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HOUSE BILL 1829

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State of Washington

63rd Legislature

2013 Regular Session

By Representatives Ormsby, Alexander, and Hunter; by request of Office of Financial Management

Read first time 02/12/13. Referred to Committee on Appropriations.

1 AN ACT Relating to eliminating accounts and funds; amending RCW  
2 41.06.280, 43.19.025, 64.44.060, 70.116.134, 41.05.140, 82.45.180, and  
3 70.122.130; reenacting and amending RCW 43.84.092, 43.84.092,  
4 43.79A.040, 70.47.100, and 82.44.180; creating new sections; repealing  
5 RCW 43.19.730, 43.70.325, 43.338.030, 46.68.210, 46.68.330, and  
6 70.122.140; repealing 2006 c 372 s 715 (uncodified); providing an  
7 effective date; providing a contingent effective date; providing a  
8 contingent expiration date; and declaring an emergency.

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

10 **Sec. 1.** RCW 41.06.280 and 2011 1st sp.s. c 43 s 419 are each  
11 amended to read as follows:

12 There is hereby created a fund within the state treasury,  
13 designated as the "personnel service fund," to be used by the office of  
14 financial management (~~and the department of enterprise services~~) as  
15 a revolving fund for the payment of salaries, wages, and operations  
16 required for the administration of the provisions of this chapter,  
17 applicable provisions of chapter 41.04 RCW, and chapter 41.60 RCW. An  
18 amount not to exceed one and one-half percent of the salaries and wages  
19 for all positions in the classified service in each of the agencies

1 subject to this chapter, except the institutions of higher education,  
2 shall be charged to the operations appropriations of each agency and  
3 credited to the personnel service fund as the allotments are approved  
4 pursuant to chapter 43.88 RCW. Subject to the above limitations, the  
5 amount shall be charged against the allotments pro rata, at a rate to  
6 be fixed by the director from time to time which, together with income  
7 derived from services rendered under RCW 41.06.080, will provide the  
8 office of financial management (~~and the department of enterprise~~  
9 ~~services~~) with funds to meet its anticipated expenditures during the  
10 allotment period, including the training requirements in RCW 41.06.500  
11 and 41.06.530.

12 The director shall fix the terms and charges for services rendered  
13 by (~~the department of enterprise services and~~) the office of  
14 financial management pursuant to RCW 41.06.080, which amounts shall be  
15 credited to the personnel service fund and charged against the proper  
16 fund or appropriation of the recipient of such services on a monthly  
17 basis. Payment for services so rendered under RCW 41.06.080 shall be  
18 made on a monthly basis to the state treasurer and deposited in the  
19 personnel service fund.

20 Moneys from the personnel service fund shall be disbursed by the  
21 state treasurer by warrants on vouchers duly authorized by the office  
22 of financial management (~~and the department of enterprise services~~).

23 **Sec. 2.** RCW 43.19.025 and 2011 1st sp.s. c 43 s 202 are each  
24 amended to read as follows:

25 The enterprise services account is created in the custody of the  
26 state treasurer and shall be used for all activities (~~previously~~  
27 ~~budgeted and accounted for in the following internal service funds:~~  
28 ~~The motor transport account, the enterprise services management fund,~~  
29 ~~the enterprise services facilities and services revolving fund, the~~  
30 ~~central stores revolving fund, the surplus property purchase revolving~~  
31 ~~fund, and the energy efficiency services account~~) conducted by the  
32 department, except information technology services. Only the director  
33 or the director's designee may authorize expenditures from the account.  
34 The account is subject to the allotment procedures under chapter 43.88  
35 RCW, but an appropriation is not required for expenditures.

1       **Sec. 3.** RCW 43.84.092 and 2012 c 198 s 2, 2012 c 196 s 7, 2012 c  
2 187 s 14, and 2012 c 83 s 4 are each reenacted and amended to read as  
3 follows:

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

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

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

30       (4) Monthly, the state treasurer shall distribute the earnings  
31 credited to the treasury income account. The state treasurer shall  
32 credit the general fund with all the earnings credited to the treasury  
33 income account except:

34       (a) The following accounts and funds shall receive their  
35 proportionate share of earnings based upon each account's and fund's  
36 average daily balance for the period: The aeronautics account, the  
37 aircraft search and rescue account, the Alaskan Way viaduct replacement  
38 project account, the budget stabilization account, the capital vessel

1 replacement account, the capitol building construction account, the  
2 Cedar River channel construction and operation account, the Central  
3 Washington University capital projects account, the charitable,  
4 educational, penal and reformatory institutions account, the cleanup  
5 settlement account, the Columbia river basin water supply development  
6 account, the Columbia river basin taxable bond water supply development  
7 account, the Columbia river basin water supply revenue recovery  
8 account, the common school construction fund, the county arterial  
9 preservation account, the county criminal justice assistance account,  
10 the deferred compensation administrative account, the deferred  
11 compensation principal account, the department of licensing services  
12 account, the department of retirement systems expense account, the  
13 developmental disabilities community trust account, the drinking water  
14 assistance account, the drinking water assistance administrative  
15 account, the drinking water assistance repayment account, the Eastern  
16 Washington University capital projects account, the Interstate 405  
17 express toll lanes operations account, the education construction fund,  
18 the education legacy trust account, the election account, the energy  
19 freedom account, the energy recovery act account, the essential rail  
20 assistance account, The Evergreen State College capital projects  
21 account, the federal forest revolving account, the ferry bond  
22 retirement fund, (~~the freight congestion relief account,~~) the freight  
23 mobility investment account, the freight mobility multimodal account,  
24 the grade crossing protective fund, the public health services account,  
25 the high capacity transportation account, the state higher education  
26 construction account, the higher education construction account, the  
27 highway bond retirement fund, the highway infrastructure account, the  
28 highway safety (~~account~~ ~~[fund]~~) fund, the high occupancy toll lanes  
29 operations account, the hospital safety net assessment fund, the  
30 industrial insurance premium refund account, the judges' retirement  
31 account, the judicial retirement administrative account, the judicial  
32 retirement principal account, the local leasehold excise tax account,  
33 the local real estate excise tax account, the local sales and use tax  
34 account, the marine resources stewardship trust account, the medical  
35 aid account, the mobile home park relocation fund, the motor vehicle  
36 fund, the motorcycle safety education account, the multimodal  
37 transportation account, the municipal criminal justice assistance  
38 account, the natural resources deposit account, the oyster reserve land

1 account, the pension funding stabilization account, the perpetual  
2 surveillance and maintenance account, the public employees' retirement  
3 system plan 1 account, the public employees' retirement system combined  
4 plan 2 and plan 3 account, the public facilities construction loan  
5 revolving account beginning July 1, 2004, the public health  
6 supplemental account, (~~the public transportation systems account,~~)  
7 the public works assistance account, the Puget Sound capital  
8 construction account, the Puget Sound ferry operations account, (~~the  
9 Puyallup tribal settlement account,~~) the real estate appraiser  
10 commission account, the recreational vehicle account, the regional  
11 mobility grant program account, the resource management cost account,  
12 the rural arterial trust account, the rural mobility grant program  
13 account, the rural Washington loan fund, the site closure account, the  
14 skilled nursing facility safety net trust fund, the small city pavement  
15 and sidewalk account, the special category C account, the special  
16 wildlife account, the state employees' insurance account, the state  
17 employees' insurance reserve account, the state investment board  
18 expense account, the state investment board commingled trust fund  
19 accounts, the state patrol highway account, the state route number 520  
20 civil penalties account, the state route number 520 corridor account,  
21 the state wildlife account, the supplemental pension account, the  
22 Tacoma Narrows toll bridge account, the teachers' retirement system  
23 plan 1 account, the teachers' retirement system combined plan 2 and  
24 plan 3 account, the tobacco prevention and control account, the tobacco  
25 settlement account, the toll facility bond retirement account, the  
26 transportation 2003 account (nickel account), the transportation  
27 equipment fund, the transportation fund, the transportation improvement  
28 account, the transportation improvement board bond retirement account,  
29 the transportation infrastructure account, the transportation  
30 partnership account, the traumatic brain injury account, the tuition  
31 recovery trust fund, the University of Washington bond retirement fund,  
32 the University of Washington building account, the volunteer  
33 firefighters' and reserve officers' relief and pension principal fund,  
34 the volunteer firefighters' and reserve officers' administrative fund,  
35 the Washington judicial retirement system account, the Washington law  
36 enforcement officers' and firefighters' system plan 1 retirement  
37 account, the Washington law enforcement officers' and firefighters'  
38 system plan 2 retirement account, the Washington public safety

1 employees' plan 2 retirement account, the Washington school employees'  
2 retirement system combined plan 2 and 3 account, the Washington state  
3 economic development commission account, the Washington state health  
4 insurance pool account, the Washington state patrol retirement account,  
5 the Washington State University building account, the Washington State  
6 University bond retirement fund, the water pollution control revolving  
7 fund, and the Western Washington University capital projects account.  
8 Earnings derived from investing balances of the agricultural permanent  
9 fund, the normal school permanent fund, the permanent common school  
10 fund, the scientific permanent fund, the state university permanent  
11 fund, and the state reclamation revolving account shall be allocated to  
12 their respective beneficiary accounts.

13 (b) Any state agency that has independent authority over accounts  
14 or funds not statutorily required to be held in the state treasury that  
15 deposits funds into a fund or account in the state treasury pursuant to  
16 an agreement with the office of the state treasurer shall receive its  
17 proportionate share of earnings based upon each account's or fund's  
18 average daily balance for the period.

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

22 **Sec. 4.** RCW 43.84.092 and 2012 c 198 s 2, 2012 c 196 s 7, 2012 c  
23 187 s 14, 2012 c 83 s 4, and 2012 c 36 s 5 are each reenacted and  
24 amended to read as follows:

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

28 (2) The treasury income account shall be utilized to pay or receive  
29 funds associated with federal programs as required by the federal cash  
30 management improvement act of 1990. The treasury income account is  
31 subject in all respects to chapter 43.88 RCW, but no appropriation is  
32 required for refunds or allocations of interest earnings required by  
33 the cash management improvement act. Refunds of interest to the  
34 federal treasury required under the cash management improvement act  
35 fall under RCW 43.88.180 and shall not require appropriation. The  
36 office of financial management shall determine the amounts due to or  
37 from the federal government pursuant to the cash management improvement

1 act. The office of financial management may direct transfers of funds  
2 between accounts as deemed necessary to implement the provisions of the  
3 cash management improvement act, and this subsection. Refunds or  
4 allocations shall occur prior to the distributions of earnings set  
5 forth in subsection (4) of this section.

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

14 (4) Monthly, the state treasurer shall distribute the earnings  
15 credited to the treasury income account. The state treasurer shall  
16 credit the general fund with all the earnings credited to the treasury  
17 income account except:

18 (a) The following accounts and funds shall receive their  
19 proportionate share of earnings based upon each account's and fund's  
20 average daily balance for the period: The aeronautics account, the  
21 aircraft search and rescue account, the Alaskan Way viaduct replacement  
22 project account, the budget stabilization account, the capital vessel  
23 replacement account, the capitol building construction account, the  
24 Cedar River channel construction and operation account, the Central  
25 Washington University capital projects account, the charitable,  
26 educational, penal and reformatory institutions account, the cleanup  
27 settlement account, the Columbia river basin water supply development  
28 account, the Columbia river basin taxable bond water supply development  
29 account, the Columbia river basin water supply revenue recovery  
30 account, the Columbia river crossing project account, the common school  
31 construction fund, the county arterial preservation account, the county  
32 criminal justice assistance account, the deferred compensation  
33 administrative account, the deferred compensation principal account,  
34 the department of licensing services account, the department of  
35 retirement systems expense account, the developmental disabilities  
36 community trust account, the drinking water assistance account, the  
37 drinking water assistance administrative account, the drinking water  
38 assistance repayment account, the Eastern Washington University capital

1 projects account, the Interstate 405 express toll lanes operations  
2 account, the education construction fund, the education legacy trust  
3 account, the election account, the energy freedom account, the energy  
4 recovery act account, the essential rail assistance account, The  
5 Evergreen State College capital projects account, the federal forest  
6 revolving account, the ferry bond retirement fund, (~~the freight~~  
7 ~~congestion relief account,~~) the freight mobility investment account,  
8 the freight mobility multimodal account, the grade crossing protective  
9 fund, the public health services account, the high capacity  
10 transportation account, the state higher education construction  
11 account, the higher education construction account, the highway bond  
12 retirement fund, the highway infrastructure account, the highway safety  
13 (~~account [fund]~~) fund, the high occupancy toll lanes operations  
14 account, the hospital safety net assessment fund, the industrial  
15 insurance premium refund account, the judges' retirement account, the  
16 judicial retirement administrative account, the judicial retirement  
17 principal account, the local leasehold excise tax account, the local  
18 real estate excise tax account, the local sales and use tax account,  
19 the marine resources stewardship trust account, the medical aid  
20 account, the mobile home park relocation fund, the motor vehicle fund,  
21 the motorcycle safety education account, the multimodal transportation  
22 account, the municipal criminal justice assistance account, the natural  
23 resources deposit account, the oyster reserve land account, the pension  
24 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 transportation systems account,~~) the public works  
30 assistance account, the Puget Sound capital construction account, the  
31 Puget Sound ferry operations account, (~~the Puyallup tribal settlement~~  
32 ~~account,~~) the real estate appraiser commission account, the  
33 recreational vehicle account, the regional mobility grant program  
34 account, the resource management cost account, the rural arterial trust  
35 account, the rural mobility grant program account, the rural Washington  
36 loan fund, the site closure account, the skilled nursing facility  
37 safety net trust fund, the small city pavement and sidewalk account,  
38 the special category C account, the special wildlife account, the state



1 employees' insurance account, the state employees' insurance reserve  
2 account, the state investment board expense account, the state  
3 investment board commingled trust fund accounts, the state patrol  
4 highway account, the state route number 520 civil penalties account,  
5 the state route number 520 corridor account, the state wildlife  
6 account, the supplemental pension account, the Tacoma Narrows toll  
7 bridge account, the teachers' retirement system plan 1 account, the  
8 teachers' retirement system combined plan 2 and plan 3 account, the  
9 tobacco prevention and control account, the tobacco settlement account,  
10 the toll facility bond retirement account, the transportation 2003  
11 account (nickel account), the transportation equipment fund, the  
12 transportation fund, the transportation improvement account, the  
13 transportation improvement board bond retirement account, the  
14 transportation infrastructure account, the transportation partnership  
15 account, the traumatic brain injury account, the tuition recovery trust  
16 fund, the University of Washington bond retirement fund, the University  
17 of Washington building account, the volunteer firefighters' and reserve  
18 officers' relief and pension principal fund, the volunteer  
19 firefighters' and reserve officers' administrative fund, the Washington  
20 judicial retirement system account, the Washington law enforcement  
21 officers' and firefighters' system plan 1 retirement account, the  
22 Washington law enforcement officers' and firefighters' system plan 2  
23 retirement account, the Washington public safety employees' plan 2  
24 retirement account, the Washington school employees' retirement system  
25 combined plan 2 and 3 account, the Washington state economic  
26 development commission account, the Washington state health insurance  
27 pool account, the Washington state patrol retirement account, the  
28 Washington State University building account, the Washington State  
29 University bond retirement fund, the water pollution control revolving  
30 fund, and the Western Washington University capital projects account.  
31 Earnings derived from investing balances of the agricultural permanent  
32 fund, the normal school permanent fund, the permanent common school  
33 fund, the scientific permanent fund, the state university permanent  
34 fund, and the state reclamation revolving account shall be allocated to  
35 their respective beneficiary accounts.

36 (b) Any state agency that has independent authority over accounts  
37 or funds not statutorily required to be held in the state treasury that  
38 deposits funds into a fund or account in the state treasury pursuant to

1 an agreement with the office of the state treasurer shall receive its  
2 proportionate share of earnings based upon each account's or fund's  
3 average daily balance for the period.

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

7 **Sec. 5.** RCW 43.79A.040 and 2012 c 198 s 8, 2012 c 196 s 6, 2012 c  
8 187 s 13, and 2012 c 114 s 3 are each reenacted and amended to read as  
9 follows:

10 (1) Money in the treasurer's trust fund may be deposited, invested,  
11 and reinvested by the state treasurer in accordance with RCW 43.84.080  
12 in the same manner and to the same extent as if the money were in the  
13 state treasury, and may be commingled with moneys in the state treasury  
14 for cash management and cash balance purposes.

15 (2) All income received from investment of the treasurer's trust  
16 fund must be set aside in an account in the treasury trust fund to be  
17 known as the investment income account.

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

26 (4)(a) Monthly, the state treasurer must distribute the earnings  
27 credited to the investment income account to the state general fund  
28 except under (b), (c), and (d) of this subsection.

29 (b) The following accounts and funds must receive their  
30 proportionate share of earnings based upon each account's or fund's  
31 average daily balance for the period: The Washington promise  
32 scholarship account, the Washington advanced college tuition payment  
33 program account, the accessible communities account, the community and  
34 technical college innovation account, the agricultural local fund, the  
35 American Indian scholarship endowment fund, the foster care scholarship  
36 endowment fund, the foster care endowed scholarship trust fund, (~~the~~  
37 ~~basic health plan self insurance reserve account,~~) the contract

1 harvesting revolving account, the Washington state combined fund drive  
2 account, the commemorative works account, the county enhanced 911  
3 excise tax account, the toll collection account, the developmental  
4 disabilities endowment trust fund, the energy account, the fair fund,  
5 the family leave insurance account, the food animal veterinarianian  
6 conditional scholarship account, the fruit and vegetable inspection  
7 account, the future teachers conditional scholarship account, the game  
8 farm alternative account, the GET ready for math and science  
9 scholarship account, the Washington global health technologies and  
10 product development account, the grain inspection revolving fund, the  
11 industrial insurance rainy day fund, the juvenile accountability  
12 incentive account, the law enforcement officers' and firefighters' plan  
13 2 expense fund, the local tourism promotion account, the multiagency  
14 permitting team account, the pilotage account, the produce railcar pool  
15 account, the regional transportation investment district account, the  
16 rural rehabilitation account, the stadium and exhibition center  
17 account, the youth athletic facility account, the self-insurance  
18 revolving fund, the children's trust fund, the Washington horse racing  
19 commission Washington bred owners' bonus fund and breeder awards  
20 account, the Washington horse racing commission class C purse fund  
21 account, the individual development account program account, the  
22 Washington horse racing commission operating account (earnings from the  
23 Washington horse racing commission operating account must be credited  
24 to the Washington horse racing commission class C purse fund account),  
25 the life sciences discovery fund, the Washington state heritage center  
26 account, ((and)) the reduced cigarette ignition propensity account, the  
27 center for childhood deafness and hearing loss account, ((and)) the  
28 school for the blind account, the Millersylvania park trust fund, the  
29 public employees' and retirees' insurance reserve fund, and the  
30 radiation perpetual maintenance fund.

31 (c) The following accounts and funds must receive eighty percent of  
32 their proportionate share of earnings based upon each account's or  
33 fund's average daily balance for the period: The advanced right-of-way  
34 revolving fund, the advanced environmental mitigation revolving  
35 account, the federal narcotics asset forfeitures account, the high  
36 occupancy vehicle account, the local rail service assistance account,  
37 and the miscellaneous transportation programs account.

1 (d) Any state agency that has independent authority over accounts  
2 or funds not statutorily required to be held in the custody of the  
3 state treasurer that deposits funds into a fund or account in the  
4 custody of the state treasurer pursuant to an agreement with the office  
5 of the state treasurer shall receive its proportionate share of  
6 earnings based upon each account's or fund's average daily balance for  
7 the period.

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

11 **Sec. 6.** RCW 64.44.060 and 2006 c 339 s 206 are each amended to  
12 read as follows:

13 (1) A contractor, supervisor, or worker may not perform  
14 decontamination, demolition, or disposal work unless issued a  
15 certificate by the state department of health. The department shall  
16 establish performance standards for contractors, supervisors, and  
17 workers by rule in accordance with chapter 34.05 RCW, the  
18 administrative procedure act. The department shall train and test, or  
19 may approve courses to train and test, contractors, supervisors, and  
20 workers on the essential elements in assessing property used as an  
21 illegal controlled substances manufacturing or storage site to  
22 determine hazard reduction measures needed, techniques for adequately  
23 reducing contaminants, use of personal protective equipment, methods  
24 for proper decontamination, demolition, removal, and disposal of  
25 contaminated property, and relevant federal and state regulations.  
26 Upon successful completion of the training, and after a background  
27 check, the contractor, supervisor, or worker shall be certified.

28 (2) The department may require the successful completion of annual  
29 refresher courses provided or approved by the department for the  
30 continued certification of the contractor or employee.

31 (3) The department shall provide for reciprocal certification of  
32 any individual trained to engage in decontamination, demolition, or  
33 disposal work in another state when the prior training is shown to be  
34 substantially similar to the training required by the department. The  
35 department may require such individuals to take an examination or  
36 refresher course before certification.

1 (4) The department may deny, suspend, revoke, or place restrictions  
2 on a certificate for failure to comply with the requirements of this  
3 chapter or any rule adopted pursuant to this chapter. A certificate  
4 may be denied, suspended, revoked, or have restrictions placed on it on  
5 any of the following grounds:

6 (a) Failing to perform decontamination, demolition, or disposal  
7 work under the supervision of trained personnel;

8 (b) Failing to perform decontamination, demolition, or disposal  
9 work using department of health certified decontamination personnel;

10 (c) Failing to file a work plan;

11 (d) Failing to perform work pursuant to the work plan;

12 (e) Failing to perform work that meets the requirements of the  
13 department and the requirements of the local health officers;

14 (f) Failing to properly dispose of contaminated property;

15 (g) Committing fraud or misrepresentation in: (i) Applying for or  
16 obtaining a certification, recertification, or reinstatement; (ii)  
17 seeking approval of a work plan; and (iii) documenting completion of  
18 work to the department or local health officer;

19 (h) Failing the evaluation and inspection of decontamination  
20 projects pursuant to RCW 64.44.075; or

21 (i) If the person has been certified pursuant to RCW 74.20A.320 by  
22 the department of social and health services as a person who is not in  
23 compliance with a support order or a residential or visitation order.  
24 If the person has continued to meet all other requirements for  
25 reinstatement during the suspension, reissuance of the license or  
26 certificate shall be automatic upon the department's receipt of a  
27 release issued by the department of social and health services stating  
28 that the person is in compliance with the order.

29 (5) A contractor, supervisor, or worker who violates any provision  
30 of this chapter may be assessed a fine not to exceed five hundred  
31 dollars for each violation.

32 (6) The department of health shall prescribe fees as provided for  
33 in RCW 43.70.250 for: The issuance and renewal of certificates,  
34 conducting background checks of applicants, the administration of  
35 examinations, and the review of training courses.

36 ~~((7) The decontamination account is hereby established in the~~  
37 ~~state treasury. All fees collected under this chapter shall be~~

1 deposited in this account. Moneys in the account may only be spent  
2 after appropriation for costs incurred by the department in the  
3 administration and enforcement of this chapter.))

4 **Sec. 7.** RCW 70.47.100 and 2011 1st sp.s. c 9 s 4 and 2011 c 316 s  
5 are each reenacted and amended to read as follows:

6 (1) A managed health care system participating in the plan shall do  
7 so by contract with the ((~~administrator~~)) director and shall provide,  
8 directly or by contract with other health care providers, covered basic  
9 health care services to each enrollee covered by its contract with the  
10 ((~~administrator~~)) director as long as payments from the  
11 ((~~administrator~~)) director on behalf of the enrollee are current. A  
12 participating managed health care system may offer, without additional  
13 cost, health care benefits or services not included in the schedule of  
14 covered services under the plan. A participating managed health care  
15 system shall not give preference in enrollment to enrollees who accept  
16 such additional health care benefits or services. Managed health care  
17 systems participating in the plan shall not discriminate against any  
18 potential or current enrollee based upon health status, sex, race,  
19 ethnicity, or religion. The ((~~administrator~~)) director may receive and  
20 act upon complaints from enrollees regarding failure to provide covered  
21 services or efforts to obtain payment, other than authorized  
22 copayments, for covered services directly from enrollees, but nothing  
23 in this chapter empowers the ((~~administrator~~)) director to impose any  
24 sanctions under Title 18 RCW or any other professional or facility  
25 licensing statute.

26 (2) A managed health care system shall pay a nonparticipating  
27 provider that provides a service covered under this chapter to the  
28 system's enrollee no more than the lowest amount paid for that service  
29 under the managed health care system's contracts with similar providers  
30 in the state.

31 (3) Pursuant to federal managed care access standards, 42 C.F.R.  
32 Sec. 438, managed health care systems must maintain a network of  
33 appropriate providers that is supported by written agreements  
34 sufficient to provide adequate access to all services covered under the  
35 contract with the authority, including hospital-based physician  
36 services. The authority will monitor and periodically report on the  
37 proportion of services provided by contracted providers and

1 nonparticipating providers, by county, for each managed health care  
2 system to ensure that managed health care systems are meeting network  
3 adequacy requirements. No later than January 1st of each year, the  
4 authority will review and report its findings to the appropriate policy  
5 and fiscal committees of the legislature for the preceding state fiscal  
6 year.

7 (4) The plan shall allow, at least annually, an opportunity for  
8 enrollees to transfer their enrollments among participating managed  
9 health care systems serving their respective areas. The  
10 ((~~administrator~~)) director shall establish a period of at least twenty  
11 days in a given year when this opportunity is afforded enrollees, and  
12 in those areas served by more than one participating managed health  
13 care system the ((~~administrator~~)) director shall endeavor to establish  
14 a uniform period for such opportunity. The plan shall allow enrollees  
15 to transfer their enrollment to another participating managed health  
16 care system at any time upon a showing of good cause for the transfer.

17 (5) Prior to negotiating with any managed health care system, the  
18 ((~~administrator~~)) director shall determine, on an actuarially sound  
19 basis, the reasonable cost of providing the schedule of basic health  
20 care services, expressed in terms of upper and lower limits, and  
21 recognizing variations in the cost of providing the services through  
22 the various systems and in different areas of the state.

23 (6) In negotiating with managed health care systems for  
24 participation in the plan, the ((~~administrator~~)) director shall adopt  
25 a uniform procedure that includes at least the following:

26 (a) The ((~~administrator~~)) director shall issue a request for  
27 proposals, including standards regarding the quality of services to be  
28 provided; financial integrity of the responding systems; and  
29 responsiveness to the unmet health care needs of the local communities  
30 or populations that may be served;

31 (b) The ((~~administrator~~)) director shall then review responsive  
32 proposals and may negotiate with respondents to the extent necessary to  
33 refine any proposals;

34 (c) The ((~~administrator~~)) director may then select one or more  
35 systems to provide the covered services within a local area; and

36 (d) The ((~~administrator~~)) director may adopt a policy that gives  
37 preference to respondents, such as nonprofit community health clinics,

1 that have a history of providing quality health care services to low-  
2 income persons.

3 (7)(a) The ((~~administrator~~)) director may contract with a managed  
4 health care system to provide covered basic health care services to  
5 subsidized enrollees, nonsubsidized enrollees, health coverage tax  
6 credit eligible enrollees, or any combination thereof. At a minimum,  
7 such contracts issued on or after January 1, 2012, must include:

8 (i) Provider reimbursement methods that incentivize chronic care  
9 management within health homes;

10 (ii) Provider reimbursement methods that reward health homes that,  
11 by using chronic care management, reduce emergency department and  
12 inpatient use; and

13 (iii) Promoting provider participation in the program of training  
14 and technical assistance regarding care of people with chronic  
15 conditions described in RCW 43.70.533, including allocation of funds to  
16 support provider participation in the training unless the managed care  
17 system is an integrated health delivery system that has programs in  
18 place for chronic care management.

19 (b) Health home services contracted for under this subsection may  
20 be prioritized to enrollees with complex, high cost, or multiple  
21 chronic conditions.

22 (c) For the purposes of this subsection, "chronic care management,"  
23 "chronic condition," and "health home" have the same meaning as in RCW  
24 74.09.010.

25 (d) Contracts that include the items in (a)(i) through (iii) of  
26 this subsection must not exceed the rates that would be paid in the  
27 absence of these provisions.

28 (8) The ((~~administrator~~)) director may establish procedures and  
29 policies to further negotiate and contract with managed health care  
30 systems following completion of the request for proposal process in  
31 subsection (6) of this section, upon a determination by the  
32 ((~~administrator~~)) director that it is necessary to provide access, as  
33 defined in the request for proposal documents, to covered basic health  
34 care services for enrollees.

35 ~~(9) ((The administrator may implement a self-funded or self-insured  
36 method of providing insurance coverage to subsidized enrollees, as  
37 provided under RCW 41.05.140. Prior to implementing a self-funded or  
38 self-insured method, the administrator shall ensure that funding~~



1 ~~available in the basic health plan self-insurance reserve account is~~  
2 ~~sufficient for the self-funded or self-insured risk assumed, or~~  
3 ~~expected to be assumed, by the administrator. If implementing a self-~~  
4 ~~funded or self-insured method, the administrator may request funds to~~  
5 ~~be moved from the basic health plan trust account or the basic health~~  
6 ~~plan subscription account to the basic health plan self-insurance~~  
7 ~~reserve account established in RCW 41.05.140.~~

8 ~~(10))~~) Subsections (2) and (3) of this section expire July 1, 2016.

9 **Sec. 8.** RCW 70.116.134 and 1991 c 18 s 1 are each amended to read  
10 as follows:

11 (1) The secretary shall adopt rules pursuant to chapter 34.05 RCW  
12 establishing criteria for designating individuals or water purveyors as  
13 qualified satellite system management agencies. The criteria shall set  
14 forth minimum standards for designation as a satellite system  
15 management agency qualified to assume ownership, operation, or both, of  
16 an existing or proposed public water system. The criteria shall  
17 include demonstration of financial integrity and operational  
18 capability, and may require demonstration of previous experience in  
19 successful operation and management of a public water system.

20 (2) Each county shall identify potential satellite system  
21 management agencies to the secretary for areas where: (a) No purveyor  
22 has been designated a future service area pursuant to this chapter, or  
23 (b) an existing purveyor is unable or unwilling to provide service.  
24 Preference shall be given to public utilities or utility districts or  
25 to investor-owned utilities under the jurisdiction of the utilities and  
26 transportation commission.

27 (3) The secretary shall approve satellite system management  
28 agencies meeting the established criteria and shall maintain and make  
29 available to counties a list of approved agencies. Prior to the  
30 construction of a new public water system, the individual(s) proposing  
31 the new system or requesting service shall first be directed by the  
32 local agency responsible for issuing the construction or building  
33 permit to one or more qualified satellite system management agencies  
34 designated for the service area where the new system is proposed for  
35 the purpose of exploring the possibility of a satellite agency either  
36 owning or operating the proposed new water system.

1 (4) Approved satellite system management agencies shall be reviewed  
2 periodically by the secretary for continued compliance with established  
3 criteria. The secretary may require status reports and other  
4 information necessary for such review. Satellite system management  
5 agencies shall be subject to reapproval at the discretion of the  
6 secretary but not less than once every five years.

7 (5) The secretary may assess reasonable fees to process  
8 applications for initial approval and for periodic review of satellite  
9 system management agencies. ~~((A satellite system management account is  
10 hereby created in the custody of the state treasurer. All receipts  
11 from satellite system management agencies or applicants under  
12 subsection (4) of this section shall be deposited into the account.  
13 Funds in this account may be used only for administration of the  
14 satellite system management program. Expenditures from the account  
15 shall be authorized by the secretary or the secretary's designee. The  
16 account is subject to allotment procedures under chapter 43.88 RCW, but  
17 no appropriation is required for expenditures.))~~

18 (6) For purposes of this section, "satellite system management  
19 agency" and "satellite agency" shall mean a person or entity that is  
20 certified by the secretary to own or operate more than one public water  
21 system on a regional or countywide basis, without the necessity for a  
22 physical connection between such systems.

23 **Sec. 9.** RCW 82.44.180 and 1999 c 402 s 5 and 1999 c 94 s 31 are  
24 each reenacted and amended to read as follows:

25 ~~((1))~~ The transportation fund is created in the state treasury.  
26 Revenues under RCW ~~((82.44.110 and))~~ 82.50.510 shall be deposited into  
27 the fund as provided in ~~((those))~~ that section~~((s))~~.

28 Moneys in the fund may be spent only after appropriation.  
29 Expenditures from the fund may be used only for transportation purposes  
30 and activities and operations of the Washington state patrol not  
31 directly related to the policing of public highways and that are not  
32 authorized under Article II, section 40 of the state Constitution.

33 ~~((2) There is hereby created the public transportation systems  
34 account within the transportation fund. Moneys deposited into the  
35 account under RCW 82.44.150(2) (b) and (c) shall be appropriated to the  
36 transportation improvement board and allocated by the transportation  
37 improvement board to public transportation projects submitted by the~~

1 ~~public transportation systems as defined by chapters 36.56, 36.57, and~~  
2 ~~36.57A RCW and RCW 35.84.060 and 81.112.030, and the Washington state~~  
3 ~~ferry system, solely for:~~

4 ~~(a) Planning;~~

5 ~~(b) Development of capital projects;~~

6 ~~(c) Development of high capacity transportation systems as defined~~  
7 ~~in RCW 81.104.015;~~

8 ~~(d) Development of high occupancy vehicle lanes and related~~  
9 ~~facilities as defined in RCW 81.100.020;~~

10 ~~(e) Other public transportation system related roadway projects on~~  
11 ~~state highways, county roads, or city streets;~~

12 ~~(f) Public transportation system contributions required to fund~~  
13 ~~projects under federal programs and those approved by the~~  
14 ~~transportation improvement board from other fund sources; and~~

15 ~~(g) Reimbursement to the general fund of tax credits authorized~~  
16 ~~under RCW 82.04.4453 and 82.16.048, subject to appropriation.)~~

17 **Sec. 10.** RCW 41.05.140 and 2012 c 187 s 10 are each amended to  
18 read as follows:

19 (1) Except for property and casualty insurance, the authority may  
20 self-fund, self-insure, or enter into other methods of providing  
21 insurance coverage for insurance programs under its jurisdiction,  
22 including the basic health plan as provided in chapter 70.47 RCW. The  
23 authority shall contract for payment of claims or other administrative  
24 services for programs under its jurisdiction. If a program does not  
25 require the prepayment of reserves, the authority shall establish such  
26 reserves within a reasonable period of time for the payment of claims  
27 as are normally required for that type of insurance under an insured  
28 program. The authority shall endeavor to reimburse basic health plan  
29 health care providers under this section at rates similar to the  
30 average reimbursement rates offered by the statewide benchmark plan  
31 determined through the request for proposal process.

32 (2) Reserves established by the authority for employee and retiree  
33 benefit programs shall be held in a separate account in the custody of  
34 the state treasurer and shall be known as the public employees' and  
35 retirees' insurance reserve fund. The state treasurer may invest the  
36 moneys in the reserve fund pursuant to RCW 43.79A.040.

1 (3) Any savings realized as a result of a program created for  
2 employees and retirees under this section shall not be used to increase  
3 benefits unless such use is authorized by statute.

4 ~~(4) ((Reserves established by the authority to provide insurance  
5 coverage for the basic health plan under chapter 70.47 RCW shall be  
6 held in a separate trust account in the custody of the state treasurer  
7 and shall be known as the basic health plan self-insurance reserve  
8 account. The state treasurer may invest the moneys in the reserve fund  
9 pursuant to RCW 43.79A.040.~~

10 ~~(5))~~ Any program created under this section shall be subject to  
11 the examination requirements of chapter 48.03 RCW as if the program  
12 were a domestic insurer. In conducting an examination, the  
13 commissioner shall determine the adequacy of the reserves established  
14 for the program.

15 ~~((6))~~ (5) The authority shall keep full and adequate accounts and  
16 records of the assets, obligations, transactions, and affairs of any  
17 program created under this section.

18 ~~((7))~~ (6) The authority shall file a quarterly statement of the  
19 financial condition, transactions, and affairs of any program created  
20 under this section in a form and manner prescribed by the insurance  
21 commissioner. The statement shall contain information as required by  
22 the commissioner for the type of insurance being offered under the  
23 program. A copy of the annual statement shall be filed with the  
24 speaker of the house of representatives and the president of the  
25 senate.

26 ~~((8))~~ (7) The provisions of this section do not apply to the  
27 administration of chapter 74.09 RCW.

28 **Sec. 11.** RCW 82.45.180 and 2010 1st sp.s. c 26 s 9 are each  
29 amended to read as follows:

30 (1)(a) For taxes collected by the county under this chapter, the  
31 county treasurer shall collect a five dollar fee on all transactions  
32 required by this chapter where the transaction does not require the  
33 payment of tax. A total of five dollars shall be collected in the form  
34 of a tax and fee, where the calculated tax payment is less than five  
35 dollars. Through June 30, 2006, the county treasurer shall place one  
36 percent of the taxes collected by the county under this chapter and the  
37 treasurer's fee in the county current expense fund to defray costs of

1 collection. After June 30, 2006, the county treasurer shall place one  
2 and three-tenths percent of the taxes collected by the county under  
3 this chapter and the treasurer's fee in the county current expense fund  
4 to defray costs of collection. For taxes collected by the county under  
5 this chapter before July 1, 2006, the county treasurer shall pay over  
6 to the state treasurer and account to the department of revenue for the  
7 proceeds at the same time the county treasurer remits funds to the  
8 state under RCW 84.56.280. For taxes collected by the county under  
9 this chapter after June 30, 2006, on a monthly basis the county  
10 treasurer shall pay over to the state treasurer the month's  
11 transmittal. The month's transmittal must be received by the state  
12 treasurer by 12:00 p.m. on the last working day of each month. The  
13 county treasurer shall account to the department for the month's  
14 transmittal by the twentieth day of the month following the month in  
15 which the month's transmittal was paid over to the state treasurer.  
16 The state treasurer shall deposit the proceeds in the general fund.

17 (b) For purposes of this subsection, the definitions in this  
18 subsection apply.

19 (i) "Close of business" means the time when the county treasurer  
20 makes his or her daily deposit of proceeds.

21 (ii) "Month's transmittal" means all proceeds deposited by the  
22 county through the close of business of the day that is two working  
23 days before the last working day of the month. This definition of  
24 "month's transmittal" shall not be construed as requiring any change in  
25 a county's practices regarding the timing of its daily deposits of  
26 proceeds.

27 (iii) "Proceeds" means moneys collected and receipted by the county  
28 from the taxes imposed by this chapter, less the county's share of the  
29 proceeds used to defray the county's costs of collection allowable in  
30 (a) of this subsection.

31 (iv) "Working day" means a calendar day, except Saturdays, Sundays,  
32 and all legal holidays as provided in RCW 1.16.050.

33 (2) For taxes collected by the department of revenue under this  
34 chapter, the department shall remit the tax to the state treasurer who  
35 shall deposit the proceeds of any state tax in the general fund. The  
36 state treasurer shall deposit the proceeds of any local taxes imposed  
37 under chapter 82.46 RCW in the local real estate excise tax account  
38 hereby created in the state treasury. Moneys in the local real estate

1 excise tax account may be spent only for distribution to counties,  
2 cities, and towns imposing a tax under chapter 82.46 RCW. Except as  
3 provided in RCW 43.08.190, all earnings of investments of balances in  
4 the local real estate excise tax account shall be credited to the local  
5 real estate excise tax account and distributed to the counties, cities,  
6 and towns monthly. Monthly the state treasurer shall make distribution  
7 from the local real estate excise tax account to the counties, cities,  
8 and towns the amount of tax collected on behalf of each taxing  
9 authority. The state treasurer shall make the distribution under this  
10 subsection without appropriation.

11 ~~(3)(a) ((The real estate excise tax electronic technology account~~  
12 ~~is created in the custody of the state treasurer. An appropriation is~~  
13 ~~not required for expenditures and the account is not subject to~~  
14 ~~allotment procedures under chapter 43.88 RCW.~~

15 ~~(b))~~ Through June 30, 2010, the county treasurer shall collect an  
16 additional five dollar fee on all transactions required by this  
17 chapter, regardless of whether the transaction requires the payment of  
18 tax. The county treasurer shall remit this fee to the state treasurer  
19 at the same time the county treasurer remits funds to the state under  
20 subsection (1) of this section. The state treasurer shall place money  
21 from this fee in the ~~((real estate excise tax electronic technology~~  
22 ~~account)) general fund. By the twentieth day of the subsequent month,~~  
23 the state treasurer shall distribute to each county treasurer according  
24 to the following formula: Three-quarters of the funds available shall  
25 be equally distributed among the thirty-nine counties; and the balance  
26 shall be ratably distributed among the counties in direct proportion to  
27 their population as it relates to the total state's population based on  
28 most recent statistics by the office of financial management.

29 ~~((+e))~~ (b) When received by the county treasurer, the funds shall  
30 be placed in a special real estate excise tax electronic technology  
31 fund held by the county treasurer to be used exclusively for the  
32 development, implementation, and maintenance of an electronic  
33 processing and reporting system for real estate excise tax affidavits.  
34 Funds may be expended to make the system compatible with the automated  
35 real estate excise tax system developed by the department and  
36 compatible with the processes used in the offices of the county  
37 assessor and county auditor. Any funds held in the account that are  
38 not expended by the earlier of: July 1, 2015, or at such time that the

1 county treasurer is utilizing an electronic processing and reporting  
2 system for real estate excise tax affidavits compatible with the  
3 department and compatible with the processes used in the offices of the  
4 county assessor and county auditor, revert to the special real estate  
5 and property tax administration assistance account in accordance with  
6 subsection (5)(c) of this section.

7 (4) Beginning July 1, 2010, through December 31, 2013, the county  
8 treasurer shall continue to collect the additional five dollar fee in  
9 subsection (3) of this section on all transactions required by this  
10 chapter, regardless of whether the transaction requires the payment of  
11 tax. During this period, the county treasurer shall remit this fee to  
12 the state treasurer at the same time the county treasurer remits funds  
13 to the state under subsection (1) of this section. The state treasurer  
14 shall place money from this fee in the annual property revaluation  
15 grant account created in RCW 84.41.170.

16 (5)(a) The real estate and property tax administration assistance  
17 account is created in the custody of the state treasurer. An  
18 appropriation is not required for expenditures and the account is not  
19 subject to allotment procedures under chapter 43.88 RCW.

20 (b) Beginning January 1, 2014, the county treasurer must continue  
21 to collect the additional five dollar fee in subsection (3) of this  
22 section on all transactions required by this chapter, regardless of  
23 whether the transaction requires the payment of tax. The county  
24 treasurer shall deposit one-half of this fee in the special real estate  
25 and property tax administration assistance account in accordance with  
26 (c) of this subsection and remit the balance to the state treasurer at  
27 the same time the county treasurer remits funds to the state under  
28 subsection (1) of this section. The state treasurer must place money  
29 from this fee in the real estate and property tax administration  
30 assistance account. By the twentieth day of the subsequent month, the  
31 state treasurer must distribute the funds to each county treasurer  
32 according to the following formula: One-half of the funds available  
33 must be equally distributed among the thirty-nine counties; and the  
34 balance must be ratably distributed among the counties in direct  
35 proportion to their population as it relates to the total state's  
36 population based on most recent statistics by the office of financial  
37 management.

1 (c) When received by the county treasurer, the funds must be placed  
2 in a special real estate and property tax administration assistance  
3 account held by the county treasurer to be used for:

4 (i) Maintenance and operation of an annual revaluation system for  
5 property tax valuation; and

6 (ii) Maintenance and operation of an electronic processing and  
7 reporting system for real estate excise tax affidavits.

8 **Sec. 12.** RCW 70.122.130 and 2006 c 108 s 2 are each amended to  
9 read as follows:

10 (1) The department of health shall establish and maintain a  
11 statewide health care declarations registry containing the health care  
12 declarations identified in subsection (2) of this section as submitted  
13 by residents of Washington. The department shall digitally reproduce  
14 and store health care declarations in the registry. The department may  
15 establish standards for individuals to submit digitally reproduced  
16 health care declarations directly to the registry, but is not required  
17 to review the health care declarations that it receives to ensure they  
18 comply with the particular statutory requirements applicable to the  
19 document. The department may contract with an organization that meets  
20 the standards identified in this section.

21 (2)(a) An individual may submit any of the following health care  
22 declarations to the department of health to be digitally reproduced and  
23 stored in the registry:

24 (i) A directive, as defined by this chapter;

25 (ii) A durable power of attorney for health care, as authorized in  
26 chapter 11.94 RCW;

27 (iii) A mental health advance directive, as defined by chapter  
28 71.32 RCW; or

29 (iv) A form adopted pursuant to the department of health's  
30 authority in RCW 43.70.480.

31 (b) Failure to submit a health care declaration to the department  
32 of health does not affect the validity of the declaration.

33 (c) Failure to notify the department of health of a valid  
34 revocation of a health care declaration does not affect the validity of  
35 the revocation.

36 (d) The entry of a health care directive in the registry under this  
37 section does not:



1 (i) Affect the validity of the document;  
2 (ii) Take the place of any requirements in law necessary to make  
3 the submitted document legal; or  
4 (iii) Create a presumption regarding the validity of the document.  
5 (3) The department of health shall prescribe a procedure for an  
6 individual to revoke a health care declaration contained in the  
7 registry.  
8 (4) The registry must:  
9 (a) Be maintained in a secure database that is accessible through  
10 a web site maintained by the department of health;  
11 (b) Send annual electronic messages to individuals that have  
12 submitted health care declarations to request that they review the  
13 registry materials to ensure that it is current;  
14 (c) Provide individuals who have submitted one or more health care  
15 declarations with access to their documents and the ability to revoke  
16 their documents at all times; and  
17 (d) Provide the personal representatives of individuals who have  
18 submitted one or more health care declarations to the registry,  
19 attending physicians, advanced registered nurse practitioners, health  
20 care providers licensed by a disciplining authority identified in RCW  
21 18.130.040 who is acting under the direction of a physician or an  
22 advanced registered nurse practitioner, and health care facilities, as  
23 defined in this chapter or in chapter 71.32 RCW, access to the registry  
24 at all times.  
25 (5) In designing the registry and web site, the department of  
26 health shall ensure compliance with state and federal requirements  
27 related to patient confidentiality.  
28 (6) The department shall provide information to health care  
29 providers and health care facilities on the registry web site regarding  
30 the different federal and Washington state requirements to ascertain  
31 and document whether a patient has an advance directive.  
32 (7) The department of health may accept donations, grants, gifts,  
33 or other forms of voluntary contributions to support activities related  
34 to the creation and maintenance of the health care declarations  
35 registry and statewide public education campaigns related to the  
36 existence of the registry. (~~All funds received shall be transferred  
37 to the health care declarations registry account, created in RCW  
38 70.122.140.~~) All receipts from donations made under this section, and

1 other contributions and appropriations specifically made for the  
2 purposes of creating and maintaining the registry established under  
3 this section and statewide public education campaigns related to the  
4 existence of the registry, shall be deposited into the general fund.  
5 These moneys in the general fund may be spent only after appropriation.

6 (8) The department of health may adopt rules as necessary to  
7 implement chapter 108, Laws of 2006.

8 (9) By December 1, 2008, the department shall report to the house  
9 and senate committees on health care the following information:

10 (a) Number of participants in the registry;

11 (b) Number of health care declarations submitted by type of  
12 declaration as defined in this section;

13 (c) Number of health care declarations revoked and the method of  
14 revocation;

15 (d) Number of providers and facilities, by type, that have been  
16 provided access to the registry;

17 (e) Actual costs of operation of the registry(

18 ~~(f) Donations received by the department for deposit into the~~  
19 ~~health care declarations registry account, created in RCW 70.122.140 by~~  
20 ~~type of donor)).~~

21 NEW SECTION. Sec. 13. The following acts or parts of acts are  
22 each repealed:

23 (1) RCW 43.19.730 (Public printing revolving account) and 2011 1st  
24 sp.s. c 43 s 307;

25 (2) RCW 43.70.325 (Rural health access account) and 1992 c 120 s 1;

26 (3) RCW 43.338.030 (Manufacturing innovation and modernization  
27 account) and 2008 c 315 s 5;

28 (4) RCW 46.68.210 (Puyallup tribal settlement account) and 1991  
29 sp.s. c 13 s 104 & 1990 c 42 s 411;

30 (5) RCW 46.68.330 (Freight congestion relief account) and 2007 c  
31 514 s 2;

32 (6) RCW 70.122.140 (Health care declarations registry account) and  
33 2006 c 108 s 3; and

34 (7) 2006 c 372 s 715 (uncodified).

35 NEW SECTION. Sec. 14. The office of the state treasurer, the  
36 office of financial management, and the code reviser shall review state

1 statutes relating to state capital construction funds and accounts and  
2 bond authorizations and submit to the appropriate fiscal committees of  
3 the 2015 legislature recommended legislation for the amendment, repeal,  
4 or decodification of those statutes that are inactive, obsolete, or no  
5 longer necessary for continued publication in the Revised Code of  
6 Washington.

7 NEW SECTION. **Sec. 15.** Section 3 of this act expires if the  
8 requirements set out in section 7, chapter 36, Laws of 2012 are met.

9 NEW SECTION. **Sec. 16.** Section 4 of this act takes effect if the  
10 requirements set out in section 7, chapter 36, Laws of 2012 are met.

11 NEW SECTION. **Sec. 17.** Any residual balance of funds remaining in  
12 the public printing revolving account repealed by section 13 of this  
13 act on the effective date of this section shall be transferred to the  
14 enterprise services account. Any residual balance of funds remaining  
15 in the Puyallup tribal settlement account repealed by section 13 of  
16 this act on the effective date of this section shall be transferred to  
17 the motor vehicle fund. Any residual balance of funds remaining in any  
18 other account abolished in this act on June 30, 2013, shall be  
19 transferred by the state treasurer to the state general fund.

20 NEW SECTION. **Sec. 18.** Except for section 4 of this act, this act  
21 is necessary for the immediate preservation of the public peace,  
22 health, or safety, or support of the state government and its existing  
23 public institutions, and takes effect June 30, 2013.

--- END ---