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SENATE BILL 5039

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State of Washington

56th Legislature

1999 Regular Session

By Senators Fairley, Horn and Honeyford; by request of Department of Labor & Industries

Read first time 01/11/1999. Referred to Committee on Labor & Workforce Development.

1 AN ACT Relating to creation of dedicated accounts for contractor  
2 registration, factory assembled structures, and elevator inspection  
3 programs; amending RCW 43.84.092 and 43.84.092; adding a new section to  
4 chapter 18.27 RCW; adding a new section to chapter 43.22 RCW; adding a  
5 new section to chapter 70.87 RCW; providing an effective date; and  
6 providing an expiration date.

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

8 NEW SECTION. **Sec. 1.** A new section is added to chapter 18.27 RCW  
9 to read as follows:

10 The contractor registration account is created in the state  
11 treasury. All receipts from registration, penalties, and other sources  
12 under this chapter must be deposited into the account. Moneys in the  
13 account may be spent only after appropriation. Expenditures from the  
14 account may be used only for the purposes of this chapter.

15 NEW SECTION. **Sec. 2.** A new section is added to chapter 43.22 RCW  
16 to read as follows:

17 The factory assembled structures account is created in the state  
18 treasury. All receipts from inspections, insignias, permits, plan

1 reviews, and other sources under this chapter must be deposited into  
2 the account. Moneys in the account may be spent only after  
3 appropriation. Expenditures from the account may be used only for the  
4 purposes of this chapter.

5 NEW SECTION. **Sec. 3.** A new section is added to chapter 70.87 RCW  
6 to read as follows:

7 The elevator inspection account is created in the state treasury.  
8 All receipts from inspections, permits, plan reviews, penalties, and  
9 other sources under this chapter must be deposited into the account.  
10 Moneys in the account may be spent only after appropriation.  
11 Expenditures from the account may be used only for the purposes of this  
12 chapter.

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

33 (3) Except for the provisions of RCW 43.84.160, the treasury income  
34 account may be utilized for the payment of purchased banking services  
35 on behalf of treasury funds including, but not limited to, depository,  
36 safekeeping, and disbursement functions for the state treasury and  
37 affected state agencies. The treasury income account is subject in all

1 respects to chapter 43.88 RCW, but no appropriation is required for  
2 payments to financial institutions. Payments shall occur prior to  
3 distribution of earnings set forth in subsection (4) of this 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 treasury  
7 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 capitol building  
11 construction account, the Cedar River channel construction and  
12 operation account, the Central Washington University capital projects  
13 account, the charitable, educational, penal and reformatory  
14 institutions account, the common school construction fund, the  
15 contractor registration account, the county criminal justice assistance  
16 account, the county sales and use tax equalization account, the data  
17 processing building construction account, the deferred compensation  
18 administrative account, the deferred compensation principal account,  
19 the department of retirement systems expense account, the drinking  
20 water assistance account, the Eastern Washington University capital  
21 projects account, the education construction fund, the emergency  
22 reserve fund, the elevator inspection account, the factory assembled  
23 structures account, the federal forest revolving account, the health  
24 services account, the public health services account, the health system  
25 capacity account, the personal health services account, the highway  
26 infrastructure account, the industrial insurance premium refund  
27 account, the judges' retirement account, the judicial retirement  
28 administrative account, the judicial retirement principal account, the  
29 local leasehold excise tax account, the local real estate excise tax  
30 account, the local sales and use tax account, the medical aid account,  
31 the mobile home park relocation fund, the municipal criminal justice  
32 assistance account, the municipal sales and use tax equalization  
33 account, the natural resources deposit account, the perpetual  
34 surveillance and maintenance account, the public employees' retirement  
35 system plan I account, the public employees' retirement system plan II  
36 account, the Puyallup tribal settlement account, the resource  
37 management cost account, the site closure account, the special wildlife  
38 account, the state employees' insurance account, the state employees'  
39 insurance reserve account, the state investment board expense account,

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

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

1 special category C account, the state patrol highway account, the  
2 transfer relief account, the transportation capital facilities account,  
3 the transportation equipment fund, the transportation fund, the  
4 transportation improvement account, the transportation revolving loan  
5 account, and the urban arterial trust account.

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

9 **Sec. 5.** RCW 43.84.092 and 1998 c 341 s 708 are each amended to  
10 read as follows:

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

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

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

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

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

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

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

6 NEW SECTION. **Sec. 6.** Section 4 of this act expires September 1,  
7 2000.

8 NEW SECTION. **Sec. 7.** Section 5 of this act takes effect September  
9 1, 2000.

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