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**SUBSTITUTE HOUSE BILL 2661**

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**State of Washington                      64th Legislature                      2016 Regular Session**

**By** House Capital Budget (originally sponsored by Representatives Kilduff, Kuderer, Reykdal, Peterson, Riccelli, Zeiger, Walsh, Bergquist, Senn, Goodman, Santos, Pollet, and McBride)

READ FIRST TIME 02/05/16.

1            AN ACT Relating to the developmental disabilities community trust  
2 account; and amending RCW 71A.20.170.

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

4            **Sec. 1.** RCW 71A.20.170 and 2011 1st sp.s. c 30 s 12 are each  
5 amended to read as follows:

6            (1) The developmental disabilities community trust account is  
7 created in the state treasury. All net proceeds from the use of  
8 (~~excess property identified in the 2002 joint legislative audit and~~  
9 ~~review committee capital study or other studies of the division of~~  
10 ~~developmental disabilities~~) operating or previously operating  
11 residential habilitation centers that would not impact current  
12 residential habilitation center operations must be deposited into the  
13 account.

14            (2)(a) Proceeds to be deposited into the account created under  
15 subsection (1) of this section may come from the lease of the land,  
16 conservation easements, sale of timber, or other activities short of  
17 sale of the property(~~, except as permitted under section 7 of this~~  
18 ~~act.~~

19            ~~(3) "Excess property" includes that portion of the property at~~  
20 ~~Rainier school previously under the cognizance and control of~~

1 ~~Washington State University for use as a dairy/forage research~~  
2 ~~facility~~)).

3 (b) In addition to the proceeds from any activities under (a) of  
4 this subsection, proceeds may also come from the sale of property  
5 formerly used as a residential rehabilitation center. Fifty percent  
6 of any proceeds under this subsection (2)(b) must be deposited into  
7 the account.

8 ~~((4))~~ (3) Only investment income from the principal of the  
9 proceeds deposited into the trust account may be spent from the  
10 account. For purposes of this section, "investment income" includes  
11 lease payments, rent payments, or other periodic payments deposited  
12 into the trust account. For purposes of this section, "principal" is  
13 the actual excess land from which proceeds are assigned to the trust  
14 account.

15 ~~((5))~~ (4) Moneys in the account may be spent only after  
16 appropriation. Expenditures from the account ~~((shall))~~ must be used  
17 exclusively to provide family support and/or employment/day services  
18 to eligible persons with developmental disabilities who can be served  
19 by community-based developmental disability services. It is the  
20 intent of the legislature that the account should not be used to  
21 replace, supplant, or reduce existing appropriations.

22 ~~((6))~~ (5) The account ~~((shall be))~~ is known as the Dan Thompson  
23 memorial developmental disabilities community trust account.

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