
HOUSE BILL 2720

State of Washington

69th Legislature

2026 Regular Session

By Representatives Macri, Gregerson, and Scott

Read first time 02/03/26. Referred to Committee on Appropriations.

1 AN ACT Relating to increasing access and resources for behavioral
2 health emergency services providers by imposing a covered lives
3 assessment on specific health plans; reenacting and amending RCW
4 43.84.092, 43.84.092, 43.84.092, 43.84.092, 43.84.092, and 43.84.092;
5 adding a new section to chapter 71.24 RCW; adding a new chapter to
6 Title 48 RCW; creating new sections; providing effective dates;
7 providing a contingent effective date; providing expiration dates;
8 and providing contingent expiration dates.

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

10 NEW SECTION. **Sec. 1.** (1) The legislature finds that:

11 (a) Behavioral health crisis services are cost-effective and
12 reduce burdens on other emergency systems. According to the all payer
13 claims database from 2022 through 2024, aggregate health plan claims
14 payments for hospital emergency department visits where patients have
15 primary mental health diagnoses cost far more than behavioral health
16 crisis services;

17 (b) Behavioral health crisis services which include, but are not
18 limited to, mobile crisis response, crisis relief centers, and crisis
19 stabilization units, provide customized care specific to behavioral
20 health conditions that support people to recover as a more effective
21 alternative to hospital emergency departments;

1 (c) By giving first responders, family members, and people with
2 behavioral health conditions a place to go and someone to respond in
3 a crisis, behavioral health crisis services help people avoid
4 overburdened emergency departments, inpatient hospitals, and jails;

5 (d) Behavioral health crisis services should be available to all
6 regardless of insurance status, residency, age, or diagnosis, similar
7 to medical emergency services;

8 (e) The substance abuse and mental health services administration
9 recommends a comprehensive, 24/7, community-based crisis system that
10 is funded under a firehouse model rather than through traditional
11 insurance reimbursement;

12 (f) RCW 48.43.093 requires health carriers to cover behavioral
13 health emergency services for people enrolled in their health plans.
14 Federal and state mental health parity laws require private health
15 insurance to provide comparable coverage of medical and behavioral
16 health emergency services;

17 (g) Despite ongoing efforts from the office of the insurance
18 commissioner, behavioral health administrative services
19 organizations, behavioral health agencies, and health carriers to
20 implement this coverage requirement, payments for behavioral health
21 emergency services by private health plans remain limited. This is
22 due in part to the challenges of obtaining health insurance
23 information when a client is experiencing a behavioral health crisis
24 or its aftermath and to the complexity of billing private health
25 insurers given limited administrative capacity and billing expertise
26 of behavioral health crisis providers. Due to these structural
27 barriers, there are not clear and consistent systems for payments for
28 behavioral health crisis services by health carriers as required by
29 RCW 48.43.093. As a result, Washington state taxpayers have been
30 subsidizing this care;

31 (h) Behavioral health administrative services organizations are
32 best positioned to administer and implement the array of community-
33 based behavioral health crisis services that a region needs and its
34 providers can deliver, within their limited available resources,
35 given their role as regional behavioral health crisis services
36 authorities under RCW 71.24.045;

37 (i) A streamlined payment mechanism is needed to sustain access
38 to behavioral health crisis services and to ensure that private
39 health insurers provide the financial contribution for these services

1 that RCW 48.43.093 and mental health parity laws are intended to
2 result in; and

3 (j) Communities throughout Washington are seeking to expand
4 access to behavioral health crisis care by establishing new
5 facilities, often with state capital funding, but neither state
6 funding nor private health insurance funding is sufficient to support
7 services in these facilities. Too many have been unable to start
8 providing services in their community.

9 (2) The legislature intends to create a broad-based, ongoing,
10 dedicated funding source for behavioral health crisis services
11 provided to people that are not eligible for medicaid reimbursement,
12 and for people who are not enrolled in medicaid.

13 NEW SECTION. **Sec. 2.** The definitions in this section apply
14 throughout this chapter unless the context clearly requires
15 otherwise.

16 (1) "Adjustment factor" means the sum of inflation change and
17 population change for the biennium during which an adjustment
18 increase, as provided in section 3(7) of this act, is being
19 calculated.

20 (2) "Commissioner" means the insurance commissioner or his or her
21 designee.

22 (3) "Covered entity" means any entity insuring or administering
23 health coverage to covered lives.

24 (4)(a) "Covered lives" means all persons residing in Washington
25 state who are enrolled in health coverage offered by the following
26 entities:

27 (i) A health plan offered by a health carrier, as defined in RCW
28 48.43.005;

29 (ii) A self-funded multiple employer welfare arrangement, as
30 defined in RCW 48.125.010; and

31 (iii) An employer-sponsored self-funded group plan or a Taft-
32 Hartley trust plan.

33 (b) "Covered lives" does not include lives enrolled in medicaid
34 managed care organizations under contract with the health care
35 authority.

36 (5) "Health plan" has the same meaning as defined in RCW
37 48.43.005 but does not include medicare advantage plans established
38 under medicare part C, outpatient prescription drug plans established
39 under medicare part D, or federal employee health benefit plans.

1 (6) "Inflation change" means the percentage change in the
2 consumer price index for all urban consumers for the Seattle-Tacoma-
3 Bellevue area, or successor index, as published by the federal bureau
4 of labor statistics, for the biennium during which an adjustment
5 increase, as provided in section 3(7) of this act, is being
6 calculated.

7 (7) "Population change" means the percentage change in state
8 population as reported by the office of financial management for the
9 biennium during which an adjustment increase, as provided in section
10 3(7) of this act, is being calculated.

11 NEW SECTION. **Sec. 3.** (1) All covered entities shall pay an
12 annual covered lives assessment beginning January 1, 2027.

13 (2) The commissioner shall annually assess a per member per month
14 assessment per covered life for covered entities. The per member per
15 month assessment in calendar year 2027 shall be 58 cents per covered
16 life. The assessment shall be updated every two years in accordance
17 with the process established in subsection (7) of this section.

18 (3) The commissioner shall annually notify, in writing, each
19 covered entity of the total assessment and its payment obligation for
20 the upcoming year. The commissioner shall determine a payment
21 schedule for receipt of assessments under this section. Payment
22 collections may be made no more frequently than quarterly.

23 (4)(a) Covered entities shall provide the commissioner the
24 information needed to calculate the covered entity's covered lives
25 subject to the assessment in a form and manner determined by the
26 commissioner.

27 (b) The commissioner may contract with a third-party
28 administrator to obtain information regarding each covered entity's
29 covered lives and administer the collection of assessments under this
30 section.

31 (5)(a) Payments from covered entities are due to the commissioner
32 within 45 days of the receipt of notice of their payment obligation
33 determined under this section. The commissioner shall charge interest
34 as detailed by RCW 43.17.240, which begins to accrue on the 46th day,
35 on amounts received after the 45-day period.

36 (b) The commissioner shall assess a civil penalty against any
37 covered entity that fails to pay an assessment within 90 days of
38 notification of the payment obligation under this section. The civil
39 penalty under this subsection is 150 percent of such assessment. The

1 commissioner is authorized to file liens and seek judgment to recover
2 amounts in arrears and civil penalties, and recover reasonable
3 collection costs, including reasonable attorneys' fees and costs.

4 (c) The commissioner may allow each covered entity in arrears to
5 submit a payment plan, subject to approval by the commissioner and
6 initial payment under an approved payment plan.

7 (6) The commissioner shall deposit annual assessments interest,
8 and civil penalties collected under this section with the state
9 treasurer to the credit of the behavioral health emergency services
10 account created in section 4 of this act.

11 (7) Each June of even numbered years, the commissioner shall
12 calculate the assessment for the next two calendar years by
13 increasing the current assessment by known changes in the adjustment
14 factor, except that the increase shall not exceed 10 percent.

15 NEW SECTION. **Sec. 4.** (1) The behavioral health emergency
16 services account is created in the state treasury. All receipts from
17 the assessments, interest, and penalties collected by the
18 commissioner under section 3 of this act must be deposited into the
19 account. Moneys in the account may be spent only after appropriation.

20 (2) Expenditures from the account may be used only for:

21 (a) Behavioral health emergency services administered through
22 behavioral health administrative services organizations as defined in
23 RCW 71.24.025 by the following behavioral health emergency services
24 providers as defined in RCW 48.43.005:

25 (i) A crisis stabilization unit as defined in RCW 71.05.020;

26 (ii) A 23-hour crisis relief center as defined in RCW 71.24.025;

27 (iii) An agency certified by the department of health under
28 chapter 71.24 RCW to provide outpatient crisis services; and

29 (iv) A mobile rapid response crisis team as defined in RCW
30 71.24.025 that is contracted with a behavioral health administrative
31 services organization operating under RCW 71.24.045 to provide crisis
32 response services in the behavioral health administrative services
33 organization's service area;

34 (b) Administrative costs for the health care authority associated
35 with implementation of this act; and

36 (c) Disbursements to refund erroneous or excessive payments made
37 by covered entities as determined by the commissioner.

38 (3) Expenditures from the account are subject to the following
39 limitations:

1 (a) The account may not be used for reimbursement of services
2 identified in subsection (2) of this section provided to individuals
3 enrolled in medical assistance programs that include coverage for
4 these services under Title XIX of the federal social security act or
5 Title XXI of the federal social security act; and

6 (b) The account may not be used for reimbursement of services
7 identified in subsection (2) of this section that have been directly
8 billed by a provider or on the provider's behalf and reimbursed by a
9 covered entity or payer for the covered entity or payer's enrollee.

10 NEW SECTION. **Sec. 5.** The commissioner may adopt rules and
11 undertake actions necessary to carry out section 3 of this act
12 including, but not limited to, measures to enforce reporting of
13 covered lives, audits of covered lives reporting, and payment of
14 applicable assessments.

15 NEW SECTION. **Sec. 6.** A new section is added to chapter 71.24
16 RCW to read as follows:

17 The authority shall adopt rules and undertake actions necessary
18 to ensure that behavioral health emergency services account funds
19 appropriated to and expended by the authority are used in accordance
20 with the conditions and limitations of chapter 48.--- RCW (the new
21 chapter created in section 13 of this act).

22 **Sec. 7.** RCW 43.84.092 and 2025 c 417 s 802, 2025 c 399 s 15,
23 2025 c 359 s 12, and 2025 c 299 s 21 are each reenacted and amended
24 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
29 receive funds associated with federal programs as required by the
30 federal cash management improvement act of 1990. The treasury income
31 account is subject in all respects to chapter 43.88 RCW, but no
32 appropriation is required for refunds or allocations of interest
33 earnings required by the cash management improvement act. Refunds of
34 interest to the federal treasury required under the cash management
35 improvement act fall under RCW 43.88.180 and shall not require
36 appropriation. The office of financial management shall determine the
37 amounts due to or from the federal government pursuant to the cash

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

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

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

20 (a) The following accounts and funds shall receive their
21 proportionate share of earnings based upon each account's and fund's
22 average daily balance for the period: The abandoned recreational
23 vehicle disposal account, the aeronautics account, the Alaskan Way
24 viaduct replacement project account, the ambulance transport fund,
25 the behavioral health emergency services account, the budget
26 stabilization account, the capital vessel replacement account, the
27 capitol building construction account, the Central Washington
28 University capital projects account, the charitable, educational,
29 penal and reformatory institutions account, the Chehalis basin
30 account, the Chehalis basin taxable account, the clean fuels credit
31 account, the clean fuels transportation investment account, the
32 cleanup settlement account, the Columbia river basin water supply
33 development account, the Columbia river basin taxable bond water
34 supply development account, the Columbia river basin water supply
35 revenue recovery account, the common school construction fund, the
36 community forest trust account, the connecting Washington account,
37 the county arterial preservation account, the county criminal justice
38 assistance account, the covenant homeownership account, the deferred
39 compensation administrative account, the deferred compensation
40 principal account, the department of licensing services account, the

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

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

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

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

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

21 **Sec. 8.** RCW 43.84.092 and 2025 c 417 s 802, 2025 c 399 s 15, and
22 2025 c 299 s 21 are each reenacted and amended to read as follows:

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

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

1 distributions of earnings set forth in subsection (4) of this
2 section.

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

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

16 (a) The following accounts and funds shall receive their
17 proportionate share of earnings based upon each account's and fund's
18 average daily balance for the period: The abandoned recreational
19 vehicle disposal account, the aeronautics account, the Alaskan Way
20 viaduct replacement project account, the ambulance transport fund,
21 the behavioral health emergency services account, the budget
22 stabilization account, the capital vessel replacement account, the
23 capitol building construction account, the Central Washington
24 University capital projects account, the charitable, educational,
25 penal and reformatory institutions account, the Chehalis basin
26 account, the Chehalis basin taxable account, the clean fuels credit
27 account, the clean fuels transportation investment account, the
28 cleanup settlement account, the Columbia river basin water supply
29 development account, the Columbia river basin taxable bond water
30 supply development account, the Columbia river basin water supply
31 revenue recovery account, the common school construction fund, the
32 community forest trust account, the connecting Washington account,
33 the county arterial preservation account, the county criminal justice
34 assistance account, the covenant homeownership account, the deferred
35 compensation administrative account, the deferred compensation
36 principal account, the department of licensing services account, the
37 department of retirement systems expense account, the developmental
38 disabilities community services account, the diesel idle reduction
39 account, the opioid abatement settlement account, the drinking water
40 assistance account, the administrative subaccount of the drinking

1 water assistance account, the driver education safety improvement
2 account, the early learning facilities development account, the early
3 learning facilities revolving account, the Eastern Washington
4 University capital projects account, the education legacy trust
5 account, the election account, the electric vehicle account, the
6 energy freedom account, the energy recovery act account, the
7 essential rail assistance account, The Evergreen State College
8 capital projects account, the fair start for kids account, the family
9 medicine workforce development account, the ferry bond retirement
10 fund, the fish, wildlife, and conservation account, the freight
11 mobility investment account, the freight mobility multimodal account,
12 the grade crossing protective fund, the higher education retirement
13 plan supplemental benefit fund, the Washington student loan account,
14 the highway bond retirement fund, the highway infrastructure account,
15 the highway safety fund, the hospital safety net assessment fund, the
16 Interstate 5 bridge replacement project account, the Interstate 405
17 and state route number 167 express toll lanes account, the judges'
18 retirement account, the judicial retirement administrative account,
19 the judicial retirement principal account, the limited fish and
20 wildlife account, the local leasehold excise tax account, the local
21 real estate excise tax account, the local sales and use tax account,
22 the marine resources stewardship trust account, the medical aid
23 account, the money-purchase retirement savings administrative
24 account, the money-purchase retirement savings principal account, the
25 motor vehicle fund, the motorcycle safety education account, the move
26 ahead WA account, the move ahead WA flexible account, the multimodal
27 transportation account, the multiuse roadway safety account, the
28 municipal criminal justice assistance account, the oyster reserve
29 land account, the pension funding stabilization account, the
30 perpetual surveillance and maintenance account, the pilotage account,
31 the pollution liability insurance agency underground storage tank
32 revolving account, the public employees' retirement system plan 1
33 account, the public employees' retirement system combined plan 2 and
34 plan 3 account, the public facilities construction loan revolving
35 account, the public health supplemental account, the public works
36 assistance account, the Puget Sound capital construction account, the
37 Puget Sound ferry operations account, the Puget Sound Gateway
38 facility account, the Puget Sound taxpayer accountability account,
39 the real estate appraiser commission account, the recreational
40 vehicle account, the regional mobility grant program account, the

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

1 plan implementation account, the Yakima integrated plan
2 implementation revenue recovery account, and the Yakima integrated
3 plan implementation taxable bond account. Earnings derived from
4 investing balances of the agricultural permanent fund, the normal
5 school permanent fund, the permanent common school fund, the
6 scientific permanent fund, and the state university permanent fund
7 shall be allocated to their respective beneficiary accounts.

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

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

17 **Sec. 9.** RCW 43.84.092 and 2025 c 417 s 803, 2025 c 399 s 16,
18 2025 c 359 s 13, and 2025 c 299 s 22 are each reenacted and amended
19 to read as follows:

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

23 (2) The treasury income account shall be utilized to pay or
24 receive funds associated with federal programs as required by the
25 federal cash management improvement act of 1990. The treasury income
26 account is subject in all respects to chapter 43.88 RCW, but no
27 appropriation is required for refunds or allocations of interest
28 earnings required by the cash management improvement act. Refunds of
29 interest to the federal treasury required under the cash management
30 improvement act fall under RCW 43.88.180 and shall not require
31 appropriation. The office of financial management shall determine the
32 amounts due to or from the federal government pursuant to the cash
33 management improvement act. The office of financial management may
34 direct transfers of funds between accounts as deemed necessary to
35 implement the provisions of the cash management improvement act, and
36 this subsection. Refunds or allocations shall occur prior to the
37 distributions of earnings set forth in subsection (4) of this
38 section.

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

10 (4) Monthly, the state treasurer shall distribute the earnings
11 credited to the treasury income account. The state treasurer shall
12 credit the general fund with all the earnings credited to the
13 treasury income account except:

14 (a) The following accounts and funds shall receive their
15 proportionate share of earnings based upon each account's and fund's
16 average daily balance for the period: The abandoned recreational
17 vehicle disposal account, the aeronautics account, the Alaskan Way
18 viaduct replacement project account, the behavioral health emergency
19 services account, the budget stabilization account, the capital
20 vessel replacement account, the capitol building construction
21 account, the Central Washington University capital projects account,
22 the charitable, educational, penal and reformatory institutions
23 account, the Chehalis basin account, the Chehalis basin taxable
24 account, the clean fuels credit account, the clean fuels
25 transportation investment account, the cleanup settlement account,
26 the Columbia river basin water supply development account, the
27 Columbia river basin taxable bond water supply development account,
28 the Columbia river basin water supply revenue recovery account, the
29 common school construction fund, the community forest trust account,
30 the connecting Washington account, the county arterial preservation
31 account, the county criminal justice assistance account, the covenant
32 homeownership account, the deferred compensation administrative
33 account, the deferred compensation principal account, the department
34 of licensing services account, the department of retirement systems
35 expense account, the developmental disabilities community services
36 account, the diesel idle reduction account, the opioid abatement
37 settlement account, the drinking water assistance account, the
38 administrative subaccount of the drinking water assistance account,
39 the driver education safety improvement account, the early learning
40 facilities development account, the early learning facilities

1 revolving account, the Eastern Washington University capital projects
2 account, the education legacy trust account, the election account,
3 the electric vehicle 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 fair start for
6 kids account, the family medicine workforce development account, the
7 ferry bond retirement fund, the fish, wildlife, and conservation
8 account, the freight mobility investment account, the freight
9 mobility multimodal account, the grade crossing protective fund, the
10 higher education retirement plan supplemental benefit fund, the
11 Washington student loan account, the highway bond retirement fund,
12 the highway infrastructure account, the highway safety fund, the
13 hospital safety net assessment fund, the Interstate 5 bridge
14 replacement project account, the Interstate 405 and state route
15 number 167 express toll lanes account, the judges' retirement
16 account, the judicial retirement administrative account, the judicial
17 retirement principal account, the limited fish and wildlife account,
18 the local leasehold excise tax account, the local real estate excise
19 tax account, the local sales and use tax account, the marine
20 resources stewardship trust account, the medical aid account, the
21 money-purchase retirement savings administrative account, the money-
22 purchase retirement savings principal account, the motor vehicle
23 fund, the motorcycle safety education account, the move ahead WA
24 account, the move ahead WA flexible account, the multimodal
25 transportation account, the multiuse roadway safety account, the
26 municipal criminal justice assistance account, the oyster reserve
27 land account, the pension funding stabilization account, the
28 perpetual surveillance and maintenance account, the pilotage account,
29 the pollution liability insurance agency underground storage tank
30 revolving account, the medicaid access program account, the public
31 employees' retirement system plan 1 account, the public employees'
32 retirement system combined plan 2 and plan 3 account, the public
33 facilities construction loan revolving account, the public health
34 supplemental account, the public works assistance account, the Puget
35 Sound capital construction account, the Puget Sound ferry operations
36 account, the Puget Sound Gateway facility account, the Puget Sound
37 taxpayer accountability account, the real estate appraiser commission
38 account, the recreational vehicle account, the regional mobility
39 grant program account, the reserve officers' relief and pension
40 principal fund, the resource management cost account, the rural

1 arterial trust account, the rural mobility grant program account, the
2 rural Washington loan fund, the second injury fund, the sexual
3 assault prevention and response account, the site closure account,
4 the skilled nursing facility safety net trust fund, the small city
5 pavement and sidewalk account, the special category C account, the
6 special wildlife account, the state hazard mitigation revolving loan
7 account, the state investment board expense account, the state
8 investment board commingled trust fund accounts, the state patrol
9 highway account, the state reclamation revolving account, the state
10 route number 520 civil penalties account, the state route number 520
11 corridor account, the statewide broadband account, the statewide
12 tourism marketing account, the supplemental pension account, the
13 Tacoma Narrows toll bridge account, the teachers' retirement system
14 plan 1 account, the teachers' retirement system combined plan 2 and
15 plan 3 account, the tobacco prevention and control account, the
16 tobacco settlement account, the toll facility bond retirement
17 account, the transportation 2003 account (nickel account), the
18 transportation equipment fund, the JUDY transportation future funding
19 program account, the transportation improvement account, the
20 transportation improvement board bond retirement account, the
21 transportation infrastructure account, the transportation partnership
22 account, the traumatic brain injury account, the tribal opioid
23 prevention and treatment account, the University of Washington bond
24 retirement fund, the University of Washington building account, the
25 voluntary cleanup account, the volunteer firefighters' relief and
26 pension principal fund, the volunteer firefighters' and reserve
27 officers' administrative fund, the vulnerable roadway user education
28 account, the Washington judicial retirement system account, the
29 Washington law enforcement officers' and firefighters' system plan 1
30 retirement account, the Washington law enforcement officers' and
31 firefighters' system plan 2 retirement account, the Washington public
32 safety employees' plan 2 retirement account, the Washington school
33 employees' retirement system combined plan 2 and 3 account, the
34 Washington state patrol retirement account, the Washington State
35 University building account, the Washington State University bond
36 retirement fund, the water pollution control revolving administration
37 account, the water pollution control revolving fund, the Western
38 Washington University capital projects account, the Yakima integrated
39 plan implementation account, the Yakima integrated plan
40 implementation revenue recovery account, and the Yakima integrated

1 plan implementation taxable bond account. Earnings derived from
2 investing balances of the agricultural permanent fund, the normal
3 school permanent fund, the permanent common school fund, the
4 scientific permanent fund, and the state university permanent fund
5 shall be allocated to their respective beneficiary accounts.

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

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

15 **Sec. 10.** RCW 43.84.092 and 2025 c 417 s 803, 2025 c 399 s 16,
16 and 2025 c 299 s 22 are each reenacted and amended to read as
17 follows:

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

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

37 (3) Except for the provisions of RCW 43.84.160, the treasury
38 income account may be utilized for the payment of purchased banking
39 services on behalf of treasury funds including, but not limited to,

1 depository, safekeeping, and disbursement functions for the state
2 treasury and affected state agencies. The treasury income account is
3 subject in all respects to chapter 43.88 RCW, but no appropriation is
4 required for payments to financial institutions. Payments shall occur
5 prior to distribution of earnings set forth in subsection (4) of this
6 section.

7 (4) Monthly, the state treasurer shall distribute the earnings
8 credited to the treasury income account. The state treasurer shall
9 credit the general fund with all the earnings credited to the
10 treasury income account except:

11 (a) The following accounts and funds shall receive their
12 proportionate share of earnings based upon each account's and fund's
13 average daily balance for the period: The abandoned recreational
14 vehicle disposal account, the aeronautics account, the Alaskan Way
15 viaduct replacement project account, the behavioral health emergency
16 services account, the budget stabilization account, the capital
17 vessel replacement account, the capitol building construction
18 account, the Central Washington University capital projects account,
19 the charitable, educational, penal and reformatory institutions
20 account, the Chehalis basin account, the Chehalis basin taxable
21 account, the clean fuels credit account, the clean fuels
22 transportation investment account, the cleanup settlement account,
23 the Columbia river basin water supply development account, the
24 Columbia river basin taxable bond water supply development account,
25 the Columbia river basin water supply revenue recovery account, the
26 common school construction fund, the community forest trust account,
27 the connecting Washington account, the county arterial preservation
28 account, the county criminal justice assistance account, the covenant
29 homeownership account, the deferred compensation administrative
30 account, the deferred compensation principal account, the department
31 of licensing services account, the department of retirement systems
32 expense account, the developmental disabilities community services
33 account, the diesel idle reduction account, the opioid abatement
34 settlement account, the drinking water assistance account, the
35 administrative subaccount of the drinking water assistance account,
36 the driver education safety improvement account, the early learning
37 facilities development account, the early learning facilities
38 revolving account, the Eastern Washington University capital projects
39 account, the education legacy trust account, the election account,
40 the electric vehicle account, the energy freedom account, the energy

1 recovery act account, the essential rail assistance account, The
2 Evergreen State College capital projects account, the fair start for
3 kids account, the family medicine workforce development account, the
4 ferry bond retirement fund, the fish, wildlife, and conservation
5 account, the freight mobility investment account, the freight
6 mobility multimodal account, the grade crossing protective fund, the
7 higher education retirement plan supplemental benefit fund, the
8 Washington student loan account, the highway bond retirement fund,
9 the highway infrastructure account, the highway safety fund, the
10 hospital safety net assessment fund, the Interstate 5 bridge
11 replacement project account, the Interstate 405 and state route
12 number 167 express toll lanes account, the judges' retirement
13 account, the judicial retirement administrative account, the judicial
14 retirement principal account, the limited fish and wildlife account,
15 the local leasehold excise tax account, the local real estate excise
16 tax account, the local sales and use tax account, the marine
17 resources stewardship trust account, the medical aid account, the
18 money-purchase retirement savings administrative account, the money-
19 purchase retirement savings principal account, the motor vehicle
20 fund, the motorcycle safety education account, the move ahead WA
21 account, the move ahead WA flexible account, the multimodal
22 transportation account, the multiuse roadway safety account, the
23 municipal criminal justice assistance account, the oyster reserve
24 land account, the pension funding stabilization account, the
25 perpetual surveillance and maintenance account, the pilotage account,
26 the pollution liability insurance agency underground storage tank
27 revolving account, the public employees' retirement system plan 1
28 account, the public employees' retirement system combined plan 2 and
29 plan 3 account, the public facilities construction loan revolving
30 account, the public health supplemental account, the public works
31 assistance account, the Puget Sound capital construction account, the
32 Puget Sound ferry operations account, the Puget Sound Gateway
33 facility account, the Puget Sound taxpayer accountability account,
34 the real estate appraiser commission account, the recreational
35 vehicle account, the regional mobility grant program account, the
36 reserve officers' relief and pension principal fund, the resource
37 management cost account, the rural arterial trust account, the rural
38 mobility grant program account, the rural Washington loan fund, the
39 second injury fund, the sexual assault prevention and response
40 account, the site closure account, the skilled nursing facility

1 safety net trust fund, the small city pavement and sidewalk account,
2 the special category C account, the special wildlife account, the
3 state hazard mitigation revolving loan account, the state investment
4 board expense account, the state investment board commingled trust
5 fund accounts, the state patrol highway account, the state
6 reclamation revolving account, the state route number 520 civil
7 penalties account, the state route number 520 corridor account, the
8 statewide broadband account, the statewide tourism marketing account,
9 the supplemental pension account, the Tacoma Narrows toll bridge
10 account, the teachers' retirement system plan 1 account, the
11 teachers' retirement system combined plan 2 and plan 3 account, the
12 tobacco prevention and control account, the tobacco settlement
13 account, the toll facility bond retirement account, the
14 transportation 2003 account (nickel account), the transportation
15 equipment fund, the JUDY transportation future funding program
16 account, the transportation improvement account, the transportation
17 improvement board bond retirement account, the transportation
18 infrastructure account, the transportation partnership account, the
19 traumatic brain injury account, the tribal opioid prevention and
20 treatment account, the University of Washington bond retirement fund,
21 the University of Washington building account, the voluntary cleanup
22 account, the volunteer firefighters' relief and pension principal
23 fund, the volunteer firefighters' and reserve officers'
24 administrative fund, the vulnerable roadway user education account,
25 the Washington judicial retirement system account, the Washington law
26 enforcement officers' and firefighters' system plan 1 retirement
27 account, the Washington law enforcement officers' and firefighters'
28 system plan 2 retirement account, the Washington public safety
29 employees' plan 2 retirement account, the Washington school
30 employees' retirement system combined plan 2 and 3 account, the
31 Washington state patrol retirement account, the Washington State
32 University building account, the Washington State University bond
33 retirement fund, the water pollution control revolving administration
34 account, the water pollution control revolving fund, the Western
35 Washington University capital projects account, the Yakima integrated
36 plan implementation account, the Yakima integrated plan
37 implementation revenue recovery account, and the Yakima integrated
38 plan implementation taxable bond account. Earnings derived from
39 investing balances of the agricultural permanent fund, the normal
40 school permanent fund, the permanent common school fund, the

1 scientific permanent fund, and the state university permanent fund
2 shall be allocated to their respective beneficiary accounts.

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

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

12 **Sec. 11.** RCW 43.84.092 and 2025 c 417 s 803, 2025 c 399 s 16,
13 2025 c 359 s 13, 2025 c 299 s 22, and 2025 c 228 s 15 are each
14 reenacted and amended to read as follows:

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

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

34 (3) Except for the provisions of RCW 43.84.160, the treasury
35 income account may be utilized for the payment of purchased banking
36 services on behalf of treasury funds including, but not limited to,
37 depository, safekeeping, and disbursement functions for the state
38 treasury and affected state agencies. The treasury income account is
39 subject in all respects to chapter 43.88 RCW, but no appropriation is

1 required for payments to financial institutions. Payments shall occur
2 prior to distribution of earnings set forth in subsection (4) of this
3 section.

4 (4) Monthly, the state treasurer shall distribute the earnings
5 credited to the treasury income account. The state treasurer shall
6 credit the general fund with all the earnings credited to the
7 treasury income account except:

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

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

1 state hazard mitigation revolving loan account, the state investment
2 board expense account, the state investment board commingled trust
3 fund accounts, the state patrol highway account, the state
4 reclamation revolving account, the state route number 520 civil
5 penalties account, the state route number 520 corridor account, the
6 statewide broadband account, the statewide tourism marketing account,
7 the supplemental pension account, the Tacoma Narrows toll bridge
8 account, the teachers' retirement system plan 1 account, the
9 teachers' retirement system combined plan 2 and plan 3 account, the
10 tobacco prevention and control account, the tobacco settlement
11 account, the toll facility bond retirement account, the
12 transportation 2003 account (nickel account), the transportation
13 equipment fund, the JUDY transportation future funding program
14 account, the transportation improvement account, the transportation
15 improvement board bond retirement account, the transportation
16 infrastructure account, the transportation partnership account, the
17 traumatic brain injury account, the tribal opioid prevention and
18 treatment account, the University of Washington bond retirement fund,
19 the University of Washington building account, the voluntary cleanup
20 account, the volunteer firefighters' relief and pension principal
21 fund, the volunteer firefighters' and reserve officers'
22 administrative fund, the vulnerable roadway user education account,
23 the Washington judicial retirement system account, the Washington law
24 enforcement officers' and firefighters' system plan 1 retirement
25 account, the Washington law enforcement officers' and firefighters'
26 system plan 2 retirement account, the Washington public safety
27 employees' plan 2 retirement account, the Washington school
28 employees' retirement system combined plan 2 and 3 account, the
29 Washington state patrol retirement account, the Washington State
30 University building account, the Washington State University bond
31 retirement fund, the water pollution control revolving administration
32 account, the water pollution control revolving fund, the Western
33 Washington University capital projects account, the Yakima integrated
34 plan implementation account, the Yakima integrated plan
35 implementation revenue recovery account, and the Yakima integrated
36 plan implementation taxable bond account. Earnings derived from
37 investing balances of the agricultural permanent fund, the normal
38 school permanent fund, the permanent common school fund, the
39 scientific permanent fund, and the state university permanent fund
40 shall be allocated to their respective beneficiary accounts.

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

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

10 **Sec. 12.** RCW 43.84.092 and 2025 c 417 s 803, 2025 c 399 s 16,
11 2025 c 299 s 22, and 2025 c 228 s 15 are each reenacted and amended
12 to read as follows:

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

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

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

1 prior to distribution of earnings set forth in subsection (4) of this
2 section.

3 (4) Monthly, the state treasurer shall distribute the earnings
4 credited to the treasury income account. The state treasurer shall
5 credit the general fund with all the earnings credited to the
6 treasury income account except:

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

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

1 investment board commingled trust fund accounts, the state patrol
2 highway account, the state reclamation revolving account, the state
3 route number 520 civil penalties account, the state route number 520
4 corridor account, the statewide broadband account, the statewide
5 tourism marketing account, the supplemental pension account, the
6 Tacoma Narrows toll bridge account, the teachers' retirement system
7 plan 1 account, the teachers' retirement system combined plan 2 and
8 plan 3 account, the tobacco prevention and control account, the
9 tobacco settlement account, the toll facility bond retirement
10 account, the transportation 2003 account (nickel account), the
11 transportation equipment fund, the JUDY transportation future funding
12 program account, 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 tribal opioid
16 prevention and treatment account, the University of Washington bond
17 retirement fund, the University of Washington building account, the
18 voluntary cleanup account, the volunteer firefighters' relief and
19 pension principal fund, the volunteer firefighters' and reserve
20 officers' administrative fund, the vulnerable roadway user education
21 account, the Washington judicial retirement system account, the
22 Washington law enforcement officers' and firefighters' system plan 1
23 retirement account, the Washington law enforcement officers' and
24 firefighters' system plan 2 retirement account, the Washington public
25 safety employees' plan 2 retirement account, the Washington school
26 employees' retirement system combined plan 2 and 3 account, the
27 Washington state patrol retirement account, the Washington State
28 University building account, the Washington State University bond
29 retirement fund, the water pollution control revolving administration
30 account, the water pollution control revolving fund, the Western
31 Washington University capital projects account, the Yakima integrated
32 plan implementation account, the Yakima integrated plan
33 implementation revenue recovery account, and the Yakima integrated
34 plan implementation taxable bond account. Earnings derived from
35 investing balances of the agricultural permanent fund, the normal
36 school permanent fund, the permanent common school fund, the
37 scientific permanent fund, and the state university permanent fund
38 shall be allocated to their respective beneficiary accounts.

39 (b) Any state agency that has independent authority over accounts
40 or funds not statutorily required to be held in the state treasury

1 that deposits funds into a fund or account in the state treasury
2 pursuant to an agreement with the office of the state treasurer shall
3 receive its proportionate share of earnings based upon each account's
4 or fund's average daily balance for the period.

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

8 NEW SECTION. **Sec. 13.** Sections 1 through 5 of this act
9 constitute a new chapter in Title 48 RCW.

10 NEW SECTION. **Sec. 14.** (1) Section 7 of this act expires the
11 earlier of July 1, 2028, or when RCW 74.76.040 expires.

12 (2) Section 8 of this act expires July 1, 2028.

13 (3) Section 9 of this act expires the earlier of January 1, 2029,
14 or when RCW 74.76.040 expires.

15 (4) Section 10 of this act expires January 1, 2029.

16 (5) Section 11 of this act expires when RCW 74.76.040 expires.

17 NEW SECTION. **Sec. 15.** (1) Section 8 of this act takes effect
18 when RCW 74.76.040 expires.

19 (2) Sections 9 and 10 of this act take effect July 1, 2028.

20 (3) Sections 11 and 12 of this act take effect January 1, 2029.

21 NEW SECTION. **Sec. 16.** The provisions of this act are not
22 severable. In the event that any portion of this act shall have been
23 validly implemented and the entire act is later rendered ineffective,
24 prior assessments and payments under the validly implemented portions
25 shall not be affected.

26 NEW SECTION. **Sec. 17.** If specific funding for the purposes of
27 this act, referencing this act by bill or chapter number, is not
28 provided by June 30, 2026, in the omnibus appropriations act, this
29 act is null and void.

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