

SSB 6534 - S AMD 1147  
By Senator Mullet

ADOPTED 03/03/2020

1 Strike everything after the enacting clause and insert the  
2 following:

3 "NEW SECTION. **Sec. 1.** (1) The purpose of this chapter is to  
4 provide for a quality assurance fee for specified providers of  
5 emergency ambulance services as referenced in 42 C.F.R. Sec. 433.56,  
6 which will be used to add on to base funding from all other sources,  
7 thereby supporting additional medicaid payments to nonpublic and  
8 nonfederal providers of emergency ambulance services as specified in  
9 this chapter.

10 (2) The legislature finds that the payments to private emergency  
11 ambulance service providers for transports for medicaid recipients  
12 have not been increased since 2004, resulting in a loss for carriers  
13 who provide this service. This has resulted in the shifting of cost  
14 of medicaid transports to other payers.

15 (3) In adopting this chapter, it is the intent of the  
16 legislature:

17 (a) To impose an ambulance quality assurance fee to be used  
18 solely for the purposes specified in this chapter;

19 (b) To generate approximately twenty-two million dollars per  
20 state fiscal biennium in new state and federal funds by disbursing  
21 all of that amount to pay for medicaid emergency ambulance services,  
22 except costs of administration as specified in this chapter, in the  
23 form of additional payments to ambulance transport providers subject  
24 to the fee, which may not be a substitute for payments from other  
25 sources;

26 (c) Beginning July 1, 2021, to generate an amount equal to one-  
27 third of the annual quality assurance fee rate collection amount  
28 exclusive of any federal matching funds, to be used in lieu of state  
29 general fund payments for medicaid emergency ambulance services;

30 (d) That the total amount assessed not exceed the amount needed,  
31 in combination with all other available funds, to support the  
32 payments authorized by this chapter; and

1 (e) To condition the assessment on receiving federal approval for  
2 receipt of additional federal financial participation and on  
3 continuation of other funding sufficient to maintain aggregate  
4 payment levels to ambulance transport providers subject to the fee  
5 for emergency ambulance services covered by medicaid at least at the  
6 rates the state paid for those services on July 1, 2020, as adjusted  
7 for current enrollment and utilization.

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

11 (1) "Ambulance transport provider subject to the fee" means an  
12 ambulance transport provider that is licensed under RCW 18.73.130  
13 that bills and receives patient care revenue from the provision of  
14 ambulance transports. "Ambulance transport provider subject to the  
15 fee" does not include a provider that is owned or operated by the  
16 state, cities, counties, fire protection districts, regional fire  
17 protection service authorities, port districts, public hospital  
18 districts, community services districts, health care districts,  
19 federally recognized Indian tribes, or any unit of government as  
20 defined in 42 C.F.R. Sec. 433.50.

21 (2) "Annual quality assurance fee rate" means the quality  
22 assurance fee per emergency ambulance transport during each  
23 applicable state fiscal year assessed on each ambulance transport  
24 provider subject to the fee.

25 (3) "Authority" means the Washington state health care authority.

26 (4) "Available fee amount" means the sum of the following:

27 (a) The amount deposited in the ambulance transport fund  
28 established under section 3 of this act during the applicable state  
29 fiscal year, less the amounts described in section 3(3)(a) of this  
30 act; and

31 (b) Any federal financial participation obtained as a result of  
32 the deposit of the amount described in this subsection, for the  
33 applicable state fiscal year.

34 (5) "Effective state medical assistance percentage" means a ratio  
35 of the aggregate expenditures from state-only sources for medicaid  
36 divided by the aggregate expenditures from state and federal sources  
37 for medicaid for a state fiscal year.

38 (6) "Emergency ambulance transport" means the act of transporting  
39 an individual by use of an ambulance during which a client receives

1 needed emergency medical services en route to an appropriate medical  
2 facility. "Emergency ambulance transport" does not include  
3 transportation of beneficiaries by passenger cars, taxicabs, litter  
4 vans, wheelchair vans, or other forms of public or private  
5 conveyances, nor does it include transportation by an air ambulance  
6 provider. An "emergency ambulance transport" does not occur when,  
7 following evaluation of a patient, a transport is not provided.

8 (7) "Fee-for-service payment schedule" means the payment rates to  
9 ambulance transport providers for emergency ambulance transports by  
10 the authority without the inclusion of the add-on described in  
11 section 6 of this act.

12 (8) "Gross receipts" means the total amount of payments received  
13 as patient care revenue for emergency ambulance transports,  
14 determined on a cash basis of accounting. "Gross receipts" includes  
15 all payments received as patient care revenue for emergency ambulance  
16 transports from medicaid, medicare, commercial insurance, and all  
17 other payers as payment for services rendered.

18 (9) "Medicaid" means the medical assistance program and the state  
19 children's health insurance program as established in Title XIX and  
20 Title XXI of the social security act, respectively, and as  
21 administered in the state of Washington by the authority.

22 (10) "Program" means the ambulance quality assurance fee program  
23 established in this chapter.

24 NEW SECTION. **Sec. 3.** (1) A dedicated fund is hereby established  
25 within the state treasury to be known as the ambulance transport  
26 fund. The purpose and use of the fund shall be to receive and  
27 disburse funds, together with accrued interest, in accordance with  
28 this chapter. Moneys in the fund, including interest earned, shall  
29 not be used or disbursed for any purposes other than those specified  
30 in this chapter. Any amounts expended from the fund that are later  
31 recouped by the authority on audit or otherwise shall be returned to  
32 the fund. Moneys in the account may be spent only after  
33 appropriation.

34 (2) The quality assurance fees collected by the authority  
35 pursuant to section 5 of this act must be deposited in the ambulance  
36 transport fund.

37 (3) Disbursements from the fund may be made only:

38 (a) To pay for the authority's staffing and administrative costs  
39 directly attributable to administering this chapter, not to exceed

1 five percent of the annual quality assurance fee rate collection  
2 amount, exclusive of any federal matching funds;

3 (b) To make increased payments to ambulance transport providers  
4 subject to the fee pursuant to section 6 of this act;

5 (c) To refund erroneous or excessive payments made by hospitals  
6 pursuant to this chapter; and

7 (d) Beginning July 1, 2021, for an amount equal to one-third of  
8 the annual quality assurance fee rate collection amount exclusive of  
9 any federal matching funds, to be used in lieu of state general fund  
10 payments for medicaid emergency ambulance services, provided that if  
11 the full amount of the payments required under section 6 of this  
12 act cannot be distributed in a given fiscal year, this amount must be  
13 reduced proportionately.

14 NEW SECTION. **Sec. 4.** (1) Each ambulance transport provider  
15 subject to the fee must report to the authority the number of  
16 emergency ambulance transports by payer type and the annual gross  
17 receipts for the state fiscal year ending June 30, 2020, pursuant to  
18 form and timing required by the authority. The authority shall  
19 establish the timing for such reporting to occur on or after August  
20 15, 2020.

21 (2) Each ambulance transport provider subject to the fee must  
22 report to the authority the number of emergency ambulance transports  
23 by payer type for each state fiscal quarter commencing with the state  
24 fiscal quarter ending September 30, 2020, pursuant to form and timing  
25 required by the authority. The authority shall establish the timing  
26 for such reporting to occur on or after the forty-fifth day after the  
27 end of each applicable state fiscal quarter.

28 (3) Each ambulance transport provider subject to the fee must  
29 report to the authority the annual gross receipts for each state  
30 fiscal year commencing with the state fiscal year ending June 30,  
31 2021, pursuant to form and timing required by the authority. The  
32 authority shall establish the timing for such reporting to occur on  
33 or after the forty-fifth day after the end of each applicable state  
34 fiscal year.

35 (4) The authority may require a certification by each ambulance  
36 transport provider subject to the fee under penalty of perjury of the  
37 truth of the reports required under this section. Upon written notice  
38 to an ambulance transport provider, the authority may impose a civil  
39 penalty of one hundred dollars per day against an ambulance transport

1 provider for every day that an ambulance transport provider fails to  
2 make a report required by this section within five days of the date  
3 upon which the report was due. Any funds resulting from a penalty  
4 imposed pursuant to this subsection shall be deposited in the  
5 ambulance transport fund established in section 3 of this act.

6 NEW SECTION. **Sec. 5.** (1) Beginning July 1, 2021, and annually  
7 thereafter, the authority shall assess each ambulance transport  
8 provider subject to the fee, a quality assurance fee. Each ambulance  
9 transport provider subject to the fee must pay the quality assurance  
10 fee on a quarterly basis. The quarterly quality assurance fee payment  
11 shall be based on the annual quality assurance fee rate for the  
12 applicable state fiscal year multiplied by the number of emergency  
13 ambulance transports provided by the ambulance transport provider  
14 subject to the fee in the second quarter preceding the state fiscal  
15 quarter for which the fee is assessed.

16 (2) Beginning July 1, 2021, the annual quality assurance fee rate  
17 shall be calculated by multiplying the projected total annual gross  
18 receipts for all ambulance transport providers subject to the fee by  
19 five and one-half percent, which resulting product shall be divided  
20 by the projected total annual emergency ambulance transports by all  
21 ambulance transport providers subject to the fee for the state fiscal  
22 year.

23 (3) For each state fiscal year for which the quality assurance  
24 fee is assessed, the authority shall send each ambulance transport  
25 provider subject to the fee an assessment notice no later than thirty  
26 days prior to the beginning of the applicable state fiscal quarter.  
27 For each state fiscal quarter for which the quality assurance fee is  
28 assessed, the authority shall send to each ambulance transport  
29 provider subject to the fee an invoice of the quarterly quality  
30 assurance fee payment due for the quarter no later than thirty days  
31 before the payment is due. For each state fiscal quarter for which  
32 the quality assurance fee is assessed, the ambulance transport  
33 provider subject to the fee shall remit payment to the authority by  
34 the date established by the authority, which shall be no earlier than  
35 fifteen days after the beginning of the applicable state fiscal  
36 quarter.

37 (4) (a) Interest shall be assessed on quality assurance fees not  
38 paid on the date due at the rate and in the manner provided in RCW

1 43.20B.695. Interest shall be deposited in the ambulance transport  
2 fund established in section 3 of this act.

3 (b) In the event that any fee payment is more than sixty days  
4 overdue, the authority may deduct the unpaid fee and interest owed  
5 from any medicaid reimbursement payments owed to the ambulance  
6 transport provider until the full amount of the fee, interest, and  
7 any penalties assessed under this chapter are recovered. Any  
8 deduction made pursuant to this subsection shall be made only after  
9 the authority gives the ambulance transport provider written  
10 notification. Any deduction made pursuant to this subsection may be  
11 deducted over a period of time that takes into account the financial  
12 condition of the ambulance transport provider.

13 (c) In the event that any fee payment is more than sixty days  
14 overdue, a penalty equal to the interest charge described in (a) of  
15 this subsection shall be assessed and due for each month for which  
16 the payment is not received after sixty days. Any funds resulting  
17 from a penalty imposed pursuant to this subsection shall be deposited  
18 into the ambulance transport fund established in section 3 of this  
19 act.

20 (d) The authority may waive a portion or all of either the  
21 interest or penalties, or both, assessed under this chapter in the  
22 event the authority determines, in its sole discretion, that the  
23 ambulance transport provider has demonstrated that imposition of the  
24 full amount of the quality assurance fee pursuant to the timelines  
25 applicable under this chapter has a high likelihood of creating an  
26 undue financial hardship for the provider. Waiver of some or all of  
27 the interest or penalties pursuant to this subsection shall be  
28 conditioned on the ambulance transport provider's agreement to make  
29 fee payments on an alternative schedule developed by the authority.

30 (5) The authority shall accept an ambulance transport provider's  
31 payment even if the payment is submitted in a rate year subsequent to  
32 the rate year in which the fee was assessed.

33 (6) In the event of a merger, acquisition, or similar transaction  
34 involving an ambulance transport provider that has outstanding  
35 quality assurance fee payment obligations pursuant to this chapter,  
36 including any interest and penalty amounts owed, the resultant or  
37 successor ambulance transport provider shall be responsible for  
38 paying to the authority the full amount of outstanding quality  
39 assurance fee payments, including any applicable interest and  
40 penalties, attributable to the ambulance transport provider for which

1 it was assessed, upon the effective date of such transaction. An  
2 entity considering a merger, acquisition, or similar transaction  
3 involving an ambulance transport provider may submit a request to the  
4 authority to ascertain the outstanding quality assurance fee payment  
5 obligations of the ambulance transport provider pursuant to this  
6 chapter as of the date of the authority's response to that request.

7 NEW SECTION. **Sec. 6.** (1) Beginning July 1, 2021, and for each  
8 state fiscal year thereafter, reimbursement for emergency ambulance  
9 transports provided by ambulance transport providers subject to the  
10 fee shall be increased by application of an add-on to the associated  
11 medicaid fee-for-service payment schedule. The add-on increase to the  
12 fee-for-service payment schedule shall result in a total  
13 reimbursement per emergency ambulance transport that is at least  
14 sixty percent of the statewide average medicare rate for an emergency  
15 ambulance transport or similar service.

16 (2) The increased payments required by this section shall be  
17 funded solely from the following:

18 (a) The quality assurance fee set forth in section 5 of this act,  
19 along with any interest or other investment income earned on those  
20 funds; and

21 (b) Federal reimbursement and any other related federal funds.

22 (3) The proceeds of the quality assurance fee set forth in  
23 section 5 of this act, the matching amount provided by the federal  
24 government, and any interest earned on those proceeds shall be used  
25 to supplement, and not to supplant, existing funding for emergency  
26 ambulance transports provided by ambulance transport providers  
27 subject to the fee.

28 (4) Notwithstanding any provision of this chapter, the authority  
29 may seek federal approval to implement any add-on increase to the  
30 fee-for-service payment schedule pursuant to this section for any  
31 state fiscal year or years, as applicable, on a time-limited basis  
32 for a fixed program period, as determined by the authority.

33 NEW SECTION. **Sec. 7.** The authority may adopt rules to implement  
34 this chapter.

35 NEW SECTION. **Sec. 8.** (1)(a) The authority shall request any  
36 approval from the federal centers for medicare and medicaid services  
37 it determines are necessary for the use of fees pursuant to this

1 chapter and for the purpose of receiving associated federal matching  
2 funds.

3 (b) This chapter shall be implemented only to the extent that any  
4 necessary federal approvals are obtained and federal financial  
5 participation is available. The quality assurance fee pursuant to  
6 section 5 of this act shall only be assessed and collected for  
7 quarters in which the add-on pursuant to section 6 of this act is  
8 paid.

9 (2) The authority may modify or make adjustments to any  
10 methodology, fee amount, or other provision specified in this chapter  
11 to the extent necessary to meet the requirements of federal law or  
12 regulations or to obtain federal approval.

13 NEW SECTION. **Sec. 9.** If there is a delay in the implementation  
14 of this chapter for any reason, including a delay in any required  
15 approval of the quality assurance fee and reimbursement methodology  
16 specified by the federal centers for medicare and medicaid services,  
17 the following shall apply:

18 (1) An ambulance transport provider subject to the fee may be  
19 assessed the amount the provider would be required to pay to the  
20 authority if the add-on increase to the fee-for-service payment  
21 schedule described in section 6 of this act were already approved,  
22 but shall not be required to pay the fee until the add-on increase to  
23 the fee-for-service payment schedule described in section 6 of this  
24 act is approved. The authority shall establish a schedule for payment  
25 of retroactive fees pursuant to this subsection in consultation with  
26 ambulance transport providers subject to the fee to minimize the  
27 disruption to the cash flow of ambulance transport providers subject  
28 to the fee.

29 (2) The authority may retroactively implement the add-on increase  
30 to the fee-for-service payment schedule pursuant to section 6 of this  
31 act to the extent the authority determines that federal financial  
32 participation is available.

33 NEW SECTION. **Sec. 10.** (1) The assessment, collection, and  
34 disbursement of funds under this chapter shall be conditional upon:

35 (a) The federal centers for medicare and medicaid services not  
36 determining that the quality assurance fee revenues may not be used  
37 for the purposes set forth in this chapter;



1 (b) The state not reducing its fee-for-service payment schedule  
2 for emergency ambulance transports provided by ambulance transport  
3 providers subject to the fee;

4 (c) The state not delegating responsibility to pay for emergency  
5 ambulance transports to a managed care organization, prepaid  
6 inpatient health plan, or prepaid ambulatory health plan, as those  
7 terms are defined in 42 C.F.R. Sec. 438.2;

8 (d) Federal financial participation being available and not  
9 otherwise jeopardized; and

10 (e) The program not prohibiting, diminishing, or harming the  
11 ground emergency medical transportation services reimbursement  
12 program described in RCW 41.05.730.

13 (2) This chapter ceases to be operative on the first day of the  
14 state fiscal year beginning on or after the date one or more of the  
15 following conditions is satisfied:

16 (a) The federal centers for medicare and medicaid services no  
17 longer allows the collection or use of the ambulance transport  
18 provider assessment provided in this chapter;

19 (b) The increase to the medicaid payments described in section 6  
20 of this act no longer remains in effect;

21 (c) The quality assurance fee assessed and collected pursuant to  
22 this chapter is no longer available for the purposes specified in  
23 this chapter;

24 (d) A final judicial determination made by any state or federal  
25 court that is not appealed, or by a court of appellate jurisdiction  
26 that is not further appealed, in any action by any party, or a final  
27 determination by the administrator of the federal centers for  
28 medicare and medicaid services that is not appealed, that federal  
29 financial participation is not available with respect to any payment  
30 made under the methodology implemented pursuant to this chapter;

31 (e) The state reduces its fee-for-service payment schedule for  
32 emergency ambulance transports provided by ambulance transport  
33 providers subject to the fee;

34 (f) The state delegates responsibility to pay for emergency  
35 ambulance transports to a managed care organization, prepaid  
36 inpatient health plan, or prepaid ambulatory health plan, as those  
37 terms are defined in 42 C.F.R. Sec. 438.2; and

38 (g) The program prohibiting, diminishing, or harming the ground  
39 emergency medical transportation services reimbursement program  
40 described in RCW 41.05.730.

1 (3) In the event one or more of the conditions listed in  
2 subsection (2) of this section is satisfied, the authority shall  
3 notify, in writing and as soon as practicable, the secretary of  
4 state, the secretary of the senate, the chief clerk of the house of  
5 representatives, the appropriate fiscal and policy committees of the  
6 legislature, and the code reviser's office of the condition and the  
7 approximate date or dates that it occurred. The authority shall post  
8 the notice on the authority's web site.

9 (4)(a) Notwithstanding any other law, in the event this chapter  
10 becomes inoperative pursuant to subsection (2) of this section, the  
11 authority shall be authorized to conduct all appropriate close-out  
12 activities and implement applicable provisions of this chapter for  
13 prior state fiscal years during which this chapter was operative  
14 including, but not limited to, the collection of outstanding quality  
15 assurance fees pursuant to section 5 of this act and payments  
16 associated with any add-on increase to the medicaid fee-for-service  
17 payment schedule pursuant to section 6 of this act. During this  
18 close-out period, the full amount of the quality assurance fee  
19 assessed and collected remains available only for the purposes  
20 specified in this chapter.

21 (b) Upon a determination by the authority that all appropriate  
22 close-out and implementation activities pursuant to (a) of this  
23 subsection have been completed, the authority shall notify, in  
24 writing, the secretary of state, the secretary of the senate, the  
25 chief clerk of the house of representatives, the appropriate fiscal  
26 and policy committees of the legislature, and the code reviser's  
27 office of that determination. This chapter shall expire as of the  
28 effective date of the notification issued by the authority pursuant  
29 to this subsection.

30 **Sec. 11.** RCW 43.84.092 and 2019 c 421 s 15, 2019 c 403 s 14,  
31 2019 c 365 s 19, 2019 c 287 s 19, and 2019 c 95 s 6 are each  
32 reenacted and amended to read as follows:

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

36 (2) The treasury income account shall be utilized to pay or  
37 receive funds associated with federal programs as required by the  
38 federal cash management improvement act of 1990. The treasury income  
39 account is subject in all respects to chapter 43.88 RCW, but no

1 appropriation is required for refunds or allocations of interest  
2 earnings required by the cash management improvement act. Refunds of  
3 interest to the federal treasury required under the cash management  
4 improvement act fall under RCW 43.88.180 and shall not require  
5 appropriation. The office of financial management shall determine the  
6 amounts due to or from the federal government pursuant to the cash  
7 management improvement act. The office of financial management may  
8 direct transfers of funds between accounts as deemed necessary to  
9 implement the provisions of the cash management improvement act, and  
10 this subsection. Refunds or allocations shall occur prior to the  
11 distributions of earnings set forth in subsection (4) of this  
12 section.

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

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

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

1 recovery account, the common school construction fund, the community  
2 forest trust account, the connecting Washington account, the county  
3 arterial preservation account, the county criminal justice assistance  
4 account, the deferred compensation administrative account, the  
5 deferred compensation principal account, the department of licensing  
6 services account, the department of licensing tuition recovery trust  
7 fund, the department of retirement systems expense account, the  
8 developmental disabilities community trust account, the diesel idle  
9 reduction account, the drinking water assistance account, the  
10 drinking water assistance administrative account, the early learning  
11 facilities development account, the early learning facilities  
12 revolving account, the Eastern Washington University capital projects  
13 account, the education construction fund, the education legacy trust  
14 account, the election account, the electric vehicle account, the  
15 energy freedom account, the energy recovery act account, the  
16 essential rail assistance account, The Evergreen State College  
17 capital projects account, the federal forest revolving account, the  
18 ferry bond retirement fund, the freight mobility investment account,  
19 the freight mobility multimodal account, the grade crossing  
20 protective fund, the public health services account, the state higher  
21 education construction account, the higher education construction  
22 account, the highway bond retirement fund, the highway infrastructure  
23 account, the highway safety fund, the hospital safety net assessment  
24 fund, the industrial insurance premium refund account, the Interstate  
25 405 and state route number 167 express toll lanes account, the  
26 judges' retirement account, the judicial retirement administrative  
27 account, the judicial retirement principal account, the local  
28 leasehold excise tax account, the local real estate excise tax  
29 account, the local sales and use tax account, the marine resources  
30 stewardship trust account, the medical aid account, the mobile home  
31 park relocation fund, the money-purchase retirement savings  
32 administrative account, the money-purchase retirement savings  
33 principal account, the motor vehicle fund, the motorcycle safety  
34 education account, the multimodal transportation account, the  
35 multiuse roadway safety account, the municipal criminal justice  
36 assistance account, the natural resources deposit account, the oyster  
37 reserve land account, the pension funding stabilization account, the  
38 perpetual surveillance and maintenance account, the pollution  
39 liability insurance agency underground storage tank revolving  
40 account, the public employees' retirement system plan 1 account, the

1 public employees' retirement system combined plan 2 and plan 3  
2 account, the public facilities construction loan revolving account  
3 beginning July 1, 2004, the public health supplemental account, the  
4 public works assistance account, the Puget Sound capital construction  
5 account, the Puget Sound ferry operations account, the Puget Sound  
6 Gateway facility account, the Puget Sound taxpayer accountability  
7 account, the real estate appraiser commission account, the  
8 recreational vehicle account, the regional mobility grant program  
9 account, the resource management cost account, the rural arterial  
10 trust account, the rural mobility grant program account, the rural  
11 Washington loan fund, the sexual assault prevention and response  
12 account, the site closure account, the skilled nursing facility  
13 safety net trust fund, the small city pavement and sidewalk account,  
14 the special category C account, the special wildlife account, the  
15 state employees' insurance account, the state employees' insurance  
16 reserve account, the state investment board expense account, the  
17 state investment board commingled trust fund accounts, the state  
18 patrol highway account, the state route number 520 civil penalties  
19 account, the state route number 520 corridor account, the state  
20 wildlife account, the statewide broadband account, the statewide  
21 tourism marketing account, the student achievement council tuition  
22 recovery trust fund, the supplemental pension account, the Tacoma  
23 Narrows toll bridge account, the teachers' retirement system plan 1  
24 account, the teachers' retirement system combined plan 2 and plan 3  
25 account, the tobacco prevention and control account, the tobacco  
26 settlement account, the toll facility bond retirement account, the  
27 transportation 2003 account (nickel account), the transportation  
28 equipment fund, the transportation future funding program account,  
29 the transportation improvement account, the transportation  
30 improvement board bond retirement account, the transportation  
31 infrastructure account, the transportation partnership account, the  
32 traumatic brain injury account, the tuition recovery trust fund, the  
33 University of Washington bond retirement fund, the University of  
34 Washington building account, the voluntary cleanup account, the  
35 volunteer firefighters' and reserve officers' relief and pension  
36 principal fund, the volunteer firefighters' and reserve officers'  
37 administrative fund, the vulnerable roadway user education account,  
38 the Washington judicial retirement system account, the Washington law  
39 enforcement officers' and firefighters' system plan 1 retirement  
40 account, the Washington law enforcement officers' and firefighters'

1 system plan 2 retirement account, the Washington public safety  
2 employees' plan 2 retirement account, the Washington school  
3 employees' retirement system combined plan 2 and 3 account, the  
4 Washington state health insurance pool account, the Washington state  
5 patrol retirement account, the Washington State University building  
6 account, the Washington State University bond retirement fund, the  
7 water pollution control revolving administration account, the water  
8 pollution control revolving fund, the Western Washington University  
9 capital projects account, the Yakima integrated plan implementation  
10 account, the Yakima integrated plan implementation revenue recovery  
11 account, and the Yakima integrated plan implementation taxable bond  
12 account. Earnings derived from investing balances of the agricultural  
13 permanent fund, the normal school permanent fund, the permanent  
14 common school fund, the scientific permanent fund, the state  
15 university permanent fund, and the state reclamation revolving  
16 account shall be allocated to their respective beneficiary accounts.

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

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

26 NEW SECTION. **Sec. 12.** Sections 1 through 10 and 13 of this act  
27 constitute a new chapter in Title 74 RCW.

28 NEW SECTION. **Sec. 13.** This act expires July 1, 2024.

29 NEW SECTION. **Sec. 14.** This act is necessary for the immediate  
30 preservation of the public peace, health, or safety, or support of  
31 the state government and its existing public institutions, and takes  
32 effect immediately."

**ADOPTED 03/03/2020**

1        On page 1, line 1 of the title, after "fee;" strike the remainder  
2 of the title and insert "reenacting and amending RCW 43.84.092;  
3 adding a new chapter to Title 74 RCW; prescribing penalties;  
4 providing an expiration date; and declaring an emergency."

EFFECT: Modifies the intent section and corrects a statutory reference. Requires one-third of the fees collected be used in lieu of state general fund payments for medicaid emergency ambulance services. Requires the total reimbursement, including the program add-on, be at least 60% of the statewide average Medicare rate of an emergency ambulance transport or similar service. Changes the fee rate from 5% of annual gross receipts to 5.5% of annual gross receipts.

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