
HOUSE BILL 2126

State of Washington

65th Legislature

2017 Regular Session

By Representatives Blake and Wilcox

Read first time 02/17/17. Referred to Committee on Appropriations.

1 AN ACT Relating to creating a community-based approach to provide
2 assistance with nonlethal management methods to reduce livestock
3 depredations by wolves; reenacting and amending RCW 43.79A.040; and
4 adding a new chapter to Title 16 RCW.

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

6 NEW SECTION. **Sec. 1.** The legislature finds that there is a need
7 to provide resources to help livestock producers adapt their
8 operations in light of the recovery of wolves on the landscape and a
9 desire by many to increase use of nonlethal deterrence measures to
10 reduce the probability of livestock depredations by wolves. The
11 application of resources in support of these goals must respect
12 livestock producers' values of independence, privacy, and local
13 decision making. The legislature further recognizes that livestock
14 producers have unique and valuable knowledge, occupy an important
15 place in their local communities and the state's social fabric, and
16 are critical partners in creating sound natural resource policies.

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

20 (1) "Department" means the department of agriculture.

1 (2) "Director" means the director of the department of
2 agriculture.

3 NEW SECTION. **Sec. 3.** (1) The northeast Washington wolf-cattle
4 management grant is created within the department. Funds from the
5 grant program must be used only for the deployment of nonlethal
6 deterrence resources, including equipment and tools, owned and
7 strategically located locally.

8 (2)(a) An advisory board is established to advise the department
9 on the expenditure of the northeast Washington wolf-cattle management
10 grant funds. Advisory board members must be knowledgeable about wolf
11 depredation issues, and have a special interest in the use of
12 nonlethal wolf management techniques. Board members are unpaid, are
13 not state employees, and are not eligible for reimbursement for
14 subsistence, lodging, or travel expenses incurred in the performance
15 of their duties as board members. The director must appoint each
16 member to the board for a term of two years. Board members may be
17 reappointed for subsequent two-year terms. The following board
18 members must be appointed by the director in consultation with each
19 applicable conservation district and the legislators in the
20 legislative district encompassing each county:

- 21 (i) One Ferry county conservation district board member;
- 22 (ii) One Stevens county conservation district board member; and
- 23 (iii) One Pend Oreille conservation district board member.

24 (b) If no board member qualifies under this section, the director
25 must appoint a resident of the applicable county to serve on the
26 board.

- 27 (c) Board members may not:
 - 28 (i) Directly benefit, in whole or in part, from any contract made
29 by, through, or under the supervision of the northwest Washington
30 wolf-cattle management, or which may be made for the benefit of his
31 or her office; or
 - 32 (ii) Directly accept any compensation, gratuity, or reward in
33 connection with such a contract from any other person with a
34 beneficial interest in the contract.

35 (3) The board must help direct the deployment of nonlethal
36 deterrence resources, including equipment and tools, owned and
37 strategically located by the collaborative.

1 NEW SECTION. **Sec. 4.** (1) The northeast Washington wolf-cattle
2 management account is created as a nonappropriated account in the
3 custody of the state treasurer. All receipts from the northeast
4 Washington wolf-cattle management grant must be deposited into the
5 account. Expenditures from the account may be used only for the
6 deployment of nonlethal wolf deterrence resources as described in
7 section 3 of this act. Only the director may authorize expenditures
8 from the account in consultation with the advisory board created in
9 section 3 of this act. The account is subject to allotment procedures
10 under chapter 43.88 RCW, but an appropriation is not required for
11 expenditures. Interest earned by deposits in the account must be
12 retained in the account.

13 (2) The board of directors created in section 3 of this act may
14 solicit and receive gifts and grants from public and private sources
15 for the purposes of section 3 of this act.

16 **Sec. 5.** RCW 43.79A.040 and 2016 c 203 s 2, 2016 c 173 s 10, 2016
17 c 69 s 21, and 2016 c 39 s 7 are each reenacted and amended to read
18 as follows:

19 (1) Money in the treasurer's trust fund may be deposited,
20 invested, and reinvested by the state treasurer in accordance with
21 RCW 43.84.080 in the same manner and to the same extent as if the
22 money were in the state treasury, and may be commingled with moneys
23 in the state treasury for cash management and cash balance purposes.

24 (2) All income received from investment of the treasurer's trust
25 fund must be set aside in an account in the treasury trust fund to be
26 known as the investment income account.

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

35 (4)(a) Monthly, the state treasurer must distribute the earnings
36 credited to the investment income account to the state general fund
37 except under (b), (c), and (d) of this subsection.

38 (b) The following accounts and funds must receive their
39 proportionate share of earnings based upon each account's or fund's

1 average daily balance for the period: The 24/7 sobriety account, the
2 Washington promise scholarship account, the Washington advanced
3 college tuition payment program account, the Washington college
4 savings program account, the accessible communities account, the
5 Washington achieving a better life experience program account, the
6 community and technical college innovation account, the agricultural
7 local fund, the American Indian scholarship endowment fund, the
8 foster care scholarship endowment fund, the foster care endowed
9 scholarship trust fund, the contract harvesting revolving account,
10 the Washington state combined fund drive account, the commemorative
11 works account, the county enhanced 911 excise tax account, the toll
12 collection account, the developmental disabilities endowment trust
13 fund, the energy account, the fair fund, the family leave insurance
14 account, the food animal veterinarian conditional scholarship
15 account, the fruit and vegetable inspection account, the future
16 teachers conditional scholarship account, the game farm alternative
17 account, the GET ready for math and science scholarship account, the
18 Washington global health technologies and product development
19 account, the grain inspection revolving fund, the industrial
20 insurance rainy day fund, the juvenile accountability incentive
21 account, the law enforcement officers' and firefighters' plan 2
22 expense fund, the local tourism promotion account, the multiagency
23 permitting team account, the northeast Washington wolf-cattle
24 management account, the pilotage account, the produce railcar pool
25 account, the regional transportation investment district account, the
26 rural rehabilitation account, the Washington sexual assault kit
27 account, the stadium and exhibition center account, the youth
28 athletic facility account, the self-insurance revolving fund, the
29 children's trust fund, the Washington horse racing commission
30 Washington bred owners' bonus fund and breeder awards account, the
31 Washington horse racing commission class C purse fund account, the
32 individual development account program account, the Washington horse
33 racing commission operating account, the life sciences discovery
34 fund, the Washington state heritage center account, the reduced
35 cigarette ignition propensity account, the center for childhood
36 deafness and hearing loss account, the school for the blind account,
37 the Millersylvania park trust fund, the public employees' and
38 retirees' insurance reserve fund, and the radiation perpetual
39 maintenance fund.

1 (c) The following accounts and funds must receive eighty percent
2 of their proportionate share of earnings based upon each account's or
3 fund's average daily balance for the period: The advanced right-of-
4 way revolving fund, the advanced environmental mitigation revolving
5 account, the federal narcotics asset forfeitures account, the high
6 occupancy vehicle account, the local rail service assistance account,
7 and the miscellaneous transportation programs account.

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

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

18 NEW SECTION. **Sec. 6.** Sections 1 through 4 of this act
19 constitute a new chapter in Title 16 RCW.

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