
HOUSE BILL 2281

State of Washington

57th Legislature

2002 Regular Session

By Representatives Clements, Linville, G. Chandler, Conway and Kenney;
by request of Governor Locke

Read first time 07/25/2001. Referred to Committee on Agriculture &
Ecology.

1 AN ACT Relating to funding crop damage; reenacting and amending RCW
2 43.84.092 and 43.84.092; creating new sections; making an
3 appropriation; providing an effective date; providing an expiration
4 date; and declaring an emergency.

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

6 NEW SECTION. **Sec. 1.** The legislature finds that the agricultural
7 industry is vital to the economy of the state and the welfare of its
8 citizens. The legislature further finds that catastrophic natural
9 events such as storms, fires, and floods can place the viability of
10 significant segments of the agricultural industry at risk, and that
11 such events jeopardize the economic well-being of the state and the
12 public welfare. The legislature accordingly declares that providing
13 disaster relief to help restore significant segments of the
14 agricultural industry having suffered catastrophic loss from the storm
15 that occurred on June 26 and 27, 2001, is an essential public purpose
16 and public function.

17 NEW SECTION. **Sec. 2.** (1) The crop damage management account is
18 created in the custody of the state treasurer. Amounts appropriated

1 from the Nisqually earthquake account will be deposited in the account.
2 Expenditures from the account may be used only for damage caused by the
3 severe storm, a natural disaster, that occurred on June 26 and 27,
4 2001, which damaged crops in thirteen counties designated by the
5 governor and the secretary of the United States department of
6 agriculture. Only the director of the department of agriculture or the
7 director's designee may authorize expenditures from the account. The
8 account is subject to allotment procedures under chapter 43.88 RCW, but
9 an appropriation is not required for expenditures.

10 (2) The department of agriculture shall develop criteria for
11 distributing amounts appropriated to the account to affected farmers in
12 the form of limited financial assistance. The criteria shall designate
13 a minimum of three levels of limited financial assistance, based on the
14 severity of actual damages. The department of agriculture shall
15 consult with affected farmer groups in developing the levels of limited
16 financial assistance.

17 (3) The department of agriculture is exempt from the requirements
18 of chapter 19.85 RCW for any rule adopted to administer this limited
19 financial assistance program.

20 (4) To be eligible for limited financial assistance, a farmer must
21 first apply for and qualify for an emergency loan from the farm service
22 agency of the United States department of agriculture.

23 NEW SECTION. **Sec. 3.** The sum of seven million dollars, or as much
24 thereof as may be necessary, is appropriated for the fiscal year ending
25 June 30, 2002, from the Nisqually earthquake account to the crop damage
26 management account for the purposes specified under section 1 of this
27 act.

28 **Sec. 4.** RCW 43.84.092 and 2001 2nd sp.s. c 14 s 607, 2001 c 273 s
29 5, 2001 c 141 s 2, and 2001 c 80 s 4 are each reenacted and amended to
30 read as follows:

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

34 (2) The treasury income account shall be utilized to pay or receive
35 funds associated with federal programs as required by the federal cash
36 management improvement act of 1990. The treasury income account is
37 subject in all respects to chapter 43.88 RCW, but no appropriation is

1 required for refunds or allocations of interest earnings required by
2 the cash management improvement act. Refunds of interest to the
3 federal treasury required under the cash management improvement act
4 fall under RCW 43.88.180 and shall not require appropriation. The
5 office of financial management shall determine the amounts due to or
6 from the federal government pursuant to the cash management improvement
7 act. The office of financial management may direct transfers of funds
8 between accounts as deemed necessary to implement the provisions of the
9 cash management improvement act, and this subsection. Refunds or
10 allocations shall occur prior to the distributions of earnings set
11 forth in subsection (4) of this section.

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

20 (4) Monthly, the state treasurer shall distribute the earnings
21 credited to the treasury income account. The state treasurer shall
22 credit the general fund with all the earnings credited to the treasury
23 income account except:

24 (a) The following accounts and funds shall receive their
25 proportionate share of earnings based upon each account's and fund's
26 average daily balance for the period: The capitol building
27 construction account, the Cedar River channel construction and
28 operation account, the Central Washington University capital projects
29 account, the charitable, educational, penal and reformatory
30 institutions account, the common school construction fund, the county
31 criminal justice assistance account, the county sales and use tax
32 equalization account, the crop damage management account, the data
33 processing building construction account, the deferred compensation
34 administrative account, the deferred compensation principal account,
35 the department of retirement systems expense account, the drinking
36 water assistance account, the drinking water assistance administrative
37 account, the drinking water assistance repayment account, the Eastern
38 Washington University capital projects account, the education
39 construction fund, the emergency reserve fund, the federal forest

1 revolving account, the health services account, the public health
2 services account, the health system capacity account, the personal
3 health services account, the state higher education construction
4 account, the higher education construction account, the highway
5 infrastructure account, the industrial insurance premium refund
6 account, the judges' retirement account, the judicial retirement
7 administrative account, the judicial retirement principal account, the
8 local leasehold excise tax account, the local real estate excise tax
9 account, the local sales and use tax account, the medical aid account,
10 the mobile home park relocation fund, the multimodal transportation
11 account, the municipal criminal justice assistance account, the
12 municipal sales and use tax equalization account, the natural resources
13 deposit account, the oyster reserve land account, the perpetual
14 surveillance and maintenance account, the public employees' retirement
15 system plan 1 account, the public employees' retirement system plan 2
16 account, the public health supplemental account, the Puyallup tribal
17 settlement account, the resource management cost account, the site
18 closure account, the special wildlife account, the state employees'
19 insurance account, the state employees' insurance reserve account, the
20 state investment board expense account, the state investment board
21 commingled trust fund accounts, the supplemental pension account, the
22 teachers' retirement system plan 1 account, the teachers' retirement
23 system combined plan 2 and plan 3 account, the tobacco prevention and
24 control account, the tobacco settlement account, the transportation
25 infrastructure account, the tuition recovery trust fund, the University
26 of Washington bond retirement fund, the University of Washington
27 building account, the volunteer fire fighters' and reserve officers'
28 relief and pension principal fund, the volunteer fire fighters' and
29 reserve officers' administrative fund, the Washington fruit express
30 account, the Washington judicial retirement system account, the
31 Washington law enforcement officers' and fire fighters' system plan 1
32 retirement account, the Washington law enforcement officers' and fire
33 fighters' system plan 2 retirement account, the Washington school
34 employees' retirement system combined plan 2 and 3 account, the
35 Washington state health insurance pool account, the Washington state
36 patrol retirement account, the Washington State University building
37 account, the Washington State University bond retirement fund, the
38 water pollution control revolving fund, and the Western Washington
39 University capital projects account. Earnings derived from investing

1 balances of the agricultural permanent fund, the normal school
2 permanent fund, the permanent common school fund, the scientific
3 permanent fund, and the state university permanent fund shall be
4 allocated to their respective beneficiary accounts. All earnings to be
5 distributed under this subsection (4)(a) shall first be reduced by the
6 allocation to the state treasurer's service fund pursuant to RCW
7 43.08.190.

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

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

28 **Sec. 5.** RCW 43.84.092 and 2001 2nd sp.s. c 14 s 608, 2001 c 273 s
29 6, 2001 c 141 s 3, and 2001 c 80 s 5 are each reenacted and amended to
30 read as follows:

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

34 (2) The treasury income account shall be utilized to pay or receive
35 funds associated with federal programs as required by the federal cash
36 management improvement act of 1990. The treasury income account is
37 subject in all respects to chapter 43.88 RCW, but no appropriation is
38 required for refunds or allocations of interest earnings required by

1 the cash management improvement act. Refunds of interest to the
2 federal treasury required under the cash management improvement act
3 fall under RCW 43.88.180 and shall not require appropriation. The
4 office of financial management shall determine the amounts due to or
5 from the federal government pursuant to the cash management improvement
6 act. The office of financial management may direct transfers of funds
7 between accounts as deemed necessary to implement the provisions of the
8 cash management improvement act, and this subsection. Refunds or
9 allocations shall occur prior to the distributions of earnings set
10 forth in subsection (4) of this section.

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

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20 credited to the treasury income account. The state treasurer shall
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22 income account except:

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26 construction account, the Cedar River channel construction and
27 operation account, the Central Washington University capital projects
28 account, the charitable, educational, penal and reformatory
29 institutions account, the common school construction fund, the county
30 criminal justice assistance account, the county sales and use tax
31 equalization account, the crop damage management account, the data
32 processing building construction account, the deferred compensation
33 administrative account, the deferred compensation principal account,
34 the department of retirement systems expense account, the drinking
35 water assistance account, the drinking water assistance administrative
36 account, the drinking water assistance repayment account, the Eastern
37 Washington University capital projects account, the education
38 construction fund, the emergency reserve fund, the federal forest
39 revolving account, the health services account, the public health

1 services account, the health system capacity account, the personal
2 health services account, the state higher education construction
3 account, the higher education construction account, the highway
4 infrastructure account, the industrial insurance premium refund
5 account, the judges' retirement account, the judicial retirement
6 administrative account, the judicial retirement principal account, the
7 local leasehold excise tax account, the local real estate excise tax
8 account, the local sales and use tax account, the medical aid account,
9 the mobile home park relocation fund, the multimodal transportation
10 account, the municipal criminal justice assistance account, the
11 municipal sales and use tax equalization account, the natural resources
12 deposit account, the oyster reserve land account, the perpetual
13 surveillance and maintenance account, the public employees' retirement
14 system plan 1 account, the public employees' retirement system combined
15 plan 2 and plan 3 account, the public health supplemental account, the
16 Puyallup tribal settlement account, the resource management cost
17 account, the site closure account, the special wildlife account, the
18 state employees' insurance account, the state employees' insurance
19 reserve account, the state investment board expense account, the state
20 investment board commingled trust fund accounts, the supplemental
21 pension account, the teachers' retirement system plan 1 account, the
22 teachers' retirement system combined plan 2 and plan 3 account, the
23 tobacco prevention and control account, the tobacco settlement account,
24 the transportation infrastructure account, the tuition recovery trust
25 fund, the University of Washington bond retirement fund, the University
26 of Washington building account, the volunteer fire fighters' and
27 reserve officers' relief and pension principal fund, the volunteer fire
28 fighters' and reserve officers' administrative fund, the Washington
29 fruit express account, the Washington judicial retirement system
30 account, the Washington law enforcement officers' and fire fighters'
31 system plan 1 retirement account, the Washington law enforcement
32 officers' and fire fighters' system plan 2 retirement account, the
33 Washington school employees' retirement system combined plan 2 and 3
34 account, the Washington state health insurance pool account, the
35 Washington state patrol retirement account, the Washington State
36 University building account, the Washington State University bond
37 retirement fund, the water pollution control revolving fund, and the
38 Western Washington University capital projects account. Earnings
39 derived from investing balances of the agricultural permanent fund, the

1 normal school permanent fund, the permanent common school fund, the
2 scientific permanent fund, and the state university permanent fund
3 shall be allocated to their respective beneficiary accounts. All
4 earnings to be distributed under this subsection (4)(a) shall first be
5 reduced by the allocation to the state treasurer's service fund
6 pursuant to RCW 43.08.190.

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

24 (5) 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. 6.** Section 4 of this act expires March 1, 2002.

28 NEW SECTION. **Sec. 7.** Section 5 of this act takes effect March 1,
29 2002.

30 NEW SECTION. **Sec. 8.** Except for section 5 of this act, this act
31 is necessary for the immediate preservation of the public peace,
32 health, or safety, or support of the state government and its existing
33 public institutions, and takes effect immediately.

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