

CERTIFICATION OF ENROLLMENT

**ENGROSSED SECOND SUBSTITUTE HOUSE BILL 2569**

Chapter 74, Laws of 2014

63rd Legislature  
2014 Regular Session

**DIESEL EMISSIONS--AIR POLLUTION REDUCTION**

EFFECTIVE DATE: 06/12/14 - Except for section 6, which is  
contingent.

Passed by the House March 10, 2014  
Yeas 94 Nays 4

FRANK CHOPP

\_\_\_\_\_  
**Speaker of the House of Representatives**

Passed by the Senate March 6, 2014  
Yeas 49 Nays 0

BRAD OWEN

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**President of the Senate**

Approved March 27, 2014, 10:13 a.m.

JAY INSLEE

\_\_\_\_\_  
**Governor of the State of Washington**

CERTIFICATE

I, Barbara Baker, Chief Clerk of the House of Representatives of the State of Washington, do hereby certify that the attached is **ENGROSSED SECOND SUBSTITUTE HOUSE BILL 2569** as passed by the House of Representatives and the Senate on the dates hereon set forth.

BARBARA BAKER

\_\_\_\_\_  
**Chief Clerk**

FILED

March 27, 2014

**Secretary of State  
State of Washington**

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ENGROSSED SECOND SUBSTITUTE HOUSE BILL 2569

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AS AMENDED BY THE SENATE

Passed Legislature - 2014 Regular Session

State of Washington                      63rd Legislature                      2014 Regular Session

By House Appropriations Subcommittee on General Government &  
Information Technology (originally sponsored by Representatives  
Hargrove and Pollet)

READ FIRST TIME 02/10/14.

1            AN ACT Relating to reducing air pollution associated with diesel  
2 emissions; reenacting and amending RCW 43.84.092 and 43.84.092; adding  
3 a new chapter to Title 70 RCW; providing a contingent effective date;  
4 and providing a contingent expiration date.

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

6            NEW SECTION.    **Sec. 1.** The legislature finds that investments in  
7 diesel engine idling reduction projects cost-effectively improve public  
8 health by reducing harmful diesel emissions. The legislature further  
9 finds that these investments also result in long-term savings in fuel  
10 and maintenance costs. It is therefore the intent of the legislature  
11 to establish a stable, wholly self-sustaining account for the  
12 department of ecology to use for investments in diesel idle reduction  
13 projects.

14            NEW SECTION.    **Sec. 2.** The definitions in this section apply  
15 throughout this chapter unless the context clearly requires otherwise.

16            (1) "Account" means the diesel idle reduction account created in  
17 section 4 of this act.

18            (2) "Department" means the department of ecology.

1 (3) "Loan recipient" means a state, local, or other governmental  
2 entity that owns diesel vehicles or equipment.

3 NEW SECTION. **Sec. 3.** (1) The department shall use the moneys in  
4 the account to provide loans with low or no interest to loan recipients  
5 for the purpose of reducing exposure to diesel emissions and improving  
6 public health by investing in diesel idle emission reduction  
7 technologies and infrastructure. The department shall, to the extent  
8 practical, integrate communications, outreach, and other aspects of the  
9 administration of loans from the account with the administration of  
10 existing grant programs to reduce diesel emissions from vehicles and  
11 equipment. In selecting loan recipients, the department shall consider  
12 anticipated human health, environmental, and greenhouse gas benefits  
13 from reduced exposure to harmful air emissions associated with diesel  
14 idling.

15 (2) The department shall make loans in such a manner that the  
16 remittances from loan recipients are of equal value over a long-term  
17 planning horizon to the disbursements from the fund.

18 (3) Loan moneys may not be spent on vehicles or equipment that  
19 spend less than one-half of their operating time in Washington.  
20 Permissible diesel idle reduction expenditures include, but are not  
21 limited to:

- 22 (a) Electrified parking spaces and truck stops;
- 23 (b) Shore connection systems and alternative maritime power;
- 24 (c) Shore connection systems for locomotives;
- 25 (d) Auxiliary power units and generator sets;
- 26 (e) Fuel-operated heaters or direct-fired heaters, including engine  
27 fluid preheaters and cab air heaters;
- 28 (f) Battery powered systems, including battery powered heating and  
29 air conditioning systems;
- 30 (g) Thermal storage systems;
- 31 (h) Automatic engine start-up and shutdown systems;
- 32 (i) Projects to augment or replace diesel engines or power systems  
33 with engines or power systems that use liquefied or compressed natural  
34 gas; and
- 35 (j) Other operation or maintenance efficiencies that achieve  
36 emission reduction benefits for the public.

1        NEW SECTION.    **Sec. 4.**    The diesel idle reduction account is created  
2    in the state treasury. All receipts from remittances made by loan  
3    recipients pursuant to section 3 of this act and any moneys  
4    appropriated to the account by law must be deposited in the account.  
5    Moneys in the account may be spent only after appropriation.  
6    Expenditures from the account may be used only for the purposes of this  
7    chapter, including the costs of program administration.

8        **Sec. 5.**    RCW 43.84.092 and 2013 2nd sp.s. c 23 s 24 and 2013 2nd  
9    sp.s. c 11 s 15 are each reenacted and amended to read as follows:

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

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

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

36        (4) Monthly, the state treasurer shall distribute the earnings

1 credited to the treasury income account. The state treasurer shall  
2 credit the general fund with all the earnings credited to the treasury  
3 income account except:

4 (a) The following accounts and funds shall receive their  
5 proportionate share of earnings based upon each account's and fund's  
6 average daily balance for the period: The aeronautics account, the  
7 aircraft search and rescue account, the Alaskan Way viaduct replacement  
8 project account, the brownfield redevelopment trust fund account, the  
9 budget stabilization account, the capital vessel replacement account,  
10 the capitol building construction account, the Cedar River channel  
11 construction and operation account, the Central Washington University  
12 capital projects account, the charitable, educational, penal and  
13 reformatory institutions account, the cleanup settlement account, the  
14 Columbia river basin water supply development account, the Columbia  
15 river basin taxable bond water supply development account, the Columbia  
16 river basin water supply revenue recovery account, the common school  
17 construction fund, the county arterial preservation account, the county  
18 criminal justice assistance account, the deferred compensation  
19 administrative account, the deferred compensation principal account,  
20 the department of licensing services account, the department of  
21 retirement systems expense account, the developmental disabilities  
22 community trust account, the diesel idle reduction account, the  
23 drinking water assistance account, the drinking water assistance  
24 administrative account, the drinking water assistance repayment  
25 account, the Eastern Washington University capital projects account,  
26 the Interstate 405 express toll lanes operations account, the education  
27 construction fund, the education legacy trust account, the election  
28 account, the energy freedom account, the energy recovery act account,  
29 the essential rail assistance account, The Evergreen State College  
30 capital projects account, the federal forest revolving account, the  
31 ferry bond retirement fund, the freight mobility investment account,  
32 the freight mobility multimodal account, the grade crossing protective  
33 fund, the public health services account, the high capacity  
34 transportation account, the state higher education construction  
35 account, the higher education construction account, the highway bond  
36 retirement fund, the highway infrastructure account, the highway safety  
37 fund, the high occupancy toll lanes operations account, the hospital  
38 safety net assessment fund, the industrial insurance premium refund

1 account, the judges' retirement account, the judicial retirement  
2 administrative account, the judicial retirement principal account, the  
3 local leasehold excise tax account, the local real estate excise tax  
4 account, the local sales and use tax account, the marine resources  
5 stewardship trust account, the medical aid account, the mobile home  
6 park relocation fund, the motor vehicle fund, the motorcycle safety  
7 education account, the multimodal transportation account, the multiuse  
8 roadway safety account, the municipal criminal justice assistance  
9 account, the natural resources deposit account, the oyster reserve land  
10 account, the pension funding stabilization account, the perpetual  
11 surveillance and maintenance account, the public employees' retirement  
12 system plan 1 account, the public employees' retirement system combined  
13 plan 2 and plan 3 account, the public facilities construction loan  
14 revolving account beginning July 1, 2004, the public health  
15 supplemental account, the public works assistance account, the Puget  
16 Sound capital construction account, the Puget Sound ferry operations  
17 account, the real estate appraiser commission account, the recreational  
18 vehicle account, the regional mobility grant program account, the  
19 resource management cost account, the rural arterial trust account, the  
20 rural mobility grant program account, the rural Washington loan fund,  
21 the site closure account, the skilled nursing facility safety net trust  
22 fund, the small city pavement and sidewalk account, the special  
23 category C account, the special wildlife account, the state employees'  
24 insurance account, the state employees' insurance reserve account, the  
25 state investment board expense account, the state investment board  
26 commingled trust fund accounts, the state patrol highway account, the  
27 state route number 520 civil penalties account, the state route number  
28 520 corridor account, the state wildlife account, the supplemental  
29 pension account, the Tacoma Narrows toll bridge account, the teachers'  
30 retirement system plan 1 account, the teachers' retirement system  
31 combined plan 2 and plan 3 account, the tobacco prevention and control  
32 account, the tobacco settlement account, the toll facility bond  
33 retirement account, the transportation 2003 account (nickel account),  
34 the transportation equipment fund, the transportation fund, the  
35 transportation improvement account, the transportation improvement  
36 board bond retirement account, the transportation infrastructure  
37 account, the transportation partnership account, the traumatic brain  
38 injury account, the tuition recovery trust fund, the University of

1 Washington bond retirement fund, the University of Washington building  
2 account, the volunteer firefighters' and reserve officers' relief and  
3 pension principal fund, the volunteer firefighters' and reserve  
4 officers' administrative fund, the Washington judicial retirement  
5 system account, the Washington law enforcement officers' and  
6 firefighters' system plan 1 retirement account, the Washington law  
7 enforcement officers' and firefighters' system plan 2 retirement  
8 account, the Washington public safety employees' plan 2 retirement  
9 account, the Washington school employees' retirement system combined  
10 plan 2 and 3 account, the Washington state economic development  
11 commission account, the Washington state health insurance pool account,  
12 the Washington state patrol retirement account, the Washington State  
13 University building account, the Washington State University bond  
14 retirement fund, the water pollution control revolving administration  
15 account, the water pollution control revolving fund, the Western  
16 Washington University capital projects account, the Yakima integrated  
17 plan implementation account, the Yakima integrated plan implementation  
18 revenue recovery account, and the Yakima integrated plan implementation  
19 taxable bond account. Earnings derived from investing balances of the  
20 agricultural permanent fund, the normal school permanent fund, the  
21 permanent common school fund, the scientific permanent fund, the state  
22 university permanent fund, and the state reclamation revolving account  
23 shall be allocated to their respective beneficiary accounts.

24 (b) Any state agency that has independent authority over accounts  
25 or funds not statutorily required to be held in the state treasury that  
26 deposits funds into a fund or account in the state treasury pursuant to  
27 an agreement with the office of the state treasurer shall receive its  
28 proportionate share of earnings based upon each account's or fund's  
29 average daily balance for the period.

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

33 **Sec. 6.** RCW 43.84.092 and 2013 2nd sp.s. c 23 s 25 and 2013 2nd  
34 sp.s. c 11 s 16 are each reenacted and amended to read as follows:

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

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

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

24           (4) Monthly, the state treasurer shall distribute the earnings  
25 credited to the treasury income account. The state treasurer shall  
26 credit the general fund with all the earnings credited to the treasury  
27 income account except:

28           (a) The following accounts and funds shall receive their  
29 proportionate share of earnings based upon each account's and fund's  
30 average daily balance for the period: The aeronautics account, the  
31 aircraft search and rescue account, the Alaskan Way viaduct replacement  
32 project account, the brownfield redevelopment trust fund account, the  
33 budget stabilization account, the capital vessel replacement account,  
34 the capitol building construction account, the Cedar River channel  
35 construction and operation account, the Central Washington University  
36 capital projects account, the charitable, educational, penal and  
37 reformatory institutions account, the cleanup settlement account, the  
38 Columbia river basin water supply development account, the Columbia

1 river basin taxable bond water supply development account, the Columbia  
2 river basin water supply revenue recovery account, the Columbia river  
3 crossing project account, the common school construction fund, the  
4 county arterial preservation account, the county criminal justice  
5 assistance account, the deferred compensation administrative account,  
6 the deferred compensation principal account, the department of  
7 licensing services account, the department of retirement systems  
8 expense account, the developmental disabilities community trust  
9 account, the diesel idle reduction account, the drinking water  
10 assistance account, the drinking water assistance administrative  
11 account, the drinking water assistance repayment account, the Eastern  
12 Washington University capital projects account, the Interstate 405  
13 express toll lanes operations account, the education construction fund,  
14 the education legacy trust account, the election account, the energy  
15 freedom account, the energy recovery act account, the essential rail  
16 assistance account, The Evergreen State College capital projects  
17 account, the federal forest revolving account, the ferry bond  
18 retirement fund, the freight mobility investment account, the freight  
19 mobility multimodal account, the grade crossing protective fund, the  
20 public health services account, the high capacity transportation  
21 account, the state higher education construction account, the higher  
22 education construction account, the highway bond retirement fund, the  
23 highway infrastructure account, the highway safety fund, the high  
24 occupancy toll lanes operations account, the hospital safety net  
25 assessment fund, the industrial insurance premium refund account, the  
26 judges' retirement account, the judicial retirement administrative  
27 account, the judicial retirement principal account, the local leasehold  
28 excise tax account, the local real estate excise tax account, the local  
29 sales and use tax account, the marine resources stewardship trust  
30 account, the medical aid account, the mobile home park relocation fund,  
31 the motor vehicle fund, the motorcycle safety education account, the  
32 multimodal transportation account, the multiuse roadway safety account,  
33 the municipal criminal justice assistance account, the natural  
34 resources deposit account, the oyster reserve land account, the pension  
35 funding stabilization account, the perpetual surveillance and  
36 maintenance account, the public employees' retirement system plan 1  
37 account, the public employees' retirement system combined plan 2 and  
38 plan 3 account, the public facilities construction loan revolving

1 account beginning July 1, 2004, the public health supplemental account,  
2 the public works assistance account, the Puget Sound capital  
3 construction account, the Puget Sound ferry operations account, the  
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6 management cost account, the rural arterial trust account, the rural  
7 mobility grant program account, the rural Washington loan fund, the  
8 site closure account, the skilled nursing facility safety net trust  
9 fund, the small city pavement and sidewalk account, the special  
10 category C account, the special wildlife account, the state employees'  
11 insurance account, the state employees' insurance reserve account, the  
12 state investment board expense account, the state investment board  
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18 combined plan 2 and plan 3 account, the tobacco prevention and control  
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20 retirement account, the transportation 2003 account (nickel account),  
21 the transportation equipment fund, the transportation fund, the  
22 transportation improvement account, the transportation improvement  
23 board bond retirement account, the transportation infrastructure  
24 account, the transportation partnership account, the traumatic brain  
25 injury account, the tuition recovery trust fund, the University of  
26 Washington bond retirement fund, the University of Washington building  
27 account, the volunteer firefighters' and reserve officers' relief and  
28 pension principal fund, the volunteer firefighters' and reserve  
29 officers' administrative fund, the Washington judicial retirement  
30 system account, the Washington law enforcement officers' and  
31 firefighters' system plan 1 retirement account, the Washington law  
32 enforcement officers' and firefighters' system plan 2 retirement  
33 account, the Washington public safety employees' plan 2 retirement  
34 account, the Washington school employees' retirement system combined  
35 plan 2 and 3 account, the Washington state economic development  
36 commission account, the Washington state health insurance pool account,  
37 the Washington state patrol retirement account, the Washington State  
38 University building account, the Washington State University bond

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7 agricultural permanent fund, the normal school permanent fund, the  
8 permanent common school fund, the scientific permanent fund, the state  
9 university permanent fund, and the state reclamation revolving account  
10 shall be allocated to their respective beneficiary accounts.

11 (b) Any state agency that has independent authority over accounts  
12 or funds not statutorily required to be held in the state treasury that  
13 deposits funds into a fund or account in the state treasury pursuant to  
14 an agreement with the office of the state treasurer shall receive its  
15 proportionate share of earnings based upon each account's or fund's  
16 average daily balance for the period.

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

20 NEW SECTION. **Sec. 7.** The department may adopt rules necessary to  
21 implement this chapter only after the legislature appropriates moneys  
22 to the account created in section 4 of this act.

23 NEW SECTION. **Sec. 8.** Sections 1 through 4 and 7 of this act  
24 constitute a new chapter in Title 70 RCW.

25 NEW SECTION. **Sec. 9.** Section 5 of this act expires on the date  
26 the requirements set out in section 7, chapter 36, Laws of 2012 are  
27 met.

28 NEW SECTION. **Sec. 10.** Section 6 of this act takes effect on the  
29 date the requirements set out in section 7, chapter 36, Laws of 2012  
30 are met.

Passed by the House March 10, 2014.

Passed by the Senate March 6, 2014.

Approved by the Governor March 27, 2014.

Filed in Office of Secretary of State March 27, 2014.