

---

**SENATE BILL 6099**

---

**State of Washington**

**68th Legislature**

**2024 Regular Session**

**By** Senators Braun, Kauffman, and Mullet

Read first time 01/09/24. Referred to Committee on Ways & Means.

1 AN ACT Relating to creating the tribal opioid prevention and  
2 treatment account; amending RCW 43.79.483; reenacting and amending  
3 RCW 43.84.092 and 43.84.092; adding a new section to chapter 43.79  
4 RCW; creating a new section; providing effective dates; and providing  
5 an expiration date.

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

7 NEW SECTION. **Sec. 1.** The legislature finds that American  
8 Indians and Alaska Natives are affected disproportionately by the  
9 opioid crisis and that opioid overdose rates are higher for American  
10 Indians and Alaska Natives than in any other category by race and  
11 ethnicity. Therefore, it is the intent of the legislature to  
12 prioritize moneys received from opioid settlements to address  
13 specific impacts in tribal communities through the creation of a  
14 dedicated tribal opioid prevention and treatment account.

15 **Sec. 2.** RCW 43.79.483 and 2023 c 435 s 5 are each amended to  
16 read as follows:

17 (1) The opioid abatement settlement account is created in the  
18 state treasury. All settlement receipts and moneys that are  
19 designated to be used by the state of Washington to abate the opioid  
20 epidemic for state use must be deposited into the account. Money in

1 the account may be spent only after appropriation. Expenditures from  
2 the account may only be used for future opioid remediation as  
3 provided in the applicable settlement. For purposes of this account,  
4 "opioid remediation" means the care, treatment, and other programs  
5 and expenditures, designed to: (a) Address the use and abuse of  
6 opioid products; (b) treat or mitigate opioid use or related  
7 disorders; or (c) mitigate other alleged effects of, including those  
8 injured as a result of, the opioid epidemic.

9 (2) All money remaining in the state opioid settlement account  
10 established under RCW 43.88.195 must be transferred to the opioid  
11 abatement settlement account created in this section.

12 (3) Beginning July 1, 2025, and each fiscal year thereafter, the  
13 state treasurer shall transfer into the tribal opioid prevention and  
14 treatment account created in section 3 of this act from the opioid  
15 abatement settlement account an amount equal to the greater of  
16 \$7,750,000 or 20 percent of the settlement receipts and moneys  
17 deposited into the opioid abatement settlement account over the prior  
18 fiscal year.

19 NEW SECTION. Sec. 3. A new section is added to chapter 43.79  
20 RCW to read as follows:

21 The tribal opioid prevention and treatment account is created in  
22 the state treasury. All receipts from the transfer directed in RCW  
23 43.79.483(3) must be deposited in the account. Moneys in the account  
24 may be spent only after appropriation. Expenditures from the account  
25 may be used for addressing the impact of the opioid epidemic in  
26 tribal communities, including prevention and recovery services,  
27 treatment programs including medication-assisted treatment, peer  
28 services, awareness campaigns, and education, and support for first  
29 responders.

30 **Sec. 4.** RCW 43.84.092 and 2023 c 435 s 14, 2023 c 431 s 10, 2023  
31 c 389 s 10, 2023 c 377 s 7, 2023 c 340 s 10, 2023 c 110 s 3, 2023 c  
32 73 s 10, and 2023 c 41 s 4 are each reenacted and amended to read as  
33 follows:

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

37 (2) The treasury income account shall be utilized to pay or  
38 receive funds associated with federal programs as required by the

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

15 (3) Except for the provisions of RCW 43.84.160, the treasury  
16 income account may be utilized for the payment of purchased banking  
17 services on behalf of treasury funds including, but not limited to,  
18 depository, safekeeping, and disbursement functions for the state  
19 treasury and affected state agencies. The treasury income account is  
20 subject in all respects to chapter 43.88 RCW, but no appropriation is  
21 required for payments to financial institutions. Payments shall occur  
22 prior to distribution of earnings set forth in subsection (4) of this  
23 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  
27 treasury 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 abandoned recreational  
31 vehicle disposal account, the aeronautics account, the Alaskan Way  
32 viaduct replacement project account, the ambulance transport fund,  
33 the brownfield redevelopment trust fund account, the budget  
34 stabilization account, the capital vessel replacement account, the  
35 capitol building construction account, the Central Washington  
36 University capital projects account, the charitable, educational,  
37 penal and reformatory institutions account, the Chehalis basin  
38 account, the Chehalis basin taxable account, the cleanup settlement  
39 account, the climate active transportation account, the climate  
40 transit programs account, the Columbia river basin water supply

1 development account, the Columbia river basin taxable bond water  
2 supply development account, the Columbia river basin water supply  
3 revenue recovery account, the common school construction fund, the  
4 community forest trust account, the connecting Washington account,  
5 the county arterial preservation account, the county criminal justice  
6 assistance account, the covenant homeownership account, the deferred  
7 compensation administrative account, the deferred compensation  
8 principal account, the department of licensing services account, the  
9 department of retirement systems expense account, the developmental  
10 disabilities community services account, the diesel idle reduction  
11 account, the opioid abatement settlement account, the drinking water  
12 assistance account, the administrative subaccount of the drinking  
13 water assistance account, the early learning facilities development  
14 account, the early learning facilities revolving account, the Eastern  
15 Washington University capital projects account, the education  
16 construction fund, the education legacy trust account, the election  
17 account, the electric vehicle account, the energy freedom account,  
18 the energy recovery act account, the essential rail assistance  
19 account, The Evergreen State College capital projects account, the  
20 fair start for kids account, the ferry bond retirement fund, the  
21 fish, wildlife, and conservation account, the freight mobility  
22 investment account, the freight mobility multimodal account, the  
23 grade crossing protective fund, the higher education retirement plan  
24 supplemental benefit fund, the Washington student loan account, the  
25 highway bond retirement fund, the highway infrastructure account, the  
26 highway safety fund, the hospital safety net assessment fund, the  
27 Interstate 5 bridge replacement project account, the Interstate 405  
28 and state route number 167 express toll lanes account, the judges'  
29 retirement account, the judicial retirement administrative account,  
30 the judicial retirement principal account, the limited fish and  
31 wildlife account, the local leasehold excise tax account, the local  
32 real estate excise tax account, the local sales and use tax account,  
33 the marine resources stewardship trust account, the medical aid  
34 account, the money-purchase retirement savings administrative  
35 account, the money-purchase retirement savings principal account, the  
36 motor vehicle fund, the motorcycle safety education account, the move  
37 ahead WA account, the move ahead WA flexible account, the multimodal  
38 transportation account, the multiuse roadway safety account, the  
39 municipal criminal justice assistance account, the oyster reserve  
40 land account, the pension funding stabilization account, the

1 perpetual surveillance and maintenance account, the pilotage account,  
2 the pollution liability insurance agency underground storage tank  
3 revolving account, the public employees' retirement system plan 1  
4 account, the public employees' retirement system combined plan 2 and  
5 plan 3 account, the public facilities construction loan revolving  
6 account, the public health supplemental account, the public works  
7 assistance account, the Puget Sound capital construction account, the  
8 Puget Sound ferry operations account, the Puget Sound Gateway  
9 facility account, the Puget Sound taxpayer accountability account,  
10 the real estate appraiser commission account, the recreational  
11 vehicle account, the regional mobility grant program account, the  
12 reserve officers' relief and pension principal fund, the resource  
13 management cost account, the rural arterial trust account, the rural  
14 mobility grant program account, the rural Washington loan fund, the  
15 second injury fund, the sexual assault prevention and response  
16 account, the site closure account, the skilled nursing facility  
17 safety net trust fund, the small city pavement and sidewalk account,  
18 the special category C account, the special wildlife account, the  
19 state hazard mitigation revolving loan account, the state investment  
20 board expense account, the state investment board commingled trust  
21 fund accounts, the state patrol highway account, the state  
22 reclamation revolving account, the state route number 520 civil  
23 penalties account, the state route number 520 corridor account, the  
24 statewide broadband account, the statewide tourism marketing account,  
25 the supplemental pension account, the Tacoma Narrows toll bridge  
26 account, the teachers' retirement system plan 1 account, the  
27 teachers' retirement system combined plan 2 and plan 3 account, the  
28 tobacco prevention and control account, the tobacco settlement  
29 account, the toll facility bond retirement account, the  
30 transportation 2003 account (nickel account), the transportation  
31 equipment fund, the JUDY transportation future funding program  
32 account, the transportation improvement account, the transportation  
33 improvement board bond retirement account, the transportation  
34 infrastructure account, the transportation partnership account, the  
35 traumatic brain injury account, the tribal opioid prevention and  
36 treatment account, the University of Washington bond retirement fund,  
37 the University of Washington building account, the voluntary cleanup  
38 account, the volunteer firefighters' relief and pension principal  
39 fund, the volunteer firefighters' and reserve officers'  
40 administrative fund, the vulnerable roadway user education account,

1 the Washington judicial retirement system account, the Washington law  
2 enforcement officers' and firefighters' system plan 1 retirement  
3 account, the Washington law enforcement officers' and firefighters'  
4 system plan 2 retirement account, the Washington public safety  
5 employees' plan 2 retirement account, the Washington school  
6 employees' retirement system combined plan 2 and 3 account, the  
7 Washington state patrol retirement account, the Washington State  
8 University building account, the Washington State University bond  
9 retirement fund, the water pollution control revolving administration  
10 account, the water pollution control revolving fund, the Western  
11 Washington University capital projects account, the Yakima integrated  
12 plan implementation account, the Yakima integrated plan  
13 implementation revenue recovery account, and the Yakima integrated  
14 plan implementation taxable bond account. Earnings derived from  
15 investing balances of the agricultural permanent fund, the normal  
16 school permanent fund, the permanent common school fund, the  
17 scientific permanent fund, and the state university permanent fund  
18 shall be allocated to their respective beneficiary accounts.

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

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

28 **Sec. 5.** RCW 43.84.092 and 2023 c 435 s 14, 2023 c 431 s 10, 2023  
29 c 389 s 10, 2023 c 377 s 7, 2023 c 340 s 10, 2023 c 110 s 3, 2023 c  
30 73 s 10, and 2023 c 41 s 4 are each reenacted and amended to read as  
31 follows:

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

35 (2) The treasury income account shall be utilized to pay or  
36 receive funds associated with federal programs as required by the  
37 federal cash management improvement act of 1990. The treasury income  
38 account is subject in all respects to chapter 43.88 RCW, but no  
39 appropriation is required for refunds or allocations of interest

1 earnings required by the cash management improvement act. Refunds of  
2 interest to the federal treasury required under the cash management  
3 improvement act fall under RCW 43.88.180 and shall not require  
4 appropriation. The office of financial management shall determine the  
5 amounts due to or from the federal government pursuant to the cash  
6 management improvement act. The office of financial management may  
7 direct transfers of funds between accounts as deemed necessary to  
8 implement the provisions of the cash management improvement act, and  
9 this subsection. Refunds or allocations shall occur prior to the  
10 distributions of earnings set forth in subsection (4) of this  
11 section.

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

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

25 (a) The following accounts and funds shall receive their  
26 proportionate share of earnings based upon each account's and fund's  
27 average daily balance for the period: The abandoned recreational  
28 vehicle disposal account, the aeronautics account, the Alaskan Way  
29 viaduct replacement project account, the brownfield redevelopment  
30 trust fund account, the budget stabilization account, the capital  
31 vessel replacement account, the capitol building construction  
32 account, the Central Washington University capital projects account,  
33 the charitable, educational, penal and reformatory institutions  
34 account, the Chehalis basin account, the Chehalis basin taxable  
35 account, the cleanup settlement account, the climate active  
36 transportation account, the climate transit programs account, the  
37 Columbia river basin water supply development account, the Columbia  
38 river basin taxable bond water supply development account, the  
39 Columbia river basin water supply revenue recovery account, the  
40 common school construction fund, the community forest trust account,

1 the connecting Washington account, the county arterial preservation  
2 account, the county criminal justice assistance account, the covenant  
3 homeownership account, the deferred compensation administrative  
4 account, the deferred compensation principal account, the department  
5 of licensing services account, the department of retirement systems  
6 expense account, the developmental disabilities community services  
7 account, the diesel idle reduction account, the opioid abatement  
8 settlement account, the drinking water assistance account, the  
9 administrative subaccount of the drinking water assistance account,  
10 the early learning facilities development account, the early learning  
11 facilities revolving account, the Eastern Washington University  
12 capital projects account, the education construction fund, the  
13 education legacy trust account, the election account, the electric  
14 vehicle account, the energy freedom account, the energy recovery act  
15 account, the essential rail assistance account, The Evergreen State  
16 College capital projects account, the fair start for kids account,  
17 the ferry bond retirement fund, the fish, wildlife, and conservation  
18 account, the freight mobility investment account, the freight  
19 mobility multimodal account, the grade crossing protective fund, the  
20 higher education retirement plan supplemental benefit fund, the  
21 Washington student loan account, the highway bond retirement fund,  
22 the highway infrastructure account, the highway safety fund, the  
23 hospital safety net assessment fund, the Interstate 5 bridge  
24 replacement project account, the Interstate 405 and state route  
25 number 167 express toll lanes account, the judges' retirement  
26 account, the judicial retirement administrative account, the judicial  
27 retirement principal account, the limited fish and wildlife account,  
28 the local leasehold excise tax account, the local real estate excise  
29 tax account, the local sales and use tax account, the marine  
30 resources stewardship trust account, the medical aid account, the  
31 money-purchase retirement savings administrative account, the money-  
32 purchase retirement savings principal account, the motor vehicle  
33 fund, the motorcycle safety education account, the move ahead WA  
34 account, the move ahead WA flexible account, the multimodal  
35 transportation account, the multiuse roadway safety account, the  
36 municipal criminal justice assistance account, the oyster reserve  
37 land account, the pension funding stabilization account, the  
38 perpetual surveillance and maintenance account, the pilotage account,  
39 the pollution liability insurance agency underground storage tank  
40 revolving account, the public employees' retirement system plan 1

1 account, the public employees' retirement system combined plan 2 and  
2 plan 3 account, the public facilities construction loan revolving  
3 account, the public health supplemental account, the public works  
4 assistance account, the Puget Sound capital construction account, the  
5 Puget Sound ferry operations account, the Puget Sound Gateway  
6 facility account, the Puget Sound taxpayer accountability account,  
7 the real estate appraiser commission account, the recreational  
8 vehicle account, the regional mobility grant program account, the  
9 reserve officers' relief and pension principal fund, the resource  
10 management cost account, the rural arterial trust account, the rural  
11 mobility grant program account, the rural Washington loan fund, the  
12 second injury fund, the sexual assault prevention and response  
13 account, the site closure account, the skilled nursing facility  
14 safety net trust fund, the small city pavement and sidewalk account,  
15 the special category C account, the special wildlife account, the  
16 state hazard mitigation revolving loan account, the state investment  
17 board expense account, the state investment board commingled trust  
18 fund accounts, the state patrol highway account, the state  
19 reclamation revolving account, the state route number 520 civil  
20 penalties account, the state route number 520 corridor account, the  
21 statewide broadband account, the statewide tourism marketing account,  
22 the supplemental pension account, the Tacoma Narrows toll bridge  
23 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  
26 account, the toll facility bond retirement account, the  
27 transportation 2003 account (nickel account), the transportation  
28 equipment fund, the JUDY transportation future funding program  
29 account, the transportation improvement account, the transportation  
30 improvement board bond retirement account, the transportation  
31 infrastructure account, the transportation partnership account, the  
32 traumatic brain injury account, the tribal opioid prevention and  
33 treatment account, the University of Washington bond retirement fund,  
34 the University of Washington building account, the voluntary cleanup  
35 account, the volunteer firefighters' relief and pension principal  
36 fund, the volunteer firefighters' and reserve officers'  
37 administrative fund, the vulnerable roadway user education account,  
38 the Washington judicial retirement system account, the Washington law  
39 enforcement officers' and firefighters' system plan 1 retirement  
40 account, the Washington law enforcement officers' and firefighters'

1 system plan 2 retirement account, the Washington public safety  
2 employees' plan 2 retirement account, the Washington school  
3 employees' retirement system combined plan 2 and 3 account, the  
4 Washington state patrol retirement account, the Washington State  
5 University building account, the Washington State University bond  
6 retirement fund, the water pollution control revolving administration  
7 account, the water pollution control revolving fund, the Western  
8 Washington University capital projects account, the Yakima integrated  
9 plan implementation account, the Yakima integrated plan  
10 implementation revenue recovery account, and the Yakima integrated  
11 plan implementation taxable bond account. Earnings derived from  
12 investing balances of the agricultural permanent fund, the normal  
13 school permanent fund, the permanent common school fund, the  
14 scientific permanent fund, and the state university permanent fund  
15 shall be allocated to their respective beneficiary accounts.

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

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

25 NEW SECTION. **Sec. 6.** Section 4 of this act expires July 1,  
26 2028.

27 NEW SECTION. **Sec. 7.** (1) Except for section 5 of this act, this  
28 act takes effect July 1, 2024.

29 (2) Section 5 of this act takes effect July 1, 2028.

--- END ---