
ENGROSSED SUBSTITUTE HOUSE BILL 1596

State of Washington

69th Legislature

2025 Regular Session

By House Transportation (originally sponsored by Representatives Leavitt, Goodman, Ryu, and Berry)

READ FIRST TIME 02/28/25.

1 AN ACT Relating to accountability for persons for speeding;
2 amending RCW 10.21.030, 46.20.2892, 46.20.391, and 46.61.500;
3 reenacting and amending RCW 43.84.092; adding new sections to chapter
4 46.04 RCW; adding a new section to chapter 46.61 RCW; adding a new
5 section to chapter 46.68 RCW; adding a new section to chapter 46.70
6 RCW; adding new sections to chapter 46.20 RCW; creating a new
7 section; prescribing penalties; and providing an effective date.

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

9 NEW SECTION. **Sec. 1.** It is the intent of the legislature to
10 keep the public safe when on the road. Nationwide, 29 percent of all
11 crash fatalities occurred in speed-related crashes in 2022. In 2023,
12 more than 30 percent of fatal crashes involved speeding on Washington
13 roads. Speeding continues to be a component of traffic deaths, and
14 law enforcement is increasingly dealing with more speed-related
15 incidents. The legislature finds that all Washington drivers are at
16 risk when speeding is involved, and solutions to change public
17 behavior are needed.

18 Additionally, according to the American motor vehicle
19 administration, more than 70 percent of people with suspended
20 licenses continue to drive during the suspension period. By
21 leveraging technology to enable individuals to continue driving and

1 prevent speeding, the legislature intends to enhance road safety to
2 promote safer driving habits and keep the public safe.

3 NEW SECTION. **Sec. 2.** A new section is added to chapter 46.04
4 RCW to read as follows:

5 "Excessive speeding" means traveling at:

- 6 (1) 10 miles per hour or greater in excess of the posted speed
7 limit, if the posted speed limit is 40 miles per hour or less; and
8 (2) 20 miles per hour or greater in excess of the posted speed
9 limit, if the posted speed limit is greater than 40 miles per hour.

10 NEW SECTION. **Sec. 3.** A new section is added to chapter 46.04
11 RCW to read as follows:

12 "Intelligent speed assistance device" means a technical device
13 designed to be installed within a motor vehicle to actively monitor
14 and prevent the driver from exceeding a preset limit. "Intelligent
15 speed assistance device" does not include any technology that is
16 provided by the vehicle manufacturer as a component of a new motor
17 vehicle and that controls or affects the speed of a motor vehicle.

18 NEW SECTION. **Sec. 4.** (1) A person may not drive a motor
19 vehicle, unless it is equipped with a functioning intelligent speed
20 assistance device, configured and programmed as provided in section
21 5(3) of this act, if the device is required:

22 (a) For the issuance of a temporary restricted driver's license
23 or an occupational driver's license, under the terms of RCW
24 46.20.391(4);

25 (b) Under the applicable terms of probation under RCW
26 46.20.2892(1) or 46.61.500(4); or

27 (c) Pursuant to court order under section 7 of this act or RCW
28 10.21.030.

29 (2) The requirement to use the device under subsection (1) of
30 this section with respect to a temporary restricted driver's license
31 or occupational driver's license under RCW 46.20.391 remains in
32 effect during the validity of any such license that has been issued
33 to the person.

34 (3) (a) A person who operates a motor vehicle with an intelligent
35 speed assistance device remains exclusively responsible for the
36 operation of the motor vehicle in a safe and lawful manner at all
37 times.

1 (b) The obligation under this section to use an intelligent speed
2 assistance device is not a defense or mitigating circumstance to a
3 violation of rules of the road, as set forth in law.

4 (4)(a) Except as provided in (b) of this subsection, the
5 installation of an intelligent speed assistance device is not
6 necessary on vehicles owned, leased, or rented by a person's employer
7 and on those vehicles whose care and/or maintenance is the temporary
8 responsibility of the employer, and driven at the direction of a
9 person's employer as a requirement of employment during working
10 hours. The person must provide the department with a declaration
11 pursuant to chapter 5.50 RCW from his or her employer stating that
12 the person's employment requires the person to operate a vehicle
13 owned by the employer or other persons during working hours. When the
14 department receives a declaration under this subsection, it shall
15 attach or imprint a notation on the person's driving record stating
16 that the employer exemption applies.

17 (b) The employer exemption does not apply when the employer's
18 vehicle is assigned exclusively to the restricted driver and used
19 solely for commuting to and from employment.

20 (5) Unless costs are waived by the intelligent speed assistance
21 device company or the person is indigent under RCW 10.101.010, a
22 person subject to the requirements of subsection (1) of this section
23 shall pay the costs of installing, removing, and leasing the
24 intelligent speed assistance device and shall pay an additional fee
25 of \$21 per month. Payments must be made directly to the intelligent
26 speed assistance device company. The company shall remit the
27 additional fee to the department to be deposited into the intelligent
28 speed assistance device revolving account under section 8 of this
29 act, except that the company may retain 25 cents per month of the
30 additional fee to cover the expenses associated with administering
31 the fee. The department may waive the monthly fee if the person is
32 indigent under RCW 10.101.010.

33 (6) For a person restricted under this section who is residing
34 outside of the state of Washington, the department may accept
35 verification of installation of an intelligent speed assistance
36 device by an intelligent speed assistance device company authorized
37 to do business in the jurisdiction or within a 75 mile radius of the
38 jurisdiction in which the person resides, provided the device meets
39 any applicable requirements of that jurisdiction. The department may
40 waive the monthly fee required in subsection (5) of this section if

1 collection of the fee would be impractical in the case of a person
2 residing in another jurisdiction.

3 (7) The department may issue rules to implement this section.

4 NEW SECTION. **Sec. 5.** (1) To be eligible to install, repair,
5 maintain, monitor, or remove an intelligent speed assistance device,
6 a person must apply to the department and meet the requirements as
7 provided in this section.

8 (2) An applicant seeking approval to install the device must
9 submit a declaration to the department that the device is an
10 intelligent speed assistance device as defined in section 3 of this
11 act and, when installed in a vehicle, is configured and programmed as
12 provided in subsection (3) of this section.

13 (3)(a) An intelligent speed assistance device must employ a
14 technology using a global positioning system and must be programmed
15 to limit the velocity of a moving vehicle to the posted speed limit,
16 except as provided in (b) of this subsection.

17 (b) The intelligent speed assistance device must include an
18 override function to allow the vehicle to exceed the speed limit on
19 no more than three occasions in each calendar month. The use of the
20 override function under this subsection is subject to the
21 requirements and limitations of RCW 46.61.425.

22 (4) To maintain eligibility under this section, a person must
23 submit the results of a criminal background check to the department
24 annually for any individual that is hired to install, repair,
25 maintain, monitor, or remove the device.

26 (5) The department may issue rules regarding the application
27 process and eligibility under this section.

28 NEW SECTION. **Sec. 6.** (1) A person who is restricted to the use
29 of a vehicle equipped with an intelligent speed assistance device is
30 guilty of a gross misdemeanor if the restricted driver:

31 (a) Tamper with the device or any components of the device, or
32 otherwise interferes with the proper functionality of the device, by
33 modifying, detaching, disconnecting, or otherwise disabling it to
34 allow the restricted driver to operate the vehicle; or

35 (b) Has, directs, authorizes, or requests another person to
36 tamper with the device or any components of the device, or otherwise
37 interfere with the proper functionality of the device, by modifying,

1 detaching, disconnecting, or otherwise disabling it to allow the
2 restricted driver to operate the vehicle.

3 (2) A person who knowingly assists another person who is
4 restricted to the use of a vehicle equipped with an intelligent speed
5 assistance device to circumvent the device or any components of the
6 device, or otherwise interferes with the proper functionality of the
7 device, or to start and operate that vehicle is guilty of a gross
8 misdemeanor. The provisions of this subsection do not apply if the
9 starting of a motor vehicle, or the request to start a motor vehicle,
10 equipped with an intelligent speed assistance device is done for the
11 purpose of safety or mechanical repair of the device or the vehicle
12 and the person subject to the court order does not operate the
13 vehicle.

14 NEW SECTION. **Sec. 7.** A new section is added to chapter 46.61
15 RCW to read as follows:

16 When sentencing a person convicted of any criminal offense under
17 this chapter or a violation of any other provision of law that
18 constitutes a misdemeanor, gross misdemeanor, or felony, the court
19 may impose, as a condition of probation, a requirement regarding the
20 installation and use of a functioning intelligent speed assistance
21 device installed on all motor vehicles operated by the person. If the
22 court finds that the person engaged in excessive speeding during the
23 commission of the offense, the court shall impose the use of a
24 functioning intelligent speed assistance device installed on all
25 motor vehicles operated by the person for a period of not less than
26 six months.

27 NEW SECTION. **Sec. 8.** A new section is added to chapter 46.68
28 RCW to read as follows:

29 The intelligent speed assistance device revolving account is
30 created in the state treasury. All receipts from the fee assessed
31 under section 4(5) of this act must be deposited into the account.
32 Moneys in the account may be spent only after appropriation.
33 Expenditures from the account may be used for administering and
34 operating the intelligent speed assistance device revolving account
35 program, implementing effective strategies to reduce motor vehicle-
36 related deaths and serious injuries related to excessive speed.

1 NEW SECTION. **Sec. 9.** A new section is added to chapter 46.70
2 RCW to read as follows:

3 (1) A manufacturer, distributor, or retailer of a motor vehicle
4 is not liable for any loss, injury, or damages caused by the design,
5 manufacture, installation, improper installation, use, or misuse of
6 an intelligent speed assistance device. However, liability does exist
7 if the manufacturer, distributor or retailer knowingly engages in a
8 repair or update to the intelligent speed assistance device and such
9 repair or update proximately causes loss, injury, or damage.

10 (2) Nothing in this chapter requires a manufacturer, distributor,
11 or retailer of a motor vehicle to manufacture, distribute, or offer
12 for sale a motor vehicle that includes or is compatible with an
13 intelligent speed assistance device.

14 (3) Nothing in this chapter prohibits a lessor or lienholder from
15 requiring that a motor vehicle lessee or owner notify the lessor or
16 lienholder that an intelligent speed assistance device has been
17 installed on a motor vehicle that is subject to a lease or finance
18 agreement.

19 **Sec. 10.** RCW 10.21.030 and 2018 c 276 s 4 are each amended to
20 read as follows:

21 (1) The judicial officer in any felony, misdemeanor, or gross
22 misdemeanor case may at any time amend the order to impose additional
23 or different conditions of release. The conditions imposed under this
24 chapter supplement but do not supplant provisions of law allowing the
25 imposition of conditions to assure the appearance of the defendant at
26 trial or to prevent interference with the administration of justice.

27 (2) Appropriate conditions of release under this chapter include,
28 but are not limited to, the following:

29 (a) The defendant may be placed in the custody of a pretrial
30 release program;

31 (b) The defendant may have restrictions placed upon travel,
32 association, or place of abode during the period of release;

33 (c) The defendant may be required to comply with a specified
34 curfew;

35 (d) The defendant may be required to return to custody during
36 specified hours or to be placed on electronic monitoring, as defined
37 in RCW 9.94A.030, if available. The defendant, if convicted, may not
38 have the period of incarceration reduced by the number of days spent
39 on electronic monitoring;

1 (e) The defendant may be required to comply with a program of
2 home detention. For a felony offense, home detention is defined in
3 RCW 9.94A.030;

4 (f) The defendant may be prohibited from approaching or
5 communicating in any manner with particular persons or classes of
6 persons;

7 (g) The defendant may be prohibited from going to certain
8 geographical areas or premises;

9 (h) The defendant may be prohibited from possessing any dangerous
10 weapons or firearms;

11 (i) The defendant may be prohibited from possessing or consuming
12 any intoxicating liquors or drugs not prescribed to the defendant.
13 The defendant may be required to submit to testing to determine the
14 defendant's compliance with this condition;

15 (j) The defendant may be prohibited from operating a motor
16 vehicle that is not equipped with an ignition interlock device;

17 (k) The defendant may be prohibited from operating a motor
18 vehicle that is not equipped with an intelligent speed assistance
19 device, as defined in section 3 of this act and configured and
20 programmed as provided in section 5(3) of this act;

21 (l) The defendant may be required to report regularly to and
22 remain under the supervision of an officer of the court or other
23 person or agency; and

24 ~~((+l))~~ (m) The defendant may be prohibited from committing any
25 violations of criminal law.

26 **Sec. 11.** RCW 46.20.2892 and 2021 c 240 s 7 are each amended to
27 read as follows:

28 (1) (a) Whenever the official records of the department show that
29 a person has committed a traffic infraction for a moving violation on
30 three or more occasions within a one-year period, or on four or more
31 occasions within a two-year period, the department must suspend the
32 license of the driver for a period of 60 days and establish a period
33 of probation for one calendar year to begin when the suspension ends.
34 Prior to reinstatement of a license, the person must complete a safe
35 driving course as recommended by the department. During the period of
36 probation, and subject to the requirements of (b) of this subsection,
37 the person must not be convicted of any additional traffic
38 infractions for moving violations. Any traffic infraction for a
39 moving violation committed during the period of probation shall

1 result in an additional 30-day suspension to run consecutively with
2 any suspension already being served.

3 (b) (i) During the first 120 days of the period of probation,
4 following the period of suspension for an accumulation of moving
5 violations under this section in which one or more of the violations
6 is for excessive speeding, as defined in section 2 of this act, the
7 person may not operate a vehicle upon which a properly functioning
8 intelligent speed assistance device has not been installed. The
9 operation of a vehicle without such a properly functioning
10 intelligent speed assistance device is a traffic infraction.

11 (2) When a person has committed a traffic infraction for a moving
12 violation on two occasions within a one-year period or three
13 occasions within a two-year period, the department shall send the
14 person a notice that an additional infraction will result in
15 suspension of the person's license for a period of 60 days.

16 (3) The department may not charge a reissue fee at the end of the
17 term of suspension under this section.

18 (4) For purposes of this section, multiple traffic infractions
19 issued during or as the result of a single traffic stop constitute
20 one occasion.

21 (5) A person who is required to operate a motor vehicle with an
22 intelligent speed assistance device under subsection (1) of this
23 section remains exclusively responsible for operation of the motor
24 vehicle in a safe and lawful manner at all times. The obligation
25 under subsection (1) of this section to use an intelligent speed
26 assistance device is not a defense or mitigating circumstance to a
27 violation of rules of the road, as set forth in law.

28 **Sec. 12.** RCW 46.20.391 and 2021 c 240 s 10 are each amended to
29 read as follows:

30 (1) Any person licensed under this chapter who is convicted of an
31 offense relating to motor vehicles for which suspension or revocation
32 of the driver's license is mandatory, other than vehicular homicide,
33 vehicular assault, driving while under the influence of intoxicating
34 liquor or any drug, or being in actual physical control of a motor
35 vehicle while under the influence of intoxicating liquor or any drug,
36 may submit to the department an application for a temporary
37 restricted driver's license. The department, upon receipt of the
38 prescribed fee and upon determining that the petitioner is eligible
39 to receive the license, may issue a temporary restricted driver's

1 license and may set definite restrictions as provided in RCW
2 46.20.394.

3 (2) (a) A person licensed under this chapter whose driver's
4 license is suspended administratively due to failure to appear or
5 respond pursuant to RCW 46.20.289; a violation of the financial
6 responsibility laws under chapter 46.29 RCW; or for multiple
7 violations within a specified period of time under RCW 46.20.291, may
8 apply to the department for an occupational driver's license.

9 (b) An occupational driver's license issued to an applicant
10 described in (a) of this subsection shall be valid for the period of
11 the suspension or revocation.

12 (3) An applicant for an occupational or temporary restricted
13 driver's license who qualifies under subsection (1) or (2) of this
14 section is eligible to receive such license only if:

15 (a) Within seven years immediately preceding the date of the
16 offense that gave rise to the present conviction or incident, the
17 applicant has not committed vehicular homicide under RCW 46.61.520 or
18 vehicular assault under RCW 46.61.522; and

19 (b) The applicant demonstrates that it is necessary for him or
20 her to operate a motor vehicle because he or she:

21 (i) Is engaged in an occupation or trade that makes it essential
22 that he or she operate a motor vehicle;

23 (ii) Is undergoing continuing health care or providing continuing
24 care to another who is dependent upon the applicant;

25 (iii) Is enrolled in an educational institution and pursuing a
26 course of study leading to a diploma, degree, or other certification
27 of successful educational completion;

28 (iv) Is undergoing substance abuse treatment or is participating
29 in meetings of a (~~twelve-step~~) 12-step group such as Alcoholics
30 Anonymous that requires the petitioner to drive to or from the
31 treatment or meetings;

32 (v) Is fulfilling court-ordered community service
33 responsibilities;

34 (vi) Is in a program that assists persons who are enrolled in a
35 WorkFirst program pursuant to chapter 74.08A RCW to become gainfully
36 employed and the program requires a driver's license;

37 (vii) Is in an apprenticeship, on-the-job training, or welfare-
38 to-work program; or

39 (viii) Presents evidence that he or she has applied for a
40 position in an apprenticeship or on-the-job training program for

1 which a driver's license is required to begin the program, provided
2 that a license granted under this provision shall be in effect for no
3 longer than (~~fourteen~~) 14 days; and

4 (c) The applicant files satisfactory proof of financial
5 responsibility under chapter 46.29 RCW; and

6 (d) Upon receipt of evidence that a holder of an occupational
7 driver's license granted under this subsection is no longer enrolled
8 in an apprenticeship or on-the-job training program, the director
9 shall give written notice by first-class mail to the driver that the
10 occupational driver's license shall be canceled. If at any time
11 before the cancellation goes into effect the driver submits evidence
12 of continued enrollment in the program, the cancellation shall be
13 stayed. If the cancellation becomes effective, the driver may obtain,
14 at no additional charge, a new occupational driver's license upon
15 submittal of evidence of enrollment in another program that meets the
16 criteria set forth in this subsection; and

17 (e) The department shall not issue an occupational driver's
18 license under (b)(iv) of this subsection if the applicant is able to
19 receive transit services sufficient to allow for the applicant's
20 participation in the programs referenced under (b)(iv) of this
21 subsection.

22 (4)(a)(i) If a person has applied for a temporary restricted
23 driver's license because the person's license has been suspended
24 under RCW 46.61.500(2), the terms of a license issued under this
25 section must require the person to use a properly functioning
26 intelligent speed assistance device while operating a motor vehicle.

27 (ii) If a person has applied for an occupational driver's license
28 because the person's license has been suspended administratively as a
29 result of an accumulation of moving violations under RCW 46.20.2892,
30 and at least one of the violations was for excessive speeding, the
31 terms of an occupational driver's license issued under this section
32 must require the person to use a properly functioning intelligent
33 speed assistance device while operating a motor vehicle.

34 (b) A person subject to the requirements in (a) of this
35 subsection may not operate a motor vehicle without such a properly
36 functioning device during the duration of the license.

37 (c)(i) A person who operates a motor vehicle with an intelligent
38 speed assistance device remains exclusively responsible for the
39 operation of the motor vehicle in a safe and lawful manner at all
40 times.

1 (ii) The obligation under this subsection (4) to use an
2 intelligent speed assistance device is not a defense or mitigating
3 circumstance to a violation of rules of the road, as set forth in
4 law.

5 (5) A person aggrieved by the decision of the department on the
6 application for an occupational or temporary restricted driver's
7 license may request a hearing as provided by rule of the department.

8 ~~((+5))~~ (6) The director shall cancel an occupational or
9 temporary restricted driver's license after receiving notice that the
10 holder thereof has been convicted of operating a motor vehicle in
11 violation of its restrictions, no longer meets the eligibility
12 requirements, or has been convicted of or found to have committed a
13 separate offense or any other act or omission that under this chapter
14 would warrant suspension or revocation of a regular driver's license.
15 The department must give notice of the cancellation as provided under
16 RCW 46.20.245. A person whose occupational or temporary restricted
17 driver's license has been canceled under this section may reapply for
18 a new occupational or temporary restricted driver's license if he or
19 she is otherwise qualified under this section and pays the fee
20 required under RCW 46.20.380.

21 **Sec. 13.** RCW 46.61.500 and 2020 c 330 s 14 are each amended to
22 read as follows:

23 (1) Any person who drives any vehicle in willful or wanton
24 disregard for the safety of persons or property is guilty of reckless
25 driving. ~~((Violation))~~ Except as provided in subsection (4) of this
26 section, violation of the provisions of this section is a gross
27 misdemeanor punishable by imprisonment for up to ~~((three hundred~~
28 ~~sixty-four))~~ 364 days and by a fine of not more than ~~((five thousand~~
29 ~~dollars))~~ \$5,000.

30 (2) (a) Subject to (b) of this subsection, the license or permit
31 to drive or any nonresident privilege of any person convicted of
32 reckless driving shall be suspended by the department for not less
33 than ~~((thirty))~~ 30 days.

34 (b) When a reckless driving conviction is a result of a charge
35 that was originally filed as a violation of RCW 46.61.502 or
36 46.61.504, or an equivalent local ordinance, the department shall
37 grant credit on a day-for-day basis for any portion of a suspension,
38 revocation, or denial already served under an administrative action
39 arising out of the same incident. In the case of a person whose day-

1 for-day credit is for a period equal to or greater than the period of
2 suspension required under this section, the department shall provide
3 notice of full credit, shall provide for no further suspension under
4 this section, and shall impose no additional reissue fees for this
5 credit. During any period of suspension, revocation, or denial due to
6 a conviction for reckless driving as the result of a charge
7 originally filed as a violation of RCW 46.61.502 or 46.61.504, any
8 person who has obtained an ignition interlock driver's license under
9 RCW 46.20.385 may continue to drive a motor vehicle pursuant to the
10 provision of the ignition interlock driver's license without
11 obtaining a separate temporary restricted driver's license under RCW
12 46.20.391.

13 (3) (a) Except as provided under (b) of this subsection, a person
14 convicted of reckless driving who has one or more prior offenses as
15 defined in RCW 46.61.5055(14) within seven years shall be required,
16 under RCW 46.20.720, to install an ignition interlock device on all
17 vehicles operated by the person if the conviction is the result of a
18 charge that was originally filed as a violation of RCW 46.61.502,
19 46.61.504, or an equivalent local ordinance.

20 (b) A person convicted of reckless driving shall be required,
21 under RCW 46.20.720, to install an ignition interlock device on all
22 vehicles operated by the person if the conviction is the result of a
23 charge that was originally filed as a violation of RCW 46.61.520
24 committed while under the influence of intoxicating liquor or any
25 drug or RCW 46.61.522 committed while under the influence of
26 intoxicating liquor or any drug.

27 (4) (a) Following the period of suspension under subsection (2) of
28 this section, the department must establish a period of probation for
29 150 days. During the period of probation, the person may not operate
30 a vehicle upon which a properly functioning intelligent speed
31 assistance device has not been installed.

32 (b) The operation of a vehicle without such a properly
33 functioning intelligent speed assistance device following the
34 suspension as provided in (a) of this subsection is a traffic
35 infraction.

36 (c) Any traffic infraction for a moving violation committed
37 during the period of probation shall result in an additional 30-day
38 suspension or revocation to run consecutively with any suspension
39 already being served.

1 (d) A person who is required to operate a motor vehicle with an
2 intelligent speed assistance device under this subsection (4) remains
3 exclusively responsible for operation of the motor vehicle in a safe
4 and lawful manner at all times. The obligation to use an intelligent
5 speed assistance device is not a defense or mitigating circumstance
6 to a violation of rules of the road, as set forth in law.

7 **Sec. 14.** RCW 43.84.092 and 2024 c 210 s 5 and 2024 c 168 s 13
8 are each reenacted and amended to read as follows:

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

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

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

37 (4) Monthly, the state treasurer shall distribute the earnings
38 credited to the treasury income account. The state treasurer shall

1 credit the general fund with all the earnings credited to the
2 treasury income account except:

3 (a) The following accounts and funds shall receive their
4 proportionate share of earnings based upon each account's and fund's
5 average daily balance for the period: The abandoned recreational
6 vehicle disposal account, the aeronautics account, the Alaskan Way
7 viaduct replacement project account, the budget stabilization
8 account, the capital vessel replacement account, the capitol building
9 construction account, the Central Washington University capital
10 projects account, the charitable, educational, penal and reformatory
11 institutions account, the Chehalis basin account, the Chehalis basin
12 taxable account, the clean fuels credit account, the clean fuels
13 transportation investment account, the cleanup settlement account,
14 the climate active transportation account, the climate transit
15 programs account, the Columbia river basin water supply development
16 account, the Columbia river basin taxable bond water supply
17 development account, the Columbia river basin water supply revenue
18 recovery account, the common school construction fund, the community
19 forest trust account, the connecting Washington account, the county
20 arterial preservation account, the county criminal justice assistance
21 account, the covenant homeownership account, the deferred
22 compensation administrative account, the deferred compensation
23 principal account, the department of licensing services account, the
24 department of retirement systems expense account, the developmental
25 disabilities community services account, the diesel idle reduction
26 account, the opioid abatement settlement account, the drinking water
27 assistance account, the administrative subaccount of the drinking
28 water assistance account, the early learning facilities development
29 account, the early learning facilities revolving account, the Eastern
30 Washington University capital projects account, the education
31 construction fund, the education legacy trust account, the election
32 account, the electric vehicle account, the energy freedom account,
33 the energy recovery act account, the essential rail assistance
34 account, The Evergreen State College capital projects account, the
35 fair start for kids account, the family medicine workforce
36 development account, the ferry bond retirement fund, the fish,
37 wildlife, and conservation account, the freight mobility investment
38 account, the freight mobility multimodal account, the grade crossing
39 protective fund, the higher education retirement plan supplemental
40 benefit fund, the Washington student loan account, the highway bond

1 retirement fund, the highway infrastructure account, the highway
2 safety fund, the hospital safety net assessment fund, the intelligent
3 speed assistance device revolving account, the Interstate 5 bridge
4 replacement project account, the Interstate 405 and state route
5 number 167 express toll lanes account, the judges' retirement
6 account, the judicial retirement administrative account, the judicial
7 retirement principal account, the limited fish and wildlife account,
8 the local leasehold excise tax account, the local real estate excise
9 tax account, the local sales and use tax account, the marine
10 resources stewardship trust account, the medical aid account, the
11 money-purchase retirement savings administrative account, the money-
12 purchase retirement savings principal account, the motor vehicle
13 fund, the motorcycle safety education account, the move ahead WA
14 account, the move ahead WA flexible account, the multimodal
15 transportation account, the multiuse roadway safety account, the
16 municipal criminal justice assistance account, the oyster reserve
17 land account, the pension funding stabilization account, the
18 perpetual surveillance and maintenance account, the pilotage account,
19 the pollution liability insurance agency underground storage tank
20 revolving account, the public employees' retirement system plan 1
21 account, the public employees' retirement system combined plan 2 and
22 plan 3 account, the public facilities construction loan revolving
23 account, the public health supplemental account, the public works
24 assistance account, the Puget Sound capital construction account, the
25 Puget Sound ferry operations account, the Puget Sound Gateway
26 facility account, the Puget Sound taxpayer accountability account,
27 the real estate appraiser commission account, the recreational
28 vehicle account, the regional mobility grant program account, the
29 reserve officers' relief and pension principal fund, the resource
30 management cost account, the rural arterial trust account, the rural
31 mobility grant program account, the rural Washington loan fund, the
32 second injury fund, the sexual assault prevention and response
33 account, the site closure account, the skilled nursing facility
34 safety net trust fund, the small city pavement and sidewalk account,
35 the special category C account, the special wildlife account, the
36 state hazard mitigation revolving loan account, the state investment
37 board expense account, the state investment board commingled trust
38 fund accounts, the state patrol highway account, the state
39 reclamation revolving account, the state route number 520 civil
40 penalties account, the state route number 520 corridor account, the

1 statewide broadband account, the statewide tourism marketing account,
2 the supplemental pension account, the Tacoma Narrows toll bridge
3 account, the teachers' retirement system plan 1 account, the
4 teachers' retirement system combined plan 2 and plan 3 account, the
5 tobacco prevention and control account, the tobacco settlement
6 account, the toll facility bond retirement account, the
7 transportation 2003 account (nickel account), the transportation
8 equipment fund, the JUDY transportation future funding program
9 account, the transportation improvement account, the transportation
10 improvement board bond retirement account, the transportation
11 infrastructure account, the transportation partnership account, the
12 traumatic brain injury account, the tribal opioid prevention and
13 treatment account, the University of Washington bond retirement fund,
14 the University of Washington building account, the voluntary cleanup
15 account, the volunteer firefighters' relief and pension principal
16 fund, the volunteer firefighters' and reserve officers'
17 administrative fund, the vulnerable roadway user education account,
18 the Washington judicial retirement system account, the Washington law
19 enforcement officers' and firefighters' system plan 1 retirement
20 account, the Washington law enforcement officers' and firefighters'
21 system plan 2 retirement account, the Washington public safety
22 employees' plan 2 retirement account, the Washington school
23 employees' retirement system combined plan 2 and 3 account, the
24 Washington state patrol retirement account, the Washington State
25 University building account, the Washington State University bond
26 retirement fund, the water pollution control revolving administration
27 account, the water pollution control revolving fund, the Western
28 Washington University capital projects account, the Yakima integrated
29 plan implementation account, the Yakima integrated plan
30 implementation revenue recovery account, and the Yakima integrated
31 plan implementation taxable bond account. Earnings derived from
32 investing balances of the agricultural permanent fund, the normal
33 school permanent fund, the permanent common school fund, the
34 scientific permanent fund, and the state university permanent fund
35 shall be allocated to 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
38 that deposits funds into a fund or account in the state treasury
39 pursuant to an agreement with the office of the state treasurer shall

1 receive its proportionate share of earnings based upon each account's
2 or fund's average daily balance for the period.

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

6 NEW SECTION. **Sec. 15.** Sections 4 through 6 of this act are each
7 added to chapter 46.20 RCW.

8 NEW SECTION. **Sec. 16.** This act takes effect July 1, 2028.

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