
SENATE BILL 5205

State of Washington 59th Legislature 2005 Regular Session

By Senators Fraser and Hewitt; by request of State Treasurer

Read first time 01/18/2005. Referred to Committee on Ways & Means.

1 AN ACT Relating to making payments under certain bond authorization
2 acts; and amending RCW 39.53.120, 43.99K.030, and 67.40.060.

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

4 **Sec. 1.** RCW 39.53.120 and 1999 c 230 s 11 are each amended to read
5 as follows:

6 (1) Except as specifically provided in this chapter, refunding
7 bonds issued under this chapter shall be issued in accordance with the
8 provisions of law applicable to the type of bonds of the issuer to be
9 refunded, at the time of the issuance of either the refunding bonds or
10 the bonds to be refunded.

11 (2) For all refunding bonds previously or hereafter issued by the
12 state of Washington under this chapter, the state treasurer shall
13 transfer from the designated funds or accounts the amount necessary for
14 the payment of principal of and interest on the refunding bonds to the
15 applicable bond retirement account for such refunding bonds on each
16 date on which the interest or principal and interest payment is due on
17 such refunding bonds unless an earlier transfer date, as determined by
18 the state finance committee, is necessary or appropriate to the
19 financial framework of the refunding bonds.

1 **Sec. 2.** RCW 43.99K.030 and 1997 c 456 s 23 are each amended to
2 read as follows:

3 (1)(a) The debt-limit general fund bond retirement account shall be
4 used for the payment of the principal of and interest on the bonds
5 authorized in RCW 43.99K.020 (1), (2), and (3).

6 (b) The debt-limit reimbursable bond retirement account shall be
7 used for the payment of the principal of and interest on the bonds
8 authorized in RCW 43.99K.020(4).

9 (c) The nondebt-limit reimbursable bond retirement account shall be
10 used for the payment of the principal of and interest on the bonds
11 authorized in RCW 43.99K.020(5).

12 (2) The state finance committee shall, on or before June 30th of
13 each year, certify to the state treasurer the amount needed in the
14 ensuing twelve months to meet the bond retirement and interest
15 requirements. (~~(Not less than thirty days prior to the)~~) On each date
16 on which any interest or principal and interest payment is due, the
17 state treasurer shall withdraw from any general state revenues received
18 in the state treasury and deposit in the debt-limit general fund bond
19 retirement account, debt-limit reimbursable bond retirement account,
20 nondebt-limit reimbursable bond retirement account, as necessary, an
21 amount equal to the amount certified by the state finance committee to
22 be due on the payment date.

23 (3) On each date on which any interest or principal and interest
24 payment is due on bonds issued for the purposes of RCW 43.99K.020(4),
25 the state treasurer shall transfer from the public safety and education
26 account to the general fund of the state treasury the amount computed
27 in subsection (2) of this section for the bonds issued for the purposes
28 of RCW 43.99K.020(4).

29 (4) On each date on which any interest or principal and interest
30 payment is due on bonds issued for the purposes of RCW 43.99K.020(5),
31 the board of regents of the University of Washington shall cause to be
32 paid out of University of Washington nonappropriated local funds to the
33 state treasurer for deposit into the general fund of the state treasury
34 the amount computed in subsection (2) of this section for bonds issued
35 for the purposes of RCW 43.99K.020(5).

36 (5) Bonds issued under this section and RCW 43.99K.010 and
37 43.99K.020 shall state that they are a general obligation of the state
38 of Washington, shall pledge the full faith and credit of the state to

1 the payment of the principal thereof and the interest thereon, and
2 shall contain an unconditional promise to pay the principal and
3 interest as the same shall become due.

4 (6) The owner and holder of each of the bonds or the trustee for
5 the owner and holder of any of the bonds may by mandamus or other
6 appropriate proceeding require the transfer and payment of funds as
7 directed in this section.

8 **Sec. 3.** RCW 67.40.060 and 1997 c 456 s 25 are each amended to read
9 as follows:

10 The nondebt-limit proprietary appropriated bond retirement account
11 shall be used for the payment of the principal of and interest on the
12 bonds authorized in RCW 67.40.030.

13 The state finance committee shall, on or before June 30th of each
14 year, certify to the state treasurer the amount needed in the ensuing
15 twelve months to meet the bond retirement and interest requirements.
16 (~~Not less than thirty days prior to the~~) On each date on which any
17 interest or principal and interest payment is due, the state treasurer
18 shall withdraw from any general state revenues received in the state
19 treasury and deposit in the nondebt-limit proprietary appropriated bond
20 retirement account an amount equal to the amount certified by the state
21 finance committee to be due on that payment date. On each date on
22 which any interest or principal and interest is due, the state
23 treasurer shall cause an identical amount to be paid out of the state
24 convention and trade center account, or state convention and trade
25 center operations account, from the proceeds of the special excise tax
26 imposed under RCW 67.40.090, operating revenues of the state convention
27 and trade center, and bond proceeds and earnings on the investment of
28 bond proceeds, for deposit in the general fund of the state treasury.
29 Any deficiency in such transfer shall be made up as soon as special
30 excise taxes are available for transfer and shall constitute a
31 continuing obligation of the state convention and trade center account
32 until all deficiencies are fully paid.

33 Bonds issued under RCW 67.40.030 shall state that they are a
34 general obligation of the state of Washington, shall pledge the full
35 faith and credit of the state to the payment of the principal thereof
36 and the interest thereon, and shall contain an unconditional promise to
37 pay the principal and interest as the same shall become due.

1 The owner and holder of each of the bonds or the trustee for the
2 owner and holder of any of the bonds may by mandamus or other
3 appropriate proceeding require the transfer and payment of funds as
4 directed in this section.

5 NEW SECTION. **Sec. 4.** If any provision of this act or its
6 application to any person or circumstance is held invalid, the
7 remainder of the act or the application of the provision to other
8 persons or circumstances is not affected.

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