H-3621.1

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**HOUSE BILL 2661**

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**State of Washington 64th Legislature 2016 Regular Session**

**By** Representatives Kilduff, Kuderer, Reykdal, Peterson, Riccelli, Zeiger, Walsh, Bergquist, Senn, Goodman, Santos, Pollet, and McBride

AN ACT Relating to the developmental disabilities community trust account; and amending RCW 71A.20.170.

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

**Sec.**  RCW 71A.20.170 and 2011 1st sp.s. c 30 s 12 are each amended to read as follows:

(1) The developmental disabilities community trust account is created in the state treasury. All net proceeds from the use of ((~~excess property identified in the 2002 joint legislative audit and review committee capital study or other studies of the division of developmental disabilities residential habilitation centers~~)) operating or previously operating residential habilitation centers that would not impact current residential habilitation center operations must be deposited into the account.

(2) Proceeds may come from the lease of the land, conservation easements, sale of timber, ((~~or~~)) other activities ((~~short of~~)), or sale of ((~~the~~)) property((~~, except as permitted under section 7 of this act~~)) owned by the department and operated as a residential habilitation center after 2005. Fifty percent of the net proceeds of the sale of property used as a residential habilitation center must be deposited into the account.

(3) ((~~"Excess property" includes that portion of the property at Rainier school previously under the cognizance and control of Washington State University for use as a dairy/forage research facility.~~

~~(4)~~)) Only investment income from the principal of the proceeds deposited into the trust account may be spent from the account. For purposes of this section, "investment income" includes lease payments, rent payments, or other periodic payments deposited into the trust account. For purposes of this section, "principal" is the actual excess land from which proceeds are assigned to the trust account.

((~~(5)~~)) (4) Moneys in the account may be spent only after appropriation. Expenditures from the account shall be used exclusively to provide family support and/or employment/day services to eligible persons with developmental disabilities who can be served by community-based developmental disability services. It is the intent of the legislature that the account should not be used to replace, supplant, or reduce existing appropriations.

((~~(6)~~)) (5) The account shall be known as the Dan Thompson memorial developmental disabilities community trust account.

**--- END ---**