

HB 3177 - H AMD 1166

By Representative Alexander

FAILED 2/18/2008

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

3 **"Sec. 1.** RCW 43.135.025 and 2005 c 72 s 4 are each amended to
4 read as follows:

5 (1) The state shall not expend from the general fund and
6 related funds during any fiscal year state moneys in excess of the
7 state expenditure limit established under this chapter.

8 (2) Except pursuant to a declaration of emergency under RCW
9 43.135.035 or pursuant to an appropriation under *RCW
10 43.135.045(4)(b), the state treasurer shall not issue or redeem any
11 check, warrant, or voucher that will result in a state general fund
12 or related fund expenditure for any fiscal year in excess of the
13 state expenditure limit established under this chapter. A
14 violation of this subsection constitutes a violation of RCW
15 43.88.290 and shall subject the state treasurer to the penalties
16 provided in RCW 43.88.300.

17 (3) The state expenditure limit for any fiscal year shall be
18 the previous fiscal year's state expenditure limit increased by a
19 percentage rate that equals the fiscal growth factor.

20 (4) For purposes of computing the state expenditure limit for
21 the fiscal year beginning July 1, 2007, the phrase "the previous
22 fiscal year's state expenditure limit" means the total state
23 expenditures from the state general fund and related funds, not
24 including federal funds, for the fiscal year beginning July 1,
25 2006, plus the fiscal growth factor.

26 (5) A state expenditure limit committee is established for the
27 purpose of determining and adjusting the state expenditure limit as
28 provided in this chapter. The members of the state expenditure
29 limit committee are the director of financial management, the
30 (~~attorney general or the attorney general's designee~~) state
31 treasurer, and the chairs and ranking minority members of the

1 senate committee on ways and means and the house of representatives
2 committee on appropriations. All actions of the state expenditure
3 limit committee taken pursuant to this chapter require an
4 affirmative vote of at least four members.

5 (6) Each November, the state expenditure limit committee shall
6 adjust the expenditure limit for the preceding fiscal year based on
7 actual expenditures and known changes in the fiscal growth factor
8 and then project an expenditure limit for the next two fiscal
9 years. If, by November 30th, the state expenditure limit committee
10 has not adopted the expenditure limit adjustment and projected
11 expenditure limit as provided in subsection (5) of this section,
12 the (~~attorney general or his or her designee~~) state treasurer
13 shall adjust or project the expenditure limit, as necessary.

14 (7) "Fiscal growth factor" means the average growth in state
15 personal income for the prior ten fiscal years.

16 (8) "General fund" means the state general fund.

17 (9) "Related fund" means the health services account, violence
18 reduction and drug enforcement account, public safety and education
19 account, water quality account, or student achievement fund."

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EFFECT: As in the underlying bill, the Attorney General or
designee is removed from the Expenditure Limit Committee. The
State Treasurer is added to the ELC. If the ELC does not adopt
a limit by November 30 of each year, the State Treasurer,
rather than the OFM director, adjusts and adopts the limit.