Yeas 96 Nays 0

CLYDE BALLARD

**Speaker of the
House of Representatives**

Passed by the Senate April 10, 1995
Yeas 46 Nays 0

JOEL PRITCHARD

President of the Senate

Approved April 27, 1995

MIKE LOWRY

Governor of the State of Washington

CERTIFICATE

I, Timothy A. Martin, Chief Clerk of the House of Representatives of the State of Washington, do hereby certify that the attached is **HOUSE BILL 1112** as passed by the House of Representatives and the Senate on the dates hereon set forth.

TIMOTHY A. MARTIN

Chief Clerk

FILED

April 27, 1995 - 1:04 p.m.

**Secretary of State
State of Washington**

HOUSE BILL 1112

Passed Legislature - 1995 Regular Session

State of Washington

54th Legislature

1995 Regular Session

By Representatives Silver, Sommers, Romero, Wolfe, Huff, Stevens, Johnson, Brumsickle and Mason; by request of Department of General Administration

Read first time 01/13/95. Referred to Committee on Appropriations.

1 AN ACT Relating to clarifying and streamlining use of funds within
2 the department of general administration; and amending RCW 4.92.220,
3 39.32.010, 39.32.020, 39.32.035, and 39.32.040.

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

5 **Sec. 1.** RCW 4.92.220 and 1991 sp.s. c 13 s 91 are each amended to
6 read as follows:

7 (1) A risk management account is hereby created in the treasury to
8 be ((~~an appropriated account~~)) used exclusively for the payment of
9 costs related to:

10 (a) The appropriated administration of liability, property, and
11 vehicle claims, including investigation, claim processing, negotiation,
12 and settlement, and other expenses relating to settlements and
13 judgments against the state not otherwise budgeted; and

14 (b) The nonappropriated pass-through cost associated with the
15 purchase of liability and property insurance, including catastrophic
16 insurance, subject to policy conditions and limitations determined by
17 the risk manager.

1 (2) The risk management (~~(account)~~) account's appropriation shall
2 be financed through a combination of direct appropriations and
3 assessments to state agencies.

4 **Sec. 2.** RCW 39.32.010 and 1977 ex.s. c 135 s 1 are each amended to
5 read as follows:

6 For the purposes of RCW 39.32.010 through 39.32.060:

7 The term "eligible donee" means any public agency carrying out or
8 promoting for the residents of a given political area one or more
9 public purposes, such as conservation, economic development, education,
10 parks and recreation, public health, and public safety; or nonprofit
11 educational or public health institutions or organizations, such as
12 medical institutions, hospitals, clinics, health centers, schools,
13 colleges, universities, schools for the mentally retarded, schools for
14 the physically handicapped, child care centers, radio and television
15 stations licensed by the federal communications commission as
16 educational radio or educational television stations, museums attended
17 by the public, and public libraries serving all residents of a
18 community, district, state, or region, and which are exempt from
19 taxation under Section 501 of the Internal Revenue Code of 1954, for
20 purposes of education or public health, including research for any such
21 purpose.

22 The term "public agency" means the state or any subdivision
23 thereof, including any unit of local government, economic development
24 district, emergency services organization, or any instrumentality
25 created by compact or other agreement between the state and a political
26 subdivision, or any Indian tribe, band, group, or community located on
27 a state reservation.

28 The term "surplus property" means any property, title to which is
29 in the federal, state, or local government or any department or agency
30 thereof, and which property is to be disposed of as surplus under any
31 act of congress or the legislature or local statute, heretofore or
32 hereafter enacted providing for such disposition.

33 **Sec. 3.** RCW 39.32.020 and 1977 ex.s. c 135 s 2 are each amended to
34 read as follows:

35 The director of general administration is hereby authorized to
36 purchase, lease or otherwise acquire from (~~(the)~~) federal, state, or
37 local government (~~(of the United States)~~) or any surplus property

1 disposal agency thereof surplus property to be used in accordance with
2 the provisions of this chapter.

3 **Sec. 4.** RCW 39.32.035 and 1977 ex.s. c 135 s 3 are each amended to
4 read as follows:

5 The surplus property purchase revolving fund shall be administered
6 by the director of general administration and be used for the purchase,
7 lease or other acquisition from time to time of surplus property from
8 any federal, state, or local government surplus property disposal
9 agency. The director may purchase, lease or acquire such surplus
10 property on the requisition of an eligible donee and without such
11 requisition at such time or times as he deems it advantageous to do so;
12 and in either case he shall be responsible for the care and custody of
13 the property purchased so long as it remains in his possession.

14 **Sec. 5.** RCW 39.32.040 and 1977 ex.s. c 135 s 4 are each amended to
15 read as follows:

16 In purchasing federal surplus property on requisition for any
17 eligible donee the director may advance the purchase price thereof from
18 the surplus property purchase revolving fund, and he shall then in due
19 course bill the proper eligible donee for the amount paid by him for
20 the property plus a reasonable amount to cover the expense incurred by
21 him in connection with the transaction. In purchasing surplus property
22 without requisition, the director shall be deemed to take title
23 outright and he shall then be authorized to resell from time to time
24 any or all of such property to such eligible donees as desire to avail
25 themselves of the privilege of purchasing. All moneys received in
26 payment for surplus property from eligible donees shall be deposited by
27 the director in the surplus property purchase revolving fund. The
28 director shall sell federal surplus property to eligible donees at a
29 price sufficient only to reimburse the surplus property purchase
30 revolving fund for the cost of the property to the fund, plus a
31 reasonable amount to cover expenses incurred in connection with the
32 transaction. Where surplus property is transferred to an eligible
33 donee without cost to the transferee, the director may impose a
34 reasonable charge to cover expenses incurred in connection with the
35 transaction. The governor, through the director of general
36 administration, shall administer the surplus property program in the

1 state and shall perform or supervise all those functions with respect
2 to the program, its agencies and instrumentalities.

Passed the House March 8, 1995.

Passed the Senate April 10, 1995.

Approved by the Governor April 27, 1995.

Filed in Office of Secretary of State April 27, 1995.