
HOUSE BILL 2822

State of Washington 60th Legislature 2008 Regular Session

By Representatives Kagi, Walsh, Lantz, Dickerson, Haler, Sullivan, Seaquist, and Kenney

Read first time 01/16/08. Referred to Committee on Judiciary.

1 AN ACT Relating to the family and juvenile court improvement
2 program; amending RCW 2.56.030 and 43.84.092; reenacting and amending
3 RCW 43.84.092 and 43.84.092; adding new sections to chapter 2.56 RCW;
4 making an appropriation; providing an effective date; providing a
5 contingent effective date; and providing an expiration date.

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

7 NEW SECTION. **Sec. 1.** A new section is added to chapter 2.56 RCW
8 to read as follows:

9 (1) The family and juvenile court improvement grant program is
10 created. The purpose of the program is to assist superior courts in
11 improving their family and juvenile court systems, especially in
12 dependency cases, with the goals of:

13 (a) Developing a stable, dedicated, and well-trained judiciary
14 committed to family and juvenile law; and

15 (b) Assuring a stable and well-trained judiciary in family and
16 juvenile law.

17 (2) The administrator for the courts shall develop and administer
18 the program subject to requirements in section 2 of this act.

1 (3) As part of administering the program, the administrator for the
2 courts shall define appropriate outcome measures, collect data, and
3 gather information from courts receiving grants.

4 NEW SECTION. **Sec. 2.** A new section is added to chapter 2.56 RCW
5 to read as follows:

6 (1) A superior court may apply for grants from the family and
7 juvenile court improvement grant program by submitting a local
8 improvement plan with the administrator for the courts. To be eligible
9 for grant funds, a superior court's local improvement plan must meet
10 the criteria established by the administrator for the courts. The
11 criteria must be consistent with the principles adopted for unified
12 family courts. At a minimum, the criteria must require that the
13 court's local improvement plan meet the following requirements:

14 (a) Commit to a chief judge assignment to the family and juvenile
15 court for a minimum of two years;

16 (b) Implementation of the principal of one judicial team hearing
17 all of the proceedings in a case involving one family, especially in
18 dependency cases; and

19 (c) Require court commissioners and judges assigned to family and
20 juvenile court to receive a minimum of thirty hours specialized
21 training in topics related to family and juvenile matters within six
22 months of assuming duties in family and juvenile court. Where
23 possible, courts should utilize local, statewide, and national training
24 forums. A judicial officer's recorded educational history may be
25 applied toward the thirty-hour requirement. The topics for training
26 must include:

- 27 (i) Parentage;
- 28 (ii) Adoption;
- 29 (iii) Domestic relations;
- 30 (iv) Dependency and termination of parental rights;
- 31 (v) Child development;
- 32 (vi) The impact of child abuse and neglect;
- 33 (vii) Domestic violence;
- 34 (viii) Substance abuse;
- 35 (ix) Mental health;
- 36 (x) Juvenile status offenses;
- 37 (xi) Juvenile offenders;

1 (xii) Self-representation issues;

2 (xiii) Cultural competency;

3 (xiv) Roles of family and juvenile court judges and commissioners.

4 (2) Courts receiving grant money must use the funds to improve and
5 support family and juvenile court operations based on standards
6 established by the administrator for the courts. The standards may
7 allow courts to use the funds to:

8 (a) Pay for family and juvenile court training of commissioners and
9 judges or pay for pro tem commissioners and judges to assist the court
10 while the commissioners and judges receive training;

11 (b) Increase judicial and nonjudicial staff, including
12 administrative staff to improve case coordination and referrals in
13 family and juvenile cases, guardian ad litem volunteers or
14 court-appointed special advocates, security, and other staff;

15 (c) Improve the court facility to better meet the needs of children
16 and families;

17 (d) Improve referral and treatment options for court participants,
18 including enhancing court facilitator programs and family treatment
19 court and increasing the availability of alternative dispute
20 resolution;

21 (e) Enhance existing family and children support services funded by
22 the courts and expand access to social service programs for families
23 and children ordered by the court; and

24 (f) Improve or support family and juvenile court operations in any
25 other way deemed appropriate by the administrator for the courts.

26 (3) The administrator for the courts shall establish a funding
27 distribution formula for allocating available grant moneys to ensure
28 that eligible courts in small, medium, and large counties receive grant
29 moneys.

30 (4) Money received by the superior court under this program must be
31 used to supplement, not supplant, any other local, state, and federal
32 funds for the court.

33 NEW SECTION. **Sec. 3.** A new section is added to chapter 2.56 RCW
34 to read as follows:

35 (1) The Washington state institute for public policy shall evaluate
36 the implementation of the family and juvenile court improvement grant

1 program. The institute shall examine each superior court receiving
2 funding under the program and evaluate each court's implementation and
3 effectiveness of its local improvement plan.

4 (2) The institute's study shall specifically consider whether the
5 court is:

6 (a) Providing consistent judicial oversight of children and family
7 cases by implementing the principal of one judicial team hearing all of
8 the proceedings in a case involving one family, especially in
9 dependency cases;

10 (b) Working towards resolving multiple case types through
11 centralized case management; and

12 (c) Implementing practices consistent with the criteria established
13 by the administrator for the courts.

14 (3) By December 31, 2009, the institute shall report to the
15 legislature the findings of its evaluations.

16 NEW SECTION. **Sec. 4.** A new section is added to chapter 2.56 RCW
17 to read as follows:

18 The family and juvenile court improvement grant account is created
19 in the state treasury. Moneys in the account may be spent only after
20 appropriation. Expenditures from the account may be made only for the
21 family and juvenile improvement grant program.

22 **Sec. 5.** RCW 2.56.030 and 2007 c 496 s 302 are each amended to read
23 as follows:

24 The administrator for the courts shall, under the supervision and
25 direction of the chief justice:

26 (1) Examine the administrative methods and systems employed in the
27 offices of the judges, clerks, stenographers, and employees of the
28 courts and make recommendations, through the chief justice, for the
29 improvement of the same;

30 (2) Examine the state of the dockets of the courts and determine
31 the need for assistance by any court;

32 (3) Make recommendations to the chief justice relating to the
33 assignment of judges where courts are in need of assistance and carry
34 out the direction of the chief justice as to the assignments of judges
35 to counties and districts where the courts are in need of assistance;

1 (4) Collect and compile statistical and other data and make reports
2 of the business transacted by the courts and transmit the same to the
3 chief justice to the end that proper action may be taken in respect
4 thereto;

5 (5) Prepare and submit budget estimates of state appropriations
6 necessary for the maintenance and operation of the judicial system and
7 make recommendations in respect thereto;

8 (6) Collect statistical and other data and make reports relating to
9 the expenditure of public moneys, state and local, for the maintenance
10 and operation of the judicial system and the offices connected
11 therewith;

12 (7) Obtain reports from clerks of courts in accordance with law or
13 rules adopted by the supreme court of this state on cases and other
14 judicial business in which action has been delayed beyond periods of
15 time specified by law or rules of court and make report thereof to
16 supreme court of this state;

17 (8) Act as secretary of the judicial conference referred to in RCW
18 2.56.060;

19 (9) Submit annually, as of February 1st, to the chief justice, a
20 report of the activities of the administrator's office for the
21 preceding calendar year including activities related to courthouse
22 security;

23 (10) Administer programs and standards for the training and
24 education of judicial personnel;

25 (11) Examine the need for new superior court and district court
26 judge positions under an objective workload analysis. The results of
27 the objective workload analysis shall be reviewed by the board for
28 judicial administration which shall make recommendations to the
29 legislature. It is the intent of the legislature that an objective
30 workload analysis become the basis for creating additional district and
31 superior court positions, and recommendations should address that
32 objective;

33 (12) Provide staff to the judicial retirement account plan under
34 chapter 2.14 RCW;

35 (13) Attend to such other matters as may be assigned by the supreme
36 court of this state;

37 (14) Within available funds, develop a curriculum for a general
38 understanding of child development, placement, and treatment resources,

1 as well as specific legal skills and knowledge of relevant statutes
2 including chapters 13.32A, 13.34, and 13.40 RCW, cases, court rules,
3 interviewing skills, and special needs of the abused or neglected
4 child. This curriculum shall be completed and made available to all
5 juvenile court judges, court personnel, and service providers and be
6 updated yearly to reflect changes in statutes, court rules, or case
7 law;

8 (15) Develop, in consultation with the entities set forth in RCW
9 2.56.150(3), a comprehensive statewide curriculum for persons who act
10 as guardians ad litem under Title 13 or 26 RCW. The curriculum shall
11 be made available July 1, 2008, and include specialty sections on child
12 development, child sexual abuse, child physical abuse, child neglect,
13 domestic violence, clinical and forensic investigative and interviewing
14 techniques, family reconciliation and mediation services, and relevant
15 statutory and legal requirements. The curriculum shall be made
16 available to all superior court judges, court personnel, and all
17 persons who act as guardians ad litem;

18 (16) Develop a curriculum for a general understanding of crimes of
19 malicious harassment, as well as specific legal skills and knowledge of
20 RCW 9A.36.080, relevant cases, court rules, and the special needs of
21 malicious harassment victims. This curriculum shall be made available
22 to all superior court and court of appeals judges and to all justices
23 of the supreme court;

24 (17) Develop, in consultation with the criminal justice training
25 commission and the commissions established under chapters 43.113,
26 43.115, and 43.117 RCW, a curriculum for a general understanding of
27 ethnic and cultural diversity and its implications for working with
28 youth of color and their families. The curriculum shall be available
29 to all superior court judges and court commissioners assigned to
30 juvenile court, and other court personnel. Ethnic and cultural
31 diversity training shall be provided annually so as to incorporate
32 cultural sensitivity and awareness into the daily operation of juvenile
33 courts statewide;

34 (18) Authorize the use of closed circuit television and other
35 electronic equipment in judicial proceedings. The administrator shall
36 promulgate necessary standards and procedures and shall provide
37 technical assistance to courts as required;

1 (19) Develop a Washington family law handbook in accordance with
2 RCW 2.56.180;

3 (20) Administer state funds for improving the operation of the
4 courts and provide support for court coordinating councils, under the
5 direction of the board for judicial administration;

6 (21) Administer the family and juvenile court improvement grant
7 program and distribute amounts appropriated from the family and
8 juvenile court improvement grant account;

9 (22)(a) Administer and distribute amounts appropriated from the
10 equal justice subaccount under RCW 43.08.250(2) for district court
11 judges' and qualifying elected municipal court judges' salary
12 contributions. The administrator for the courts shall develop a
13 distribution formula for these amounts that does not differentiate
14 between district and elected municipal court judges.

15 (b) A city qualifies for state contribution of elected municipal
16 court judges' salaries under (a) of this subsection if:

17 (i) The judge is serving in an elected position;

18 (ii) The city has established by ordinance that a full-time judge
19 is compensated at a rate equivalent to at least ninety-five percent,
20 but not more than one hundred percent, of a district court judge salary
21 or for a part-time judge on a pro rata basis the same equivalent; and

22 (iii) The city has certified to the office of the administrator for
23 the courts that the conditions in (b)(i) and (ii) of this subsection
24 have been met.

25 **Sec. 6.** RCW 43.84.092 and 2007 c 514 s 3 and 2007 c 356 s 9 are
26 each reenacted and amended to read as follows:

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

30 (2) The treasury income account shall be utilized to pay or receive
31 funds associated with federal programs as required by the federal cash
32 management improvement act of 1990. The treasury income account is
33 subject in all respects to chapter 43.88 RCW, but no appropriation is
34 required for refunds or allocations of interest earnings required by
35 the cash management improvement act. Refunds of interest to the
36 federal treasury required under the cash management improvement act
37 fall under RCW 43.88.180 and shall not require appropriation. The

1 office of financial management shall determine the amounts due to or
2 from the federal government pursuant to the cash management improvement
3 act. The office of financial management may direct transfers of funds
4 between accounts as deemed necessary to implement the provisions of the
5 cash management improvement act, and this subsection. Refunds or
6 allocations shall occur prior to the distributions of earnings set
7 forth in subsection (4) of this section.

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

16 (4) Monthly, the state treasurer shall distribute the earnings
17 credited to the treasury income account. The state treasurer shall
18 credit the general fund with all the earnings credited to the treasury
19 income account except:

20 (a) The following accounts and funds shall receive their
21 proportionate share of earnings based upon each account's and fund's
22 average daily balance for the period: The capitol building
23 construction account, the Cedar River channel construction and
24 operation account, the Central Washington University capital projects
25 account, the charitable, educational, penal and reformatory
26 institutions account, the Columbia river basin water supply development
27 account, the common school construction fund, the county criminal
28 justice assistance account, the county sales and use tax equalization
29 account, the data processing building construction account, the
30 deferred compensation administrative account, the deferred compensation
31 principal account, the department of retirement systems expense
32 account, the developmental disabilities community trust account, the
33 drinking water assistance account, the drinking water assistance
34 administrative account, the drinking water assistance repayment
35 account, the Eastern Washington University capital projects account,
36 the education construction fund, the education legacy trust account,
37 the election account, the emergency reserve fund, the energy freedom
38 account, The Evergreen State College capital projects account, the

1 federal forest revolving account, the freight congestion relief
2 account, the freight mobility investment account, the freight mobility
3 multimodal account, the health services account, the public health
4 services account, the health system capacity account, the personal
5 health services account, the state higher education construction
6 account, the higher education construction account, the highway
7 infrastructure account, the high-occupancy toll lanes operations
8 account, the industrial insurance premium refund account, the judges'
9 retirement account, the judicial retirement administrative account, the
10 judicial retirement principal account, the local leasehold excise tax
11 account, the local real estate excise tax account, the local sales and
12 use tax account, the medical aid account, the mobile home park
13 relocation fund, the multimodal transportation account, the municipal
14 criminal justice assistance account, the municipal sales and use tax
15 equalization account, the natural resources deposit account, the oyster
16 reserve land account, the pension funding stabilization account, the
17 perpetual surveillance and maintenance account, the public employees'
18 retirement system plan 1 account, the public employees' retirement
19 system combined plan 2 and plan 3 account, the public facilities
20 construction loan revolving account beginning July 1, 2004, the public
21 health supplemental account, the public works assistance account, the
22 Puyallup tribal settlement account, the real estate appraiser
23 commission account, the regional mobility grant program account, the
24 resource management cost account, the rural Washington loan fund, the
25 site closure account, the small city pavement and sidewalk account, the
26 special wildlife account, the state employees' insurance account, the
27 state employees' insurance reserve account, the state investment board
28 expense account, the state investment board commingled trust fund
29 accounts, the supplemental pension account, the Tacoma Narrows toll
30 bridge account, the teachers' retirement system plan 1 account, the
31 teachers' retirement system combined plan 2 and plan 3 account, the
32 tobacco prevention and control account, the tobacco settlement account,
33 the transportation infrastructure account, the transportation
34 partnership account, the traumatic brain injury account, the tuition
35 recovery trust fund, the University of Washington bond retirement fund,
36 the University of Washington building account, the volunteer
37 firefighters' and reserve officers' relief and pension principal fund,
38 the volunteer firefighters' and reserve officers' administrative fund,

1 the Washington fruit express account, the Washington judicial
2 retirement system account, the Washington law enforcement officers' and
3 firefighters' system plan 1 retirement account, the Washington law
4 enforcement officers' and firefighters' system plan 2 retirement
5 account, the Washington public safety employees' plan 2 retirement
6 account, the Washington school employees' retirement system combined
7 plan 2 and 3 account, the Washington state health insurance pool
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 and the family and juvenile court improvement grant account shall be
16 allocated to their respective beneficiary accounts. All earnings to be
17 distributed under this subsection (4)(a) shall first be reduced by the
18 allocation to the state treasurer's service fund pursuant to RCW
19 43.08.190.

20 (b) The following accounts and funds shall receive eighty percent
21 of their proportionate share of earnings based upon each account's or
22 fund's average daily balance for the period: The aeronautics account,
23 the aircraft search and rescue account, the county arterial
24 preservation account, the department of licensing services account, the
25 essential rail assistance account, the ferry bond retirement fund, the
26 grade crossing protective fund, the high capacity transportation
27 account, the highway bond retirement fund, the highway safety account,
28 the motor vehicle fund, the motorcycle safety education account, the
29 pilotage account, the public transportation systems account, the Puget
30 Sound capital construction account, the Puget Sound ferry operations
31 account, the recreational vehicle account, the rural arterial trust
32 account, the safety and education account, the special category C
33 account, the state patrol highway account, the transportation 2003
34 account (nickel account), the transportation equipment fund, the
35 transportation fund, the transportation improvement account, the
36 transportation improvement board bond retirement account, and the urban
37 arterial trust account.

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

4 **Sec. 7.** RCW 43.84.092 and 2007 c 484 s 4 are each amended to read
5 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 budget stabilization
2 account, the capitol building construction account, the Cedar River
3 channel construction and operation account, the Central Washington
4 University capital projects account, the charitable, educational, penal
5 and reformatory institutions account, the Columbia river basin water
6 supply development account, the common school construction fund, the
7 county criminal justice assistance account, the county sales and use
8 tax equalization account, the data processing building construction
9 account, the deferred compensation administrative account, the deferred
10 compensation principal account, the department of retirement systems
11 expense account, the developmental disabilities community trust
12 account, the drinking water assistance account, the drinking water
13 assistance administrative account, the drinking water assistance
14 repayment account, the Eastern Washington University capital projects
15 account, the education construction fund, the education legacy trust
16 account, the election account, the energy freedom account, The
17 Evergreen State College capital projects account, the federal forest
18 revolving account, the freight mobility investment account, the freight
19 mobility multimodal account, the health services account, the public
20 health services account, the health system capacity account, the
21 personal health services account, the state higher education
22 construction account, the higher education construction account, the
23 highway infrastructure account, the high-occupancy toll lanes
24 operations account, the industrial insurance premium refund account,
25 the judges' retirement account, the judicial retirement administrative
26 account, the judicial retirement principal account, the local leasehold
27 excise tax account, the local real estate excise tax account, the local
28 sales and use tax account, the medical aid account, the mobile home
29 park relocation fund, the multimodal transportation account, the
30 municipal criminal justice assistance account, the municipal sales and
31 use tax equalization account, the natural resources deposit account,
32 the oyster reserve land account, the pension funding stabilization
33 account, the perpetual surveillance and maintenance account, the public
34 employees' retirement system plan 1 account, the public employees'
35 retirement system combined plan 2 and plan 3 account, the public
36 facilities construction loan revolving account beginning July 1, 2004,
37 the public health supplemental account, the public works assistance
38 account, the Puyallup tribal settlement account, the real estate

1 appraiser commission account, the regional mobility grant program
2 account, the resource management cost account, the rural Washington
3 loan fund, the site closure account, the small city pavement and
4 sidewalk account, the special wildlife account, the state employees'
5 insurance account, the state employees' insurance reserve account, the
6 state investment board expense account, the state investment board
7 commingled trust fund accounts, the supplemental pension account, the
8 Tacoma Narrows toll bridge account, the teachers' retirement system
9 plan 1 account, the teachers' retirement system combined plan 2 and
10 plan 3 account, the tobacco prevention and control account, the tobacco
11 settlement account, the transportation infrastructure account, the
12 transportation partnership account, the tuition recovery trust fund,
13 the University of Washington bond retirement fund, the University of
14 Washington building account, the volunteer firefighters' and reserve
15 officers' relief and pension principal fund, the volunteer
16 firefighters' and reserve officers' administrative fund, the Washington
17 fruit express account, the Washington judicial retirement system
18 account, the Washington law enforcement officers' and firefighters'
19 system plan 1 retirement account, the Washington law enforcement
20 officers' and firefighters' system plan 2 retirement account, the
21 Washington public safety employees' plan 2 retirement account, the
22 Washington school employees' retirement system combined plan 2 and 3
23 account, the Washington state health insurance pool account, the
24 Washington state patrol retirement account, the Washington State
25 University building account, the Washington State University bond
26 retirement fund, the water pollution control revolving fund, and the
27 Western Washington University capital projects account. Earnings
28 derived from investing balances of the agricultural permanent fund, the
29 normal school permanent fund, the permanent common school fund, the
30 scientific permanent fund, ~~((and))~~ the state university permanent fund,
31 and the family and juvenile court improvement grant account shall be
32 allocated to their respective beneficiary accounts. All earnings to be
33 distributed under this subsection (4)(a) shall first be reduced by the
34 allocation to the state treasurer's service fund pursuant to RCW
35 43.08.190.

36 (b) The following accounts and funds shall receive eighty percent
37 of their proportionate share of earnings based upon each account's or
38 fund's average daily balance for the period: The aeronautics account,

1 the aircraft search and rescue account, the county arterial
2 preservation account, the department of licensing services account, the
3 essential rail assistance account, the ferry bond retirement fund, the
4 grade crossing protective fund, the high capacity transportation
5 account, the highway bond retirement fund, the highway safety account,
6 the motor vehicle fund, the motorcycle safety education account, the
7 pilotage account, the public transportation systems account, the Puget
8 Sound capital construction account, the Puget Sound ferry operations
9 account, the recreational vehicle account, the rural arterial trust
10 account, the safety and education account, the special category C
11 account, the state patrol highway account, the transportation 2003
12 account (nickel account), the transportation equipment fund, the
13 transportation fund, the transportation improvement account, the
14 transportation improvement board bond retirement account, and the urban
15 arterial trust account.

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

19 **Sec. 8.** RCW 43.84.092 and 2007 c 514 s 3, 2007 c 513 s 1, and 2007
20 c 356 s 9 are each reenacted and amended to read as follows:

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

24 (2) The treasury income account shall be utilized to pay or receive
25 funds associated with federal programs as required by the federal cash
26 management improvement act of 1990. The treasury income account is
27 subject in all respects to chapter 43.88 RCW, but no appropriation is
28 required for refunds or allocations of interest earnings required by
29 the cash management improvement act. Refunds of interest to the
30 federal treasury required under the cash management improvement act
31 fall under RCW 43.88.180 and shall not require appropriation. The
32 office of financial management shall determine the amounts due to or
33 from the federal government pursuant to the cash management improvement
34 act. The office of financial management may direct transfers of funds
35 between accounts as deemed necessary to implement the provisions of the
36 cash management improvement act, and this subsection. Refunds or

1 allocations shall occur prior to the distributions of earnings set
2 forth in subsection (4) of this section.

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

11 (4) Monthly, the state treasurer shall distribute the earnings
12 credited to the treasury income account. The state treasurer shall
13 credit the general fund with all the earnings credited to the treasury
14 income account except:

15 The following accounts and funds shall receive their proportionate
16 share of earnings based upon each account's and fund's average daily
17 balance for the period: The aeronautics account, the aircraft search
18 and rescue account, the capitol building construction account, the
19 Cedar River channel construction and operation account, the Central
20 Washington University capital projects account, the charitable,
21 educational, penal and reformatory institutions account, the Columbia
22 river basin water supply development account, the common school
23 construction fund, the county arterial preservation account, the county
24 criminal justice assistance account, the county sales and use tax
25 equalization account, the data processing building construction
26 account, the deferred compensation administrative account, the deferred
27 compensation principal account, the department of licensing services
28 account, the department of retirement systems expense account, the
29 developmental disabilities community trust account, the drinking water
30 assistance account, the drinking water assistance administrative
31 account, the drinking water assistance repayment account, the Eastern
32 Washington University capital projects account, the education
33 construction fund, the education legacy trust account, the election
34 account, the emergency reserve fund, the energy freedom account, the
35 essential rail assistance account, The Evergreen State College capital
36 projects account, the federal forest revolving account, the ferry bond
37 retirement fund, the freight congestion relief account, the freight
38 mobility investment account, the freight mobility multimodal account,

1 the grade crossing protective fund, the health services account, the
2 public health services account, the health system capacity account, the
3 personal health services account, the high capacity transportation
4 account, the state higher education construction account, the higher
5 education construction account, the highway bond retirement fund, the
6 highway infrastructure account, the highway safety account, the high-
7 occupancy toll lanes operations account, the industrial insurance
8 premium refund account, the judges' retirement account, the judicial
9 retirement administrative account, the judicial retirement principal
10 account, the local leasehold excise tax account, the local real estate
11 excise tax account, the local sales and use tax account, the medical
12 aid account, the mobile home park relocation fund, the motor vehicle
13 fund, the motorcycle safety education account, the multimodal
14 transportation account, the municipal criminal justice assistance
15 account, the municipal sales and use tax equalization account, the
16 natural resources deposit account, the oyster reserve land account, the
17 pension funding stabilization account, the perpetual surveillance and
18 maintenance account, the pilotage account, the public employees'
19 retirement system plan 1 account, the public employees' retirement
20 system combined plan 2 and plan 3 account, the public facilities
21 construction loan revolving account beginning July 1, 2004, the public
22 health supplemental account, the public transportation systems account,
23 the public works assistance account, the Puget Sound capital
24 construction account, the Puget Sound ferry operations account, the
25 Puyallup tribal settlement account, the real estate appraiser
26 commission account, the recreational vehicle account, the regional
27 mobility grant program account, the resource management cost account,
28 the rural arterial trust account, the rural Washington loan fund, the
29 safety and education account, the site closure account, the small city
30 pavement and sidewalk account, the special category C account, the
31 special wildlife account, the state employees' insurance account, the
32 state employees' insurance reserve account, the state investment board
33 expense account, the state investment board commingled trust fund
34 accounts, the state patrol highway account, the supplemental pension
35 account, the Tacoma Narrows toll bridge account, the teachers'
36 retirement system plan 1 account, the teachers' retirement system
37 combined plan 2 and plan 3 account, the tobacco prevention and control
38 account, the tobacco settlement account, the transportation 2003

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

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

32 NEW SECTION. **Sec. 9.** The sum of one million two hundred sixty
33 thousand dollars, or as much thereof as may be necessary, is
34 appropriated for the fiscal year ending June 30, 2009, from the general
35 fund to the family and juvenile court improvement grant account for the
36 purposes of implementing this act.

1 NEW SECTION. **Sec. 10.** Section 6 of this act expires July 1, 2009.

2 NEW SECTION. **Sec. 11.** Section 7 of this act takes effect July 1,
3 2008, if the proposed amendment to Article VII of the state
4 Constitution is approved at the November 2007 general election.

5 NEW SECTION. **Sec. 12.** Section 8 of this act takes effect July 1,
6 2009.

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