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**SUBSTITUTE SENATE BILL 6371**

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**State of Washington**

**55th Legislature**

**1998 Regular Session**

**By** Senate Committee on Government Operations (originally sponsored by Senators McCaslin, Haugen, Swecker, Bauer, Anderson, Winsley and Goings)

Read first time 02/06/98.

1 AN ACT Relating to implementing the capital facilities elements of  
2 comprehensive plans adopted under the growth management act; amending  
3 RCW 36.70A.103, 82.45.060, and 43.84.092; adding a new section to  
4 chapter 36.70A RCW; and creating a new section.

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

6 NEW SECTION. **Sec. 1.** The legislature finds that population growth  
7 in many areas of the state requires new, improved, or additional  
8 capital facilities. The legislature further finds that the needed  
9 facilities identified in the capital facilities elements of  
10 comprehensive plans adopted by counties and cities far exceed the  
11 existing funding available to county, city, or state agencies  
12 responsible for constructing or operating the needed facilities. The  
13 legislature therefore establishes the growth management infrastructure  
14 account to assist counties and cities in financing and constructing  
15 those capital facilities identified in the capital facilities elements  
16 of growth management plans. In addition, where successful  
17 implementation of locally adopted growth management plans requires  
18 improvements or additions to state facilities identified in a growth  
19 management plan, the legislature finds that the responsible state

1 agency should request those funds at the next regular session of the  
2 legislature.

3 **Sec. 2.** RCW 36.70A.103 and 1991 sp.s. c 32 s 4 are each amended to  
4 read as follows:

5 (1) State agencies shall comply with the local comprehensive plans  
6 and development regulations and amendments thereto adopted pursuant to  
7 this chapter.

8 (2) Whenever a comprehensive plan adopted by a county or city under  
9 this act indicates that improvements or additions to state facilities  
10 are needed to implement the plan, at the next regular session of the  
11 legislature the state agency responsible for constructing or operating  
12 those facilities shall request that the legislature recommend to the  
13 public works board that the facility be funded from the growth  
14 management infrastructure account.

15 NEW SECTION. **Sec. 3.** A new section is added to chapter 36.70A RCW  
16 to read as follows:

17 A growth management infrastructure account is created in the state  
18 treasury. The purpose of the account is to fund capital facilities  
19 identified in comprehensive plans adopted and implemented under the  
20 growth management act, primarily capital facilities to be constructed  
21 by counties and cities, but including improvements or additions to  
22 state facilities identified by counties or cities. Expenditures from  
23 the account shall be made only after appropriation. Only the public  
24 works board may authorize expenditures from the account. Money may be  
25 placed in the account from the proceeds of bonds when authorized by the  
26 legislature, transfers from other state funds or accounts, federal  
27 capitalization grants or other financial assistance, all repayments of  
28 moneys borrowed from the account, all interest payments made by  
29 borrowers from the account or otherwise earned on the account, or any  
30 other lawful source.

31 **Sec. 4.** RCW 82.45.060 and 1987 c 472 s 14 are each amended to read  
32 as follows:

33 ~~((1))~~ There is imposed an excise tax upon each sale of real  
34 property at the rate of one and twenty-eight one-hundredths percent of  
35 the selling price. From the proceeds of this excise tax to the state  
36 treasurer, an amount equal to seven and seven-tenths percent ~~((of the~~

1 ~~proceeds of this tax to the state treasurer)) shall be deposited in the~~  
2 ~~public works assistance account created in RCW 43.155.050 and an amount~~  
3 ~~equal to fifty percent shall be deposited in the growth management~~  
4 ~~infrastructure account created in section 3 of this act.~~

5 ~~((2) There is imposed an additional excise tax through June 30,~~  
6 ~~1989, upon each sale of real property at the rate of six one hundredths~~  
7 ~~of one percent of the selling price. The tax imposed under this~~  
8 ~~subsection shall be deposited in the conservation area account under~~  
9 ~~RCW 79.71.110.))~~

10 **Sec. 5.** RCW 43.84.092 and 1997 c 218 s 5 are each amended to read  
11 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) The treasury income account shall be utilized to pay or receive  
16 funds associated with federal programs as required by the federal cash  
17 management improvement act of 1990. The treasury income account is  
18 subject in all respects to chapter 43.88 RCW, but no appropriation is  
19 required for refunds or allocations of interest earnings required by  
20 the cash management improvement act. Refunds of interest to the  
21 federal treasury required under the cash management improvement act  
22 fall under RCW 43.88.180 and shall not require appropriation. The  
23 office of financial management shall determine the amounts due to or  
24 from the federal government pursuant to the cash management improvement  
25 act. The office of financial management may direct transfers of funds  
26 between accounts as deemed necessary to implement the provisions of the  
27 cash management improvement act, and this subsection. Refunds or  
28 allocations shall occur prior to the distributions of earnings set  
29 forth in subsection (4) of this section.

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

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

5 (a) The following accounts and funds shall receive their  
6 proportionate share of earnings based upon each account's and fund's  
7 average daily balance for the period: The capitol building  
8 construction account, the Cedar River channel construction and  
9 operation account, the Central Washington University capital projects  
10 account, the charitable, educational, penal and reformatory  
11 institutions account, the common school construction fund, the county  
12 criminal justice assistance account, the county sales and use tax  
13 equalization account, the data processing building construction  
14 account, the deferred compensation administrative account, the deferred  
15 compensation principal account, the department of retirement systems  
16 expense account, the drinking water assistance account, the Eastern  
17 Washington University capital projects account, the education  
18 construction fund, the emergency reserve fund, the federal forest  
19 revolving account, the growth management infrastructure account, the  
20 health services account, the public health services account, the health  
21 system capacity account, the personal health services account, the  
22 highway infrastructure account, the industrial insurance premium refund  
23 account, the judges' retirement account, the judicial retirement  
24 administrative account, the judicial retirement principal account, the  
25 local leasehold excise tax account, the local real estate excise tax  
26 account, the local sales and use tax account, the medical aid account,  
27 the mobile home park relocation fund, the municipal criminal justice  
28 assistance account, the municipal sales and use tax equalization  
29 account, the natural resources deposit account, the perpetual  
30 surveillance and maintenance account, the public employees' retirement  
31 system plan I account, the public employees' retirement system plan II  
32 account, the Puyallup tribal settlement account, the resource  
33 management cost account, the site closure account, the special wildlife  
34 account, the state employees' insurance account, the state employees'  
35 insurance reserve account, the state investment board expense account,  
36 the state investment board commingled trust fund accounts, the  
37 supplemental pension account, the teachers' retirement system plan I  
38 account, the teachers' retirement system plan II account, the  
39 transportation infrastructure account, the tuition recovery trust fund,

1 the University of Washington bond retirement fund, the University of  
2 Washington building account, the volunteer fire fighters' relief and  
3 pension principal account, the volunteer fire fighters' relief and  
4 pension administrative account, the Washington judicial retirement  
5 system account, the Washington law enforcement officers' and fire  
6 fighters' system plan I retirement account, the Washington law  
7 enforcement officers' and fire fighters' system plan II retirement  
8 account, the Washington state patrol retirement account, the Washington  
9 State University building account, the Washington State University bond  
10 retirement fund, the water pollution control revolving fund, and the  
11 Western Washington University capital projects account. Earnings  
12 derived from investing balances of the agricultural permanent fund, the  
13 normal school permanent fund, the permanent common school fund, the  
14 scientific permanent fund, and the state university permanent fund  
15 shall be allocated to their respective beneficiary accounts. All  
16 earnings to be distributed under this subsection (4)(a) shall first be  
17 reduced by the allocation to the state treasurer's service fund  
18 pursuant to RCW 43.08.190.

19 (b) The following accounts and funds shall receive eighty percent  
20 of their proportionate share of earnings based upon each account's or  
21 fund's average daily balance for the period: The aeronautics account,  
22 the aircraft search and rescue account, the central Puget Sound public  
23 transportation account, the city hardship assistance account, the  
24 county arterial preservation account, the department of licensing  
25 services account, the economic development account, the essential rail  
26 assistance account, the essential rail banking account, the ferry bond  
27 retirement fund, the gasohol exemption holding account, the grade  
28 crossing protective fund, the high capacity transportation account, the  
29 highway bond retirement fund, the highway construction stabilization  
30 account, the highway safety account, the marine operating fund, the  
31 motor vehicle fund, the motorcycle safety education account, the  
32 pilotage account, the public transportation systems account, the Puget  
33 Sound capital construction account, the Puget Sound ferry operations  
34 account, the recreational vehicle account, the rural arterial trust  
35 account, the safety and education account, the small city account, the  
36 special category C account, the state patrol highway account, the  
37 transfer relief account, the transportation capital facilities account,  
38 the transportation equipment fund, the transportation fund, the

1 transportation improvement account, the transportation revolving loan  
2 account, and the urban arterial trust account.

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

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