
ENGROSSED HOUSE BILL 1161

State of Washington

58th Legislature

2003 Regular Session

By Representatives McDermott, Shabro, Tom, Anderson, Kenney, Wallace and Linville; by request of Secretary of State

Read first time 01/20/2003. Referred to Committee on State Government.

1 AN ACT Relating to the election account; reenacting and amending
2 RCW 43.84.092; and adding a new section to chapter 29.04 RCW.

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

4 NEW SECTION. **Sec. 1.** A new section is added to chapter 29.04 RCW
5 to read as follows:

6 (1) The election account is created in the state treasury.

7 (2) The following receipts must be deposited into the account:
8 Amounts received from the federal government under Public Law 107-252
9 (October 29, 2002), known as the "Help America Vote Act of 2002,"
10 including any amounts received under subsequent amendments to the act;
11 amounts appropriated or otherwise made available by the state
12 legislature for the purposes of carrying out activities for which
13 federal funds are provided to the state under Public Law 107-252,
14 including any amounts received under subsequent amendments to the act;
15 and such other amounts as may be appropriated by the legislature to the
16 account.

1 (3) Moneys in the account may be spent only after appropriation.
2 Expenditures from the account may be made only to facilitate the
3 implementation of Public Law 107-252.

4 **Sec. 2.** RCW 43.84.092 and 2002 c 242 s 2, 2002 c 114 s 24, and
5 2002 c 56 s 402 are each reenacted and amended to read as follows:

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

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

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

32 (4) Monthly, the state treasurer shall distribute the earnings
33 credited to the treasury income account. The state treasurer shall
34 credit the general fund with all the earnings credited to the treasury
35 income account except:

36 (a) The following accounts and funds shall receive their
37 proportionate share of earnings based upon each account's and fund's

1 average daily balance for the period: The capitol building
2 construction account, the Cedar River channel construction and
3 operation account, the Central Washington University capital projects
4 account, the charitable, educational, penal and reformatory
5 institutions account, the common school construction fund, the county
6 criminal justice assistance account, the county sales and use tax
7 equalization account, the data processing building construction
8 account, the deferred compensation administrative account, the deferred
9 compensation principal account, the department of retirement systems
10 expense account, the drinking water assistance account, the drinking
11 water assistance administrative account, the drinking water assistance
12 repayment account, the Eastern Washington University capital projects
13 account, the education construction fund, the election account, the
14 emergency reserve fund, the federal forest revolving account, the
15 health services account, the public health services account, the health
16 system capacity account, the personal health services account, the
17 state higher education construction account, the higher education
18 construction account, the highway infrastructure account, the
19 industrial insurance premium refund account, the judges' retirement
20 account, the judicial retirement administrative account, the judicial
21 retirement principal account, the local leasehold excise tax account,
22 the local real estate excise tax account, the local sales and use tax
23 account, the medical aid account, the mobile home park relocation fund,
24 the multimodal transportation account, the municipal criminal justice
25 assistance account, the municipal sales and use tax equalization
26 account, the natural resources deposit account, the oyster reserve land
27 account, the perpetual surveillance and maintenance account, the public
28 employees' retirement system plan 1 account, the public employees'
29 retirement system combined plan 2 and plan 3 account, the public
30 facilities construction loan revolving account beginning July 1, 2004,
31 the public health supplemental account, the Puyallup tribal settlement
32 account, the regional transportation investment district account, the
33 resource management cost account, the site closure account, the special
34 wildlife account, the state employees' insurance account, the state
35 employees' insurance reserve account, the state investment board
36 expense account, the state investment board commingled trust fund
37 accounts, the supplemental pension account, the Tacoma Narrows toll
38 bridge account, the teachers' retirement system plan 1 account, the

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

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

1 fund, the transportation fund, the transportation improvement account,
2 the transportation improvement board bond retirement account, and the
3 urban arterial trust account.

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

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