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SENATE BILL 6716

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State of Washington

56th Legislature

2000 Regular Session

By Senators McCaslin, Patterson, Horn, Haugen, Kline, Benton, Franklin, Oke, Rasmussen, Winsley and Hale

Read first time 01/25/2000. Referred to Committee on State & Local Government.

1 AN ACT Relating to creating the growth management infrastructure  
2 account; reenacting and amending RCW 43.84.092; adding a new section to  
3 chapter 36.70A RCW; creating a new section; and providing an effective  
4 date.

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

6 NEW SECTION. **Sec. 1.** The legislature finds that population growth  
7 in many areas of the state requires new, improved, or additional  
8 infrastructure to accommodate growth. The legislature further finds  
9 that the needed infrastructure identified in the capital facilities  
10 elements of comprehensive plans adopted by counties and cities far  
11 exceed the existing funding available to county, city, or state  
12 agencies responsible for constructing or operating the needed  
13 infrastructure. The legislature therefore establishes the growth  
14 management infrastructure account to assist counties and cities in  
15 financing and constructing those infrastructure projects identified in  
16 the capital facilities elements of growth management plans.

17 NEW SECTION. **Sec. 2.** A new section is added to chapter 36.70A RCW  
18 to read as follows:

1 (1) The growth management infrastructure account is created in the  
2 state treasury. Moneys may be placed in the account from the proceeds  
3 of bonds when authorized by the legislature or from any other lawful  
4 source. The public works board shall use appropriated moneys from the  
5 account to provide financial assistance to qualifying local governments  
6 for capital costs directly related to providing basic service for  
7 growth infrastructure projects necessary to accommodate residential,  
8 commercial, and industrial growth.

9 (2) The public works board, established in chapter 43.155 RCW,  
10 shall manage appropriated funds from the account. The board shall have  
11 all responsibilities granted to it under RCW 43.155.040, 43.155.080,  
12 and 43.155.090 in carrying out the purposes of this section.

13 (3) For the purposes of this section, the following definitions  
14 apply:

15 (a) "Basic service" means that level of service necessary to meet  
16 only the minimum level of service sufficient to accommodate growth.

17 (b) "Financial assistance" means loans or loan guarantees.

18 (c) "Growth infrastructure projects" means the costs of  
19 acquisition, construction, reconstruction, rehabilitation, and  
20 improvement of those bridges; roads; and domestic water, sanitary  
21 sewer, storm sewer, and solid waste/recycling projects necessary to  
22 meet the requirement of this chapter.

23 (d) "General purpose local government" means counties, cities, and  
24 towns.

25 (e) "Special purpose local government" means all local governments  
26 as defined in RCW 43.155.020, except counties, cities, and towns.

27 (4) To qualify for financial assistance local governments must meet  
28 the following standards:

29 (a) For general purpose local governments:

30 (i) Be in compliance with the provisions of this chapter;

31 (ii) Demonstrate that the growth infrastructure project is  
32 necessary to attract or accommodate the planned population and  
33 employment growth;

34 (iii) Demonstrate that the comprehensive land use plan, the zoning  
35 designations, the development regulations and the capital facilities  
36 plan are sufficient to accommodate projected growth; and

37 (iv) Other criteria the board deems necessary to carry out the  
38 purposes of this chapter.

39 (b) For special purpose local governments:

1 (i) Demonstrate that the local government has a capital facilities  
2 plan meeting standards established by the board;

3 (ii) Demonstrate that the growth infrastructure project is  
4 necessary to attract or accommodate the planned population and  
5 employment growth;

6 (iii) Demonstrate that the capital facilities plan is compatible  
7 with the comprehensive land use plan, zoning designations, and the  
8 development regulations of the overlying general purpose local  
9 government or governments; and

10 (iv) Other criteria the board deems necessary to carry out the  
11 purposes of this act.

12 (5) Existing debt or financial obligations of local governments  
13 shall not be refinanced under this chapter. Each local government  
14 applicant shall provide documentation of attempts to secure additional  
15 local or other sources of funding for projects for which financial  
16 assistance is sought under this chapter.

17 **Sec. 3.** RCW 43.84.092 and 1999 c 380 s 9, 1999 c 309 s 929, 1999  
18 c 268 s 5, and 1999 c 94 s 4 are each reenacted and amended to read as  
19 follows:

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

23 (2) The treasury income account shall be utilized to pay or receive  
24 funds associated with federal programs as required by the federal cash  
25 management improvement act of 1990. The treasury income account is  
26 subject in all respects to chapter 43.88 RCW, but no appropriation is  
27 required for refunds or allocations of interest earnings required by  
28 the cash management improvement act. Refunds of interest to the  
29 federal treasury required under the cash management improvement act  
30 fall under RCW 43.88.180 and shall not require appropriation. The  
31 office of financial management shall determine the amounts due to or  
32 from the federal government pursuant to the cash management improvement  
33 act. The office of financial management may direct transfers of funds  
34 between accounts as deemed necessary to implement the provisions of the  
35 cash management improvement act, and this subsection. Refunds or  
36 allocations shall occur prior to the distributions of earnings set  
37 forth in subsection (4) of this section.

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

9 (4) Monthly, the state treasurer shall distribute the earnings  
10 credited to the treasury income account. The state treasurer shall  
11 credit the general fund with all the earnings credited to the treasury  
12 income account except:

13 (a) The following accounts and funds shall receive their  
14 proportionate share of earnings based upon each account's and fund's  
15 average daily balance for the period: The capitol building  
16 construction account, the Cedar River channel construction and  
17 operation account, the Central Washington University capital projects  
18 account, the charitable, educational, penal and reformatory  
19 institutions account, the common school construction fund, the county  
20 criminal justice assistance account, the county sales and use tax  
21 equalization account, the data processing building construction  
22 account, the deferred compensation administrative account, the deferred  
23 compensation principal account, the department of retirement systems  
24 expense account, the drinking water assistance account, the Eastern  
25 Washington University capital projects account, the education  
26 construction fund, the emergency reserve fund, the federal forest  
27 revolving account, the health services account, the public health  
28 services account, the health system capacity account, the personal  
29 health services account, the state higher education construction  
30 account, the higher education construction account, the highway  
31 infrastructure account, the industrial insurance premium refund  
32 account, the judges' retirement account, the judicial retirement  
33 administrative account, the judicial retirement principal account, the  
34 local leasehold excise tax account, the local real estate excise tax  
35 account, the local sales and use tax account, the medical aid account,  
36 the mobile home park relocation fund, the municipal criminal justice  
37 assistance account, the municipal sales and use tax equalization  
38 account, the natural resources deposit account, the perpetual  
39 surveillance and maintenance account, the public employees' retirement

1 system plan 1 account, the public employees' retirement system plan 2  
2 account, the Puyallup tribal settlement account, the resource  
3 management cost account, the site closure account, the special wildlife  
4 account, the state employees' insurance account, the state employees'  
5 insurance reserve account, the state investment board expense account,  
6 the state investment board commingled trust fund accounts, the  
7 supplemental pension account, the teachers' retirement system plan 1  
8 account, the teachers' retirement system combined plan 2 and plan 3  
9 account, the tobacco prevention and control account, the tobacco  
10 settlement account, the transportation infrastructure account, the  
11 tuition recovery trust fund, the University of Washington bond  
12 retirement fund, the University of Washington building account, the  
13 volunteer fire fighters' and reserve officers' relief and pension  
14 principal ((~~account~~)) fund, the volunteer fire fighters' ((~~relief and~~  
15 ~~pension administrative account~~)) and reserve officers' administrative  
16 fund, the Washington judicial retirement system account, the Washington  
17 law enforcement officers' and fire fighters' system plan 1 retirement  
18 account, the Washington law enforcement officers' and fire fighters'  
19 system plan 2 retirement account, the Washington school employees'  
20 retirement system combined plan 2 and 3 account, the Washington state  
21 patrol retirement account, the Washington State University building  
22 account, the Washington State University bond retirement fund, the  
23 water pollution control revolving fund, and the Western Washington  
24 University capital projects account. Earnings derived from investing  
25 balances of the agricultural permanent fund, the normal school  
26 permanent fund, the permanent common school fund, the scientific  
27 permanent fund, and the state university permanent fund shall be  
28 allocated to their respective beneficiary accounts. All earnings to be  
29 distributed under this subsection (4)(a) shall first be reduced by the  
30 allocation to the state treasurer's service fund pursuant to RCW  
31 43.08.190.

32 (b) The following accounts and funds shall receive eighty percent  
33 of their proportionate share of earnings based upon each account's or  
34 fund's average daily balance for the period: The aeronautics account,  
35 the aircraft search and rescue account, the county arterial  
36 preservation account, the department of licensing services account, the  
37 essential rail assistance account, the ferry bond retirement fund, the  
38 grade crossing protective fund, the high capacity transportation  
39 account, the highway bond retirement fund, the highway safety account,

1 the motor vehicle fund, the motorcycle safety education account, the  
2 pilotage account, the public transportation systems account, the Puget  
3 Sound capital construction account, the Puget Sound ferry operations  
4 account, the recreational vehicle account, the rural arterial trust  
5 account, the safety and education account, the special category C  
6 account, the state patrol highway account, the transportation equipment  
7 fund, the transportation fund, the transportation improvement account,  
8 the transportation improvement board bond retirement account, and the  
9 urban arterial trust account.

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

13 NEW SECTION. **Sec. 4.** Section 3 of this act takes effect September  
14 1, 2000.

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