

2SHB 1773 - H AMD 1086

By Representative Clibborn

ADOPTED 02/15/2008

1 On page 18, after line 9, insert the following:

2 "NEW SECTION. **Sec. 23.** A new section is added to chapter 47.56
3 RCW to read as follows:

4 The toll collection account is created in the state treasury. All
5 receipts from prepaid customer tolls must be deposited into the
6 account. Moneys in the account may be spent only after appropriation.
7 Expenditures from the account may be used only to refund customers'
8 prepaid tolls or for distributions into the appropriate toll facility
9 account under this chapter.

10 **Sec. 24.** RCW 43.84.092 and 2007 c 514 s 3 and 2007 c 356 s 9 are
11 each reenacted and amended to read as follows:

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

15 (2) The treasury income account shall be utilized to pay or receive
16 funds associated with federal programs as required by the federal cash
17 management improvement act of 1990. The treasury income account is
18 subject in all respects to chapter 43.88 RCW, but no appropriation is
19 required for refunds or allocations of interest earnings required by
20 the cash management improvement act. Refunds of interest to the
21 federal treasury required under the cash management improvement act
22 fall under RCW 43.88.180 and shall not require appropriation. The
23 office of financial management shall determine the amounts due to or
24 from the federal government pursuant to the cash management improvement
25 act. The office of financial management may direct transfers of funds
26 between accounts as deemed necessary to implement the provisions of the
27 cash management improvement act, and this subsection. Refunds or
28 allocations shall occur prior to the distributions of earnings set
29 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 Columbia river basin water supply development
20 account, the common school construction fund, the county criminal
21 justice assistance account, the county sales and use tax equalization
22 account, the data processing building construction account, the
23 deferred compensation administrative account, the deferred compensation
24 principal account, the department of retirement systems expense
25 account, the developmental disabilities community trust account, the
26 drinking water assistance account, the drinking water assistance
27 administrative account, the drinking water assistance repayment
28 account, the Eastern Washington University capital projects account,
29 the education construction fund, the education legacy trust account,
30 the election account, the emergency reserve fund, the energy freedom
31 account, The Evergreen State College capital projects account, the
32 federal forest revolving account, the freight congestion relief
33 account, the freight mobility investment account, the freight mobility
34 multimodal account, the health services account, the public health
35 services account, the health system capacity account, the personal
36 health services account, the state higher education construction
37 account, the higher education construction account, the highway
38 infrastructure account, the high-occupancy toll lanes operations

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

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

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

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

33 **Sec. 25.** RCW 43.84.092 and 2007 c 514 s 3, 2007 c 484 s 4, and
34 2007 c 356 s 9 are each reenacted and amended to read as follows:

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

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

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

24 (4) Monthly, the state treasurer shall distribute the earnings
25 credited to the treasury income account. The state treasurer shall
26 credit the general fund with all the earnings credited to the treasury
27 income account except:

28 (a) The following accounts and funds shall receive their
29 proportionate share of earnings based upon each account's and fund's
30 average daily balance for the period: The budget stabilization
31 account, the capitol building construction account, the Cedar River
32 channel construction and operation account, the Central Washington
33 University capital projects account, the charitable, educational, penal
34 and reformatory institutions account, the Columbia river basin water
35 supply development account, the common school construction fund, the
36 county criminal justice assistance account, the county sales and use
37 tax equalization account, the data processing building construction
38 account, the deferred compensation administrative account, the deferred

1 compensation principal account, the department of retirement systems
2 expense account, the developmental disabilities community trust
3 account, the drinking water assistance account, the drinking water
4 assistance administrative account, the drinking water assistance
5 repayment account, the Eastern Washington University capital projects
6 account, the education construction fund, the education legacy trust
7 account, the election account, the energy freedom account, The
8 Evergreen State College capital projects account, the federal forest
9 revolving account, the freight congestion relief account, the freight
10 mobility investment account, the freight mobility multimodal account,
11 the health services account, the public health services account, the
12 health system capacity account, the personal health services account,
13 the state higher education construction account, the higher education
14 construction account, the highway infrastructure account, the high-
15 occupancy toll lanes operations account, the industrial insurance
16 premium refund account, the judges' retirement account, the judicial
17 retirement administrative account, the judicial retirement principal
18 account, the local leasehold excise tax account, the local real estate
19 excise tax account, the local sales and use tax account, the medical
20 aid account, the mobile home park relocation fund, the multimodal
21 transportation account, the municipal criminal justice assistance
22 account, the municipal sales and use tax equalization account, the
23 natural resources deposit account, the oyster reserve land account, the
24 pension funding stabilization account, the perpetual surveillance and
25 maintenance account, the public employees' retirement system plan 1
26 account, the public employees' retirement system combined plan 2 and
27 plan 3 account, the public facilities construction loan revolving
28 account beginning July 1, 2004, the public health supplemental account,
29 the public works assistance account, the Puyallup tribal settlement
30 account, the real estate appraiser commission account, the regional
31 mobility grant program account, the resource management cost account,
32 the rural Washington loan fund, the site closure account, the small
33 city pavement and sidewalk account, the special wildlife account, the
34 state employees' insurance account, the state employees' insurance
35 reserve account, the state investment board expense account, the state
36 investment board commingled trust fund accounts, the supplemental
37 pension account, the Tacoma Narrows toll bridge account, the teachers'
38 retirement system plan 1 account, the teachers' retirement system

1 combined plan 2 and plan 3 account, the tobacco prevention and control
2 account, the tobacco settlement account, the toll collection account,
3 the transportation infrastructure account, the transportation
4 partnership account, the traumatic brain injury account, the tuition
5 recovery trust fund, the University of Washington bond retirement fund,
6 the University of Washington building account, the volunteer
7 firefighters' and reserve officers' relief and pension principal fund,
8 the volunteer firefighters' and reserve officers' administrative fund,
9 the Washington fruit express account, the Washington judicial
10 retirement system account, the Washington law enforcement officers' and
11 firefighters' system plan 1 retirement account, the Washington law
12 enforcement officers' and firefighters' system plan 2 retirement
13 account, the Washington public safety employees' plan 2 retirement
14 account, the Washington school employees' retirement system combined
15 plan 2 and 3 account, the Washington state health insurance pool
16 account, the Washington state patrol retirement account, the Washington
17 State University building account, the Washington State University bond
18 retirement fund, the water pollution control revolving fund, and the
19 Western Washington University capital projects account. Earnings
20 derived from investing balances of the agricultural permanent fund, the
21 normal school permanent fund, the permanent common school fund, the
22 scientific permanent fund, and the state university permanent fund
23 shall be allocated to their respective beneficiary accounts. All
24 earnings to be distributed under this subsection (4)(a) shall first be
25 reduced by the allocation to the state treasurer's service fund
26 pursuant to RCW 43.08.190.

27 (b) The following accounts and funds shall receive eighty percent
28 of their proportionate share of earnings based upon each account's or
29 fund's average daily balance for the period: The aeronautics account,
30 the aircraft search and rescue account, the county arterial
31 preservation account, the department of licensing services account, the
32 essential rail assistance account, the ferry bond retirement fund, the
33 grade crossing protective fund, the high capacity transportation
34 account, the highway bond retirement fund, the highway safety account,
35 the motor vehicle fund, the motorcycle safety education account, the
36 pilotage account, the public transportation systems account, the Puget
37 Sound capital construction account, the Puget Sound ferry operations
38 account, the recreational vehicle account, the rural arterial trust

1 account, the safety and education account, the special category C
2 account, the state patrol highway account, the transportation 2003
3 account (nickel account), the transportation equipment fund, the
4 transportation fund, the transportation improvement account, the
5 transportation improvement board bond retirement account, and the urban
6 arterial trust account.

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

10 **Sec. 26.** RCW 43.84.092 and 2007 c 514 s 3, 2007 c 513 s 1, 2007 c
11 484 s 4, and 2007 c 356 s 9 are each reenacted and amended to read as
12 follows:

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

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

31 (3) Except for the provisions of RCW 43.84.160, the treasury income
32 account may be utilized for the payment of purchased banking services
33 on behalf of treasury funds including, but not limited to, depository,
34 safekeeping, and disbursement functions for the state treasury and
35 affected state agencies. The treasury income account is subject in all
36 respects to chapter 43.88 RCW, but no appropriation is required for

1 payments to financial institutions. Payments shall occur prior to
2 distribution of earnings set forth in subsection (4) of this section.

3 (4) Monthly, the state treasurer shall distribute the earnings
4 credited to the treasury income account. The state treasurer shall
5 credit the general fund with all the earnings credited to the treasury
6 income account except:

7 The following accounts and funds shall receive their proportionate
8 share of earnings based upon each account's and fund's average daily
9 balance for the period: The aeronautics account, the aircraft search
10 and rescue account, the budget stabilization account, the capitol
11 building construction account, the Cedar River channel construction and
12 operation account, the Central Washington University capital projects
13 account, the charitable, educational, penal and reformatory
14 institutions account, the Columbia river basin water supply development
15 account, the common school construction fund, the county arterial
16 preservation account, the county criminal justice assistance account,
17 the county sales and use tax equalization account, the data processing
18 building construction account, the deferred compensation administrative
19 account, the deferred compensation principal account, the department of
20 licensing services account, the department of retirement systems
21 expense account, the developmental disabilities community trust
22 account, the drinking water assistance account, the drinking water
23 assistance administrative account, the drinking water assistance
24 repayment account, the Eastern Washington University capital projects
25 account, the education construction fund, the education legacy trust
26 account, the election account, the energy freedom account, the
27 essential rail assistance account, The Evergreen State College capital
28 projects account, the federal forest revolving account, the ferry bond
29 retirement fund, the freight congestion relief account, the freight
30 mobility investment account, the freight mobility multimodal account,
31 the grade crossing protective fund, the health services account, the
32 public health services account, the health system capacity account, the
33 personal health services account, the high capacity transportation
34 account, the state higher education construction account, the higher
35 education construction account, the highway bond retirement fund, the
36 highway infrastructure account, the highway safety account, the high-
37 occupancy toll lanes operations account, the industrial insurance
38 premium refund account, the judges' retirement account, the judicial

1 retirement administrative account, the judicial retirement principal
2 account, the local leasehold excise tax account, the local real estate
3 excise tax account, the local sales and use tax account, the medical
4 aid account, the mobile home park relocation fund, the motor vehicle
5 fund, the motorcycle safety education account, the multimodal
6 transportation account, the municipal criminal justice assistance
7 account, the municipal sales and use tax equalization account, the
8 natural resources deposit account, the oyster reserve land account, the
9 pension funding stabilization account, the perpetual surveillance and
10 maintenance account, the pilotage account, the public employees'
11 retirement system plan 1 account, the public employees' retirement
12 system combined plan 2 and plan 3 account, the public facilities
13 construction loan revolving account beginning July 1, 2004, the public
14 health supplemental account, the public transportation systems account,
15 the public works assistance account, the Puget Sound capital
16 construction account, the Puget Sound ferry operations account, the
17 Puyallup tribal settlement account, the real estate appraiser
18 commission account, the recreational vehicle account, the regional
19 mobility grant program account, the resource management cost account,
20 the rural arterial trust account, the rural Washington loan fund, the
21 safety and education account, the site closure account, the small city
22 pavement and sidewalk account, the special category C account, the
23 special wildlife account, the state employees' insurance account, the
24 state employees' insurance reserve account, the state investment board
25 expense account, the state investment board commingled trust fund
26 accounts, the state patrol highway account, the supplemental pension
27 account, the Tacoma Narrows toll bridge account, the teachers'
28 retirement system plan 1 account, the teachers' retirement system
29 combined plan 2 and plan 3 account, the tobacco prevention and control
30 account, the tobacco settlement account, the toll collection account,
31 the transportation 2003 account (nickel account), the transportation
32 equipment fund, the transportation fund, the transportation improvement
33 account, the transportation improvement board bond retirement account,
34 the transportation infrastructure account, the transportation
35 partnership account, the traumatic brain injury account, the tuition
36 recovery trust fund, the University of Washington bond retirement fund,
37 the University of Washington building account, the urban arterial trust
38 account, the volunteer firefighters' and reserve officers' relief and

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

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

23 NEW SECTION. **Sec. 27.** (1) Section 25 of this act takes effect
24 July 1, 2008.

25 (2) Section 26 of this act takes effect July 1, 2009.

26 NEW SECTION. **Sec. 28.** (1) Section 24 of this act expires July 1,
27 2008.

28 (2) Section 25 of this act expires July 1, 2009."

29 Renumber the remaining section consecutively and correct the title.

EFFECT: Creates a central tolling account for the deposit of all
prepaid tolling funds prior to distribution to the appropriate account,

which will occur upon utilization of the prepaid funds at a particular facility.

--- END ---