

CERTIFICATION OF ENROLLMENT

SENATE BILL 6220

Chapter 18, Laws of 2010

61st Legislature
2010 1st Special Session

STATE INDEBTEDNESS--CONDITIONS OF DEBT ISSUANCES

EFFECTIVE DATE: 07/13/10

Passed by the Senate April 1, 2010
YEAS 41 NAYS 0

BRAD OWEN

President of the Senate

Passed by the House April 2, 2010
YEAS 67 NAYS 23

FRANK CHOPP

Speaker of the House of Representatives

Approved April 13, 2010, 1:49 p.m.

CHRISTINE GREGOIRE

Governor of the State of Washington

CERTIFICATE

I, Thomas Hoemann, Secretary of the Senate of the State of Washington, do hereby certify that the attached is **SENATE BILL 6220** as passed by the Senate and the House of Representatives on the dates hereon set forth.

THOMAS HOEMANN

Secretary

FILED

April 13, 2010

**Secretary of State
State of Washington**

SENATE BILL 6220

Passed Legislature - 2010 1st Special Session

State of Washington 61st Legislature 2010 Regular Session

By Senators Fraser and Brandland; by request of State Finance Committee
Read first time 01/11/10. Referred to Committee on Ways & Means.

1 AN ACT Relating to determination of the terms and conditions of
2 bonds, notes, and other evidences of indebtedness of the state of
3 Washington; and amending RCW 39.42.030 and 43.33.130.

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

5 **Sec. 1.** RCW 39.42.030 and 1989 1st ex.s. c 14 s 16 are each
6 amended to read as follows:

7 (1) The state finance committee shall meet not less than twice per
8 calendar year and shall determine by resolution the amount, date or
9 dates, terms, conditions, covenants, denominations, interest rate or
10 rates (which may be fixed or variable), maturity or maturities,
11 redemption rights, manner of execution and authentication, manner and
12 price of sale and form of all bonds, notes, or other evidences of
13 indebtedness.

14 ~~((Such))~~ (2) The state finance committee may authorize the state
15 treasurer, by resolution to:

16 (a) Accept offers to purchase the bonds, notes, or other evidences
17 of indebtedness and to sell and deliver the bonds, notes, or other
18 evidences of indebtedness to the purchases thereof;

1 (b) Determine the date or dates, price or prices, principal amounts
2 per maturity, delivery dates, interest rate or rates (or mechanisms for
3 determining the interest rate or rates); and

4 (c) Set other terms and conditions as the state finance committee
5 may deem necessary and appropriate. Each delegation is limited to
6 bonds, notes, or other indebtedness that the state finance committee
7 has authorized to be issued. Bonds, notes, or other evidences of
8 indebtedness shall be payable either to the bearer or to the registered
9 owner as provided in RCW 39.46.030. The resolution may provide for the
10 deposit in trust with any qualified public depository of all or any
11 part of the proceeds of the bonds, notes, or other evidences of
12 indebtedness or money set aside for the payment thereof.

13 (3) The state finance committee shall also determine by resolution
14 whether interest on all or any part of the bonds is to be payable
15 periodically during the term of such bonds or only at the maturity of
16 the bonds. For purposes of the limitations on the amount of bonds
17 authorized to be issued contained in the acts authorizing their
18 issuance, the amount of bonds which pay interest only at maturity
19 (~~shall~~) must be equal to the price, exclusive of accrued interest, at
20 which the bonds are initially offered to the public.

21 (4) The state finance committee may issue, under chapter 39.53 RCW
22 and this chapter, bonds, notes, or other evidences of indebtedness to
23 refund at or prior to maturity any outstanding state bonds, notes, or
24 other evidences of indebtedness.

25 (5) The state finance committee may obtain or provide for obtaining
26 bond insurance, letters of credit or other credit support instruments
27 for the purpose of guaranteeing the payment or enhancing the
28 marketability, or both, of any state bonds, notes, or other evidences
29 of indebtedness, and may authorize the execution and delivery of
30 agreements, promissory notes, and other related instruments.

31 **Sec. 2.** RCW 43.33.130 and 1998 c 245 s 63 are each amended to read
32 as follows:

33 The state finance committee (~~shall prepare written reports at~~
34 ~~least annually summarizing the debt management activities of the~~
35 ~~finance committee, which reports shall be sent to agencies having a~~
36 ~~direct financial interest in the issuance and sale of bonds by the~~
37 ~~committee, and to other persons on written request~~) must publish a

1 summary of debt management activities at least annually and must also
2 publish the results of each debt issuance in a timely manner upon
3 conclusion of each debt issuance. The state finance committee, in its
4 discretion, may publish these materials exclusively by electronic means
5 on the office of the state treasurer's web site if it is determined
6 that public access to these materials is not substantially diminished.

Passed by the Senate April 1, 2010.

Passed by the House April 2, 2010.

Approved by the Governor April 13, 2010.

Filed in Office of Secretary of State April 13, 2010.