

2 **SHB 2950 - H AMD 0401 ADOPTED 3-12-92**

3 By Representative H. Sommers

4

5 Strike everything after the enacting clause and insert the  
6 following:

7 "Sec. 1. RCW 43.99I.010 and 1991 sp.s. c 31 s 1 are each amended  
8 to read as follows:

9 The state finance committee is authorized to issue general  
10 obligation bonds of the state of Washington in the sum of one billion  
11 (~~ninety-five~~) two hundred eighty-four million dollars, or so much  
12 thereof as may be required, to finance the projects described and  
13 authorized by the legislature in the capital and operating  
14 appropriations acts for the 1991-1993 fiscal biennium and subsequent  
15 fiscal biennia, and all costs incidental thereto.

16 Bonds authorized in this section shall be sold in such manner, at  
17 such time or times, in such amounts, and at such price as the state  
18 finance committee shall determine. No such bonds may be offered for  
19 sale without prior legislative appropriation of the net proceeds of the  
20 sale of the bonds. The state finance committee may obtain insurance,  
21 letters of credit, or other credit enhancements and may authorize the  
22 execution and delivery of agreements, promissory notes, and other  
23 obligations for the purpose of insuring the payment or enhancing the  
24 marketability of bonds authorized in this section. Promissory notes or  
25 other obligations issued pursuant to this section shall not constitute  
26 a debt or the contracting of indebtedness under any constitutional or  
27 statutory indebtedness limitation if their payment is conditioned upon

1 the failure of the state to pay the principal of or interest on the  
2 bonds with respect to which the same relate.

3 The state finance committee shall consider the issuance of short-  
4 term obligations in lieu of long-term obligations for the purposes of  
5 more favorable interest rates, lower total interest costs, and  
6 increased marketability and for the purpose of retiring the bonds  
7 during the life of the project for which they were issued."

8 "Sec. 2. RCW 43.99I.020 and 1991 sp.s. c 31 s 2 are each amended  
9 to read as follows:

10 Bonds issued under RCW 43.99I.010 are subject to the following  
11 conditions and limitations:

12 General obligation bonds of the state of Washington in the sum of  
13 one billion (~~((ninety-five))~~) two hundred eighty-four million dollars, or  
14 so much thereof as may be required, shall be issued for the purposes  
15 described and authorized by the legislature in the capital and  
16 operating appropriations acts for the 1991-93 fiscal biennium and  
17 subsequent fiscal biennia, and to provide for the administrative cost  
18 of such projects, including costs of bond issuance and retirement,  
19 salaries and related costs of officials and employees of the state,  
20 costs of insurance or credit enhancement agreements, and other expenses  
21 incidental to the administration of capital projects. Subject to such  
22 changes as may be required in the appropriations acts, the proceeds  
23 from the sale of the bonds issued for the purposes of this subsection  
24 shall be deposited in the state building construction account created  
25 by RCW 43.83.020 and transferred as follows:

26 (1) Eight hundred thirty-five thousand dollars to the state higher  
27 education construction account created by RCW 28B.10.851;

28 (2) Eight hundred (~~((twenty-three))~~) seventy-one million dollars to  
29 the state building construction account created by RCW 43.83.020;

1 (3) Fifteen million dollars to the energy efficiency construction  
2 account created by RCW 39.35C.100;

3 (4) Three million fifty thousand dollars to the energy efficiency  
4 services account created by RCW 39.35C.110;

5 (5) (~~One hundred twenty~~) Two hundred fifty-five million five  
6 hundred thousand dollars to the common school reimbursable construction  
7 account hereby created in the state treasury;

8 (6) Ninety-eight million six hundred forty-eight thousand dollars  
9 to the higher education reimbursable construction account hereby  
10 created in the state treasury; ((and))

11 (7) (~~Two million four hundred five thousand dollars to the~~  
12 ~~wildlife reimbursable construction account hereby created in the state~~  
13 ~~treasury~~) Three million two hundred eighty-four thousand dollars to  
14 the data processing building construction account created in section 7  
15 of this act; and

16 (8) Nine hundred thousand dollars to the Washington state dairy  
17 products commission facility account created in section 8 of this act.

18 These proceeds shall be used exclusively for the purposes specified  
19 in this subsection, and for the payment of expenses incurred in the  
20 issuance and sale of the bonds issued for the purposes of this section,  
21 and shall be administered by the office of financial management,  
22 subject to legislative appropriation."

23 "**Sec. 3.** RCW 43.99I.040 and 1991 sp.s. c 31 s 4 are each amended  
24 to read as follows:

25 (1) On each date on which any interest or principal and interest  
26 payment is due on bonds issued for the purposes of RCW 43.99I.020 (3)  
27 and (4), the state treasurer shall transfer from the energy efficiency  
28 construction account created in RCW 39.35C.100 to the general fund of

1 the state treasury the amount computed in RCW 43.99I.030 for the bonds  
2 issued for the purposes of RCW 43.99I.020 (3) and (4).

3 (2) On each date on which any interest or principal and interest  
4 payment is due on bonds issued for the purposes of RCW 43.99I.020(5),  
5 the state treasurer shall transfer from property taxes in the state  
6 general fund levied for this support of the common schools under RCW  
7 84.52.065 to the general fund of the state treasury for unrestricted  
8 use the amount computed in RCW 43.99I.030 for the bonds issued for the  
9 purposes of RCW 43.99I.020(5).

10 (3) On each date on which any interest or principal and interest  
11 payment is due on bonds issued for the purposes of RCW 43.99I.020(6),  
12 the state treasurer shall transfer from higher education operating fees  
13 deposited in the general fund to the general fund of the state treasury  
14 for unrestricted use, or if chapter ..., Laws of 1992 (Senate Bill No.  
15 6285) becomes law and changes the disposition of higher education  
16 operating fees from the general fund to another account, the state  
17 treasurer shall transfer the proportional share from the University of  
18 Washington operating fees account, the Washington State University  
19 operating fees account, and the Central Washington University operating  
20 fees account the amount computed in RCW 43.99I.030 for the bonds issued  
21 for the purposes of RCW 43.99I.020(~~(6)~~) (7).

22 ~~(4) ((On each date on which any interest or principal and interest~~  
23 ~~payment is due on bonds issued for the purposes of RCW 43.99I.020(7),~~  
24 ~~the state treasurer shall transfer from the state wildlife fund to the~~  
25 ~~general fund of the state treasury the amount computed in RCW~~  
26 ~~43.99I.030 for the bonds issued for the purpose of RCW 43.99I.020(7).))~~  
27 On each date on which any interest or principal and interest payment is  
28 due on bonds issued for the purposes of RCW 43.99I.020(7), the state  
29 treasurer shall transfer from the data processing revolving account  
30 created in RCW 43.105.080 to the general fund of the state treasury the

1 amount computed in RCW 43.99I.030 for the bonds issued for the purposes  
2 of RCW 43.99I.020(7).

3 (5) On each date on which any interest or principal and interest  
4 payment is due on bonds issued for the purpose of RCW 43.99I.020(8),  
5 the Washington state dairy products commission shall cause the amount  
6 computed in RCW 43.99I.030 for the bonds issued for the purposes of RCW  
7 43.99I.020(8) to be paid out of the commission's general operating fund  
8 to the state treasurer for deposit into the general fund of the state  
9 treasury."

10 "Sec. 4. RCW 43.84.092 and 1991 sp.s. c 13 s 57 are each amended  
11 to read as follows:

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

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

19 (a) The following accounts and funds shall receive their  
20 proportionate share of earnings based upon each account's and fund's  
21 average daily balance for the period: The capitol building  
22 construction account, the Cedar River channel construction and  
23 operation account, the Central Washington University capital projects  
24 account, the charitable, educational, penal and reformatory  
25 institutions account, the common school construction fund, the county  
26 criminal justice assistance account, the county sales and use tax  
27 equalization account, the data processing building construction  
28 account, the deferred compensation administrative account, the deferred  
29 compensation principal account, the department of retirement systems

1 expense account, the Eastern Washington University capital projects  
2 account, the federal forest revolving account, the industrial insurance  
3 premium refund account, the judges' retirement account, the judicial  
4 retirement administrative account, the judicial retirement principal  
5 account, the local leasehold excise tax account, the local sales and  
6 use tax account, the medical aid account, the municipal criminal  
7 justice assistance account, the municipal sales and use tax  
8 equalization account, the natural resources deposit account, the  
9 perpetual surveillance and maintenance account, the public employees'  
10 retirement system plan I account, the public employees' retirement  
11 system plan II account, the Puyallup tribal settlement account, the  
12 resource management cost account, the site closure account, the special  
13 wildlife account, the state employees' insurance account, the state  
14 employees' insurance reserve account, the state investment board  
15 expense account, the state investment board commingled trust fund  
16 accounts, the supplemental pension account, the teachers' retirement  
17 system plan I account, the teachers' retirement system plan II account,  
18 the University of Washington bond retirement fund, the University of  
19 Washington building account, the volunteer fire fighters' relief and  
20 pension principal account, the volunteer fire fighters' relief and  
21 pension administrative account, the Washington judicial retirement  
22 system account, the Washington law enforcement officers' and fire  
23 fighters' system plan I retirement account, the Washington law  
24 enforcement officers' and fire fighters' system plan II retirement  
25 account, the Washington state patrol retirement account, the Washington  
26 State University building account, the Washington State University bond  
27 retirement fund, and the Western Washington University capital projects  
28 account. Earnings derived from investing balances of the agricultural  
29 permanent fund, the normal school permanent fund, the permanent common  
30 school fund, the scientific permanent fund, and the state university

1 permanent fund shall be allocated to their respective beneficiary  
2 accounts. All earnings to be distributed under this subsection (2)(a)  
3 shall first be reduced by the allocation to the state treasurer's  
4 service ((~~account~~ {~~fund~~}) fund pursuant to RCW 43.08.190.

5 (b) The following accounts and funds shall receive eighty percent  
6 of their proportionate share of earnings based upon each account's or  
7 fund's average daily balance for the period: The central Puget Sound  
8 public transportation account, the city hardship assistance account,  
9 the county arterial preservation account, the economic development  
10 account, the essential rail assistance account, the essential rail  
11 banking account, the ferry bond retirement fund, the grade crossing  
12 protective fund, the high capacity transportation account, the highway  
13 bond retirement fund, the highway construction stabilization account,  
14 the highway safety account, the motor vehicle fund, the motorcycle  
15 safety education account, the pilotage account, the public  
16 transportation systems account, the Puget Sound capital construction  
17 account, the Puget Sound ferry operations account, the recreational  
18 vehicle account, the rural arterial trust account, the special category  
19 C account, the state patrol highway account, the transfer relief  
20 account, the transportation capital facilities account, the  
21 transportation equipment fund, the transportation fund, the  
22 transportation improvement account, and the urban arterial trust  
23 account.

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

27 "NEW SECTION. Sec. 5. A new section is added to chapter 43.99I  
28 RCW to read as follows:

1       The bonds authorized by RCW 43.99I.020(8) shall be issued only  
2 after the director of financial management has (a) certified that,  
3 based on the future income from assessments levied pursuant to chapter  
4 15.44 RCW and other revenues collected by the Washington state dairy  
5 products commission, an adequate balance will be maintained in the  
6 commission's general operating fund to pay the interest or principal  
7 and interest payments due under RCW 43.99I.040(4) for the life of the  
8 bonds; and (b) approved the facility to be acquired using the bond  
9 proceeds."

10       **"Sec. 6.** RCW 43.105.080 and 1987 c 504 s 11 are each amended to  
11 read as follows:

12       There is created a revolving fund to be known as the data  
13 processing revolving fund in the custody of the state treasurer. The  
14 revolving fund shall be used for the acquisition of equipment,  
15 software, supplies, and services and the payment of salaries, wages,  
16 and other costs incidental to the acquisition, development, operation,  
17 and administration of information services, telecommunications,  
18 systems, software, supplies and equipment, including the payment of  
19 principal and interest on bonds issued for capital projects, by the  
20 department, Washington State University's computer services center, the  
21 department of personnel's personnel information systems division, the  
22 office of financial management's financial systems management group,  
23 and other users as jointly determined by the department and the office  
24 of financial management. The revolving fund is subject to the  
25 allotment procedure provided under chapter 43.88 RCW. Disbursements  
26 from the revolving fund for the services component of the department  
27 are not subject to appropriation. Disbursements for the planning  
28 component of the department are subject to appropriation. All  
29 disbursements from the fund are subject to the allotment procedures



1 provided under chapter 43.88 RCW. The department shall establish and  
2 implement a billing structure to assure all agencies pay an equitable  
3 share of the costs.

4 As used in this section, the word "supplies" shall not be  
5 interpreted to delegate or abrogate the division of purchasing's  
6 responsibilities and authority to purchase supplies as described in RCW  
7 43.19.190 and 43.19.200."

8 "NEW SECTION. **Sec. 7.** A new section is added to chapter 43.99I  
9 RCW to read as follows:

10 The data processing building construction account is created in the  
11 state treasury. Moneys in the account may be spent only after  
12 appropriation. Expenditures from the account may be used only for  
13 acquisition of land for and construction of a data processing  
14 building."

15 "NEW SECTION. **Sec. 8.** A new section is added to chapter 43.99I  
16 RCW to read as follows:

17 The Washington state dairy products commission facility account is  
18 hereby created in the state treasury. Moneys in the account may be  
19 spent only after appropriation. Expenditures from the account may be  
20 used only for acquisition, renovation, or construction of a permanent  
21 facility for the Washington state dairy products commission."

22 "**Sec. 9.** RCW 90.50A.020 and 1991 sp.s. c 13 s 102 are each amended  
23 to read as follows:

24 (1) The water pollution control revolving fund is hereby  
25 established in the ~~((custody of the))~~ state ~~((treasurer))~~ treasury.  
26 Moneys in this fund ~~((are not subject to))~~ may be spent only after

1 legislative appropriation. Moneys in the fund may be spent only in a  
2 manner consistent with this chapter.

3 (2) The water pollution control revolving fund shall consist of:

4 (a) All capitalization grants provided by the federal government  
5 under the federal water quality act of 1987;

6 (b) All state matching funds appropriated or authorized by the  
7 legislature;

8 (c) Any other revenues derived from gifts or bequests pledged to  
9 the state for the purpose of providing financial assistance for water  
10 pollution control projects;

11 (d) All repayments of moneys borrowed from the fund;

12 (e) All interest payments made by borrowers from the fund;

13 (f) Any other fee or charge levied in conjunction with  
14 administration of the fund; and

15 (g) Any new funds as a result of leveraging."

16 "Sec. 10. RCW 43.160.080 and 1991 sp.s. c 13 s 115 are each  
17 amended to read as follows:

18 There shall be a fund in the state treasury known as the public  
19 facilities construction loan revolving account, which shall consist of  
20 all moneys collected under this chapter, except moneys of the board  
21 collected in connection with the issuance of industrial development  
22 revenue bonds, and any moneys appropriated to it by law: PROVIDED,  
23 That seventy-five percent of all principal and interest payments on  
24 loans made with the proceeds deposited in the account under section  
25 901, chapter 57, Laws of 1983 1st ex. sess. shall be deposited in the  
26 general fund as reimbursement for debt service payments on the bonds  
27 authorized in RCW 43.83.184. (~~The state treasurer shall be custodian~~  
28 ~~of the revolving account.~~) Disbursements from the revolving account  
29 shall be on authorization of the board. In order to maintain an

1 effective expenditure and revenue control, the public facilities  
2 construction loan revolving account shall be subject in all respects to  
3 chapter 43.88 RCW(~~(, but no appropriation is required to permit~~  
4 ~~expenditures and payment of obligations from the account)~~).

5 "Sec. 11. RCW 43.168.110 and 1985 c 164 s 11 are each amended to  
6 read as follows:

7 There is established the Washington state development loan fund  
8 which shall be an account in the state treasury. All loan payments of  
9 principal and interest which are transferred under RCW 43.168.050 shall  
10 be deposited into the account. Moneys in the account may be spent  
11 (~~without~~) only after legislative appropriation for loans under this  
12 chapter. (~~However,~~) Any expenditures of these moneys shall conform  
13 to federal law."

14 "NEW SECTION. **Sec. 12.** This act is necessary for the immediate  
15 preservation of the public peace, health, or safety, or support of the  
16 state government and its existing public institutions, and shall take  
17 effect immediately."

18 **SHB 2950** - H AMD  
19 By Representative H. Sommers

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21 On page 1, line 2 of the title, after "accounts;" strike the  
22 remainder of the title and insert "amending RCW 43.99I.010, 43.99I.020,  
23 43.99I.040, 43.84.092, 43.105.080, 90.50A.020, 43.160.080, and  
24 43.168.110; adding new sections to chapter 43.99I RCW; and declaring an  
25 emergency."