

FINAL BILL REPORT

ESSB 5311

C 147 L 19

Synopsis as Enacted

Brief Description: Eliminating, revising, or decodifying obsolete or inactive statutory provisions that concern the office of financial management.

Sponsors: Senate Committee on State Government, Tribal Relations & Elections (originally sponsored by Senator Hunt; by request of Office of Financial Management).

Senate Committee on State Government, Tribal Relations & Elections
House Committee on State Government & Tribal Relations
House Committee on Appropriations

Background: Military Death or Disability Compensation. If any member of the organized militia is injured, incapacitated, or otherwise disabled while in active state service or inactive duty, they shall receive from the state of Washington just and reasonable relief. Just and reasonable relief is determined by a board of three officers with at least one being a medical officer. Just and reasonable relief must conform as nearly as possible to the general schedule of payments and awards provided under the workers' compensation law in effect in the state of Washington at the time the disability or death occurred. The findings of the board shall be reviewed by the adjutant general and submitted to the Governor for final approval.

Allowance and Travel Expenses. In 2011, the Legislature restricted allowances and travel for state agencies. Exceptions were granted:

- where critically necessary for the work of an agency;
- for agencies of the executive branch, if approved by the Office of Financial Management (OFM);
- for agencies of the judicial branch, if approved by the chief justice of the supreme court; and
- for the House and Senate, if approved by the chief clerk of the House and secretary of the Senate respectively, under the direction of the Senate Committee of Facilities and Operations and the Executive Rules Committee of the House of Representatives.

OFM authorizes exceptions to restrictions for allowances and travel of executive branch agencies and sets allowances for subsistence, lodging, and travel expenses for persons who are appointed to serve on boards, commissions, or similar groups.

This analysis was prepared by non-partisan legislative staff for the use of legislative members in their deliberations. This analysis is not a part of the legislation nor does it constitute a statement of legislative intent.

Cash Management. The state treasurer must ensure the effective cash management of public funds and may delegate case management responsibilities to affected agencies with the concurrence of OFM.

Borrowing Money. The director of the Department of Financial Institutions (DFI) and any DFI employees are prohibited from borrowing money from any entity under DFI's direct jurisdiction unless the extension of credit:

- is made on substantially the same terms and following credit underwriting procedures that are not less stringent than those prevailing at the time for comparable transactions by the financial institution with other persons not employed by DFI; and
- does not involve more than the normal risk of repayment or present other unfavorable features.

Repeal. Repealed statutes are invalid going forward and are removed from publication in the RCW and disappear altogether.

Summary: A number of statutes concerning OFM are amended or repealed.

Military Death or Disability Compensation. The Governor is not required to provide final review and approval of a board decision regarding just and reasonable relief provided to a member of the National Guard. Findings of the board are reviewed by the adjutant general.

Allowance and Travel Expenses. OFM is not required to authorize exceptions to restrictions for allowances and travel of executive branch agencies.

Cash Management. OFM is not required to concur with the delegation of cash management responsibilities to affected agencies.

Borrowing Money. The requirement is removed for OFM to adopt rules, policies, and procedures to interpret the restrictions for a DFI employee borrowing money.

Repeal. A number of statutes are repealed, such as:

- the requirement for OFM to negotiate an institutional performance plan with four-year baccalaureate institutions;
- the requirement for a state agency to report quarterly to OFM regarding architectural and engineering service contracts and modifications;
- a statute authorizing OFM to establish a new board or commission;
- the requirement for the Governor to review boards and commissions listed by OFM;
- the requirement for OFM to establish an interagency task force on unintended pregnancy; and
- the requirement for OFM, subject to funding, to report on fiscal impacts to a local government arising from selected laws enacted in the preceding five-year period.

Votes on Final Passage:

Senate	46	0
House	97	0

Effective: July 28, 2019