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HOUSE BILL 2661

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State of Washington

64th Legislature

2016 Regular Session

By Representatives Kilduff, Kuderer, Reykdal, Peterson, Riccelli, Zeiger, Walsh, Bergquist, Senn, Goodman, Santos, Pollet, and McBride

Read first time 01/18/16. Referred to Committee on Capital Budget.

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 residential habilitation centers))~~  
11 operating or previously operating residential habilitation centers  
12 that would not impact current residential habilitation center  
13 operations must be deposited into the account.

14 (2) Proceeds may come from the lease of the land, conservation  
15 easements, sale of timber, ~~((or))~~ other activities ~~((short of)),~~ or  
16 sale of ~~((the))~~ property ~~((, except as permitted under section 7 of  
17 this act))~~ owned by the department and operated as a residential  
18 habilitation center after 2005. Fifty percent of the net proceeds of  
19 the sale of property used as a residential habilitation center must  
20 be deposited into the account.

1           (3) (~~"Excess property" includes that portion of the property at~~  
2 ~~Rainier school previously under the cognizance and control of~~  
3 ~~Washington State University for use as a dairy/forage research~~  
4 ~~facility.~~

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

12           (~~(5)~~) (4) Moneys in the account may be spent only after  
13 appropriation. Expenditures from the account shall be used  
14 exclusively to provide family support and/or employment/day services  
15 to eligible persons with developmental disabilities who can be served  
16 by community-based developmental disability services. It is the  
17 intent of the legislature that the account should not be used to  
18 replace, supplant, or reduce existing appropriations.

19           (~~(6)~~) (5) The account shall be known as the Dan Thompson  
20 memorial developmental disabilities community trust account.

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