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**HOUSE BILL 2456**

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**State of Washington**

**68th Legislature**

**2024 Regular Session**

**By** Representatives Timmons, Berry, Doglio, Walen, Ramel, Santos, and Pollet

Read first time 01/23/24. Referred to Committee on Transportation.

1 AN ACT Relating to ensuring connectivity for Washington wildlife  
2 through safe passages; reenacting and amending RCW 43.84.092,  
3 43.84.092, and 43.84.092; adding new sections to chapter 47.04 RCW;  
4 adding a new section to chapter 77.36 RCW; adding a new section to  
5 chapter 46.68 RCW; adding a new section to chapter 77.04 RCW;  
6 creating a new section; providing effective dates; and providing  
7 expiration dates.

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

9 NEW SECTION. **Sec. 1.** (1) The legislature finds that:

10 (a) Vehicle collisions kill over 5,000 deer and 300 elk, hundreds  
11 of black bears, cougars, bobcats, and coyotes, and tens of thousands  
12 of small mammals and amphibians in Washington state per year. Such  
13 loss depletes the state's natural heritage, depriving residents of  
14 wildlife watching and hunting opportunities, and weakening ecosystem  
15 functions required to support human well-being;

16 (b) Wildlife vehicle collisions with deer and elk alone cost  
17 Washington residents over \$74,000,000 per year in lost work from  
18 injury, medical treatment, vehicle damage, emergency response, and  
19 insurance payouts. This does not include the cost of lost wildlife;

20 (c) Human development and roads cause loss and fragmentation of  
21 habitat, reducing the total area and quality of habitat available to

1 Washington state's wildlife populations, and impeding normal patterns  
2 of movement that wildlife need to meet their daily, seasonal, and  
3 long-term life history and population viability needs. For example,  
4 Washington state lost over 1.1 million acres of forestland to other  
5 uses between 1978 and 2019, and over 80 percent of shrub-steppe  
6 habitat has been lost since European settlement;

7 (d) Climate change is already causing wildlife populations to  
8 shift home ranges in search of more suitable habitats. Fragmented  
9 landscapes with barriers to movement make it more difficult for  
10 wildlife to meet their normal needs and to adapt to climate change;

11 (e) Preventing the loss of remaining intact landscape corridors  
12 and vulnerable core habitats is crucial for preventing large-scale  
13 loss of Washington's biological diversity;

14 (f) The state of Washington and partners have built wildlife  
15 crossing structures over and under Interstate 90 and retrofitted one  
16 underpass on United States route 97. These structures have reduced  
17 wildlife-vehicle collisions by 90 percent in the areas near the  
18 crossing structures, showing that this is an effective method of  
19 improving wildlife habitat connectivity and public safety; and

20 (g) The state of Washington has developed some of the best  
21 wildlife habitat connectivity science in the United States. The  
22 department of fish and wildlife, in consultation with the department  
23 of transportation, has been funded and directed through the 2023-2025  
24 appropriations act to develop the Washington habitat connectivity  
25 action plan to synthesize that science and propose priority actions  
26 to protect habitat connectivity corridors and facilitate passage of  
27 wildlife across the state's highways.

28 (2) Therefore, it is the intent of the legislature to direct the  
29 departments of fish and wildlife and transportation, in cooperation  
30 with other state agencies as needed, to identify and protect wildlife  
31 habitat connectivity corridors and build appropriate crossing  
32 structures to preserve the natural heritage of the state and to  
33 improve highway safety by reducing wildlife vehicle collisions.

34 NEW SECTION. **Sec. 2.** A new section is added to chapter 47.04  
35 RCW to read as follows:

36 (1) The department must enter into a memorandum of understanding  
37 with the department of fish and wildlife no later than June 30, 2025,  
38 to establish the Washington wildlife habitat connectivity alliance.

1 (2) The purpose of the alliance is to initiate a collaborative  
2 and inclusive agency and stakeholder forum to accomplish the  
3 following objectives to:

4 (a) Help advance projects that provide safe passage for wildlife  
5 and motorists;

6 (b) Enhance or maintain ecological connectivity for Washington's  
7 fish and wildlife species; and

8 (c) Bring together state and federal agencies, tribal  
9 governments, and a diverse cadre of nongovernmental partners that  
10 represent academia, nonprofit organizations, and biological and  
11 engineering sciences in the furtherance of this purpose.

12 (3) The memorandum of understanding entered into pursuant to this  
13 section must include the following elements:

14 (a) The development of expectations for collaboration between the  
15 two agencies;

16 (b) The establishment of an interagency steering committee;

17 (c) The hiring of a third-party facilitator to guide the day-to-  
18 day operations of the alliance;

19 (d) A plan for mobilizing diverse stakeholder participation and  
20 outreach; and

21 (e) The identification of efforts needed to build a framework for  
22 prioritization, oversight, and funding decisions related to  
23 implementing the Washington wildlife habitat connectivity action plan  
24 developed by the department of fish and wildlife pursuant to section  
25 308(29), chapter 475, Laws of 2023, and the utilization of funds in  
26 the Washington wildlife corridors and Washington wildlife crossings  
27 accounts.

28 NEW SECTION. **Sec. 3.** A new section is added to chapter 77.36  
29 RCW to read as follows:

30 (1) The Washington wildlife corridors account is established in  
31 the state treasury. Moneys shall be appropriated to the account from  
32 the general fund and the capital appropriations act and other funding  
33 sources as deemed necessary and appropriate by the legislature.  
34 Private donations may be made to the account.

35 (2) The department is authorized to use funds in the account for  
36 implementation of strategic activities that promote the protection  
37 and management of wildlife corridors as identified in the Washington  
38 wildlife habitat connectivity action plan developed by the department

1 pursuant to section 308(29), chapter 475, Laws of 2023 including, but  
2 not limited to:

3 (a) The purchase of land or interest in land through voluntary  
4 conservation easements to protect habitat within key connectivity  
5 corridors guided by the Washington wildlife habitat connectivity  
6 action plan developed by the department pursuant to section 308(29),  
7 chapter 475, Laws of 2023. Funds may be directed through the use of  
8 interagency cooperative agreements to the recreation and conservation  
9 office, the conservation commission, or department of natural  
10 resources as appropriate to the specific corridor protection project;

11 (b) Landowner assistance programs to remove fencing and invasive  
12 weeds and other habitat restoration activities within corridors;

13 (c) Required updates to the Washington wildlife habitat  
14 connectivity action plan developed by the department pursuant to  
15 section 308(29), chapter 475, Laws of 2023; and

16 (d) Department administrative and personnel staffing needs for  
17 implementation of the Washington wildlife habitat connectivity action  
18 plan developed by the department pursuant to section 308(29), chapter  
19 475, Laws of 2023.

20 (3) Biennial spending plans shall be developed in consultation  
21 with the Washington wildlife habitat connectivity alliance  
22 established in section 2 of this act and interested tribes.

23 (4) Beginning in 2026, the department shall report by June 30th  
24 of each even-numbered year, in accordance with RCW 43.01.036, to the  
25 appropriate committees of the legislature and the governor's office  
26 on expenditures from the account and how the expenditures have  
27 furthered implementation of the Washington wildlife habitat  
28 connectivity action plan developed by the department pursuant to  
29 section 308(29), chapter 475, Laws of 2023.

30 NEW SECTION. **Sec. 4.** A new section is added to chapter 46.68  
31 RCW to read as follows:

32 (1) The Washington wildlife crossings account is created in the  
33 state treasury. Moneys shall be appropriated to the account from the  
34 transportation appropriations act and other funding sources as deemed  
35 necessary and appropriate by the legislature. Private donations may  
36 be made to the account.

37 (2) The department of transportation may use funds in the account  
38 for the design, construction, identification, restoration, and  
39 protection of wildlife crossings and other highway features to reduce

1 wildlife-vehicle collisions in this state. Authorized uses of funds  
2 in the account include but are not limited to:

3 (a) Conducting feasibility studies, planning, engineering design,  
4 construction of crossing structures, retrofits, fencing, and wildlife  
5 jump-outs for crossing structures identified as priorities in the  
6 Washington wildlife habitat connectivity action plan developed by the  
7 department pursuant to section 308(29), chapter 475, Laws of 2023;

8 (b) Using as match for federal grants to construct wildlife  
9 crossing structures;

10 (c) Incorporating wildlife connectivity features into the design  
11 and construction of fish passage projects where appropriate;

12 (d) Conducting monitoring studies of the effectiveness of  
13 constructed crossing structures at facilitating wildlife movement and  
14 reducing wildlife-vehicle collisions; and

15 (e) Department administrative and personnel staffing needs  
16 related to the design, construction, maintenance, identification,  
17 restoration, and protection of wildlife crossings and other related  
18 highway features.

19 (3) Biennial spending priorities for constructing wildlife  
20 crossing structures shall be made in consultation with the Washington  
21 wildlife habitat connectivity alliance established in section 2 of  
22 this act and interested tribes.

23 (4) Beginning in 2026, the department of transportation shall  
24 report by June 30th of each even-numbered year, in accordance with  
25 RCW 43.01.036, to the appropriate committees of the legislature and  
26 the governor's office on expenditures from the account and how the  
27 expenditures have furthered implementation of the Washington wildlife  
28 habitat connectivity action plan developed by the department of fish  
29 and wildlife pursuant to section 308(29), chapter 475, Laws of 2023.

30 NEW SECTION. **Sec. 5.** A new section is added to chapter 47.04  
31 RCW to read as follows:

32 (1) The department shall work with the department of fish and  
33 wildlife, other relevant state and federal agencies, tribes, and  
34 interested stakeholders to implement and periodically update the  
35 Washington wildlife habitat connectivity action plan developed by the  
36 department of fish and wildlife pursuant to section 308(29), chapter  
37 475, Laws of 2023.

38 (2)(a) The department shall prepare estimates of staffing needs  
39 to support the design and construction of wildlife crossing

1 structures identified in the plan as priorities, and to build the  
2 capacity to write grants for federal funding for wildlife crossing  
3 structures.

4 (b) The department shall include these estimates in its biennial  
5 budget requests to the transportation committees of the legislature.

6 (3)(a) The department shall prepare preliminary cost estimates  
7 for building crossing structures needed to implement the Washington  
8 wildlife habitat connectivity action plan and estimate the amount of  
9 federal funding that may be available through various grant programs  
10 to assist the state in building crossing structures over the next 10  
11 years.

12 (b) The department shall report these findings to the appropriate  
13 committees of the legislature with jurisdiction over transportation  
14 matters, and shall update them as needed to remain accurate.

15 (4)(a) The department shall include wildlife connectivity  
16 considerations in the design and implementation of fish passage  
17 projects where appropriate.

18 (b) The department shall include in its biennial budget requests  
19 funding estimates needed to implement wildlife connectivity design  
20 and construction with fish passage projects.

21 NEW SECTION. **Sec. 6.** A new section is added to chapter 77.04  
22 RCW to read as follows:

23 The department shall take the following actions to implement its  
24 Washington wildlife habitat connectivity action plan developed  
25 pursuant to section 308(29), chapter 475, Laws of 2023:

26 (1) Develop strategies for habitat protection and restoration in  
27 priority corridors including, but not limited to:

28 (a) Recommendations and cost estimates on the purchase of  
29 conservation easements by the department or other appropriate state  
30 agencies or nonprofit land trusts;

31 (b) Incorporation of mapped connectivity corridors in the  
32 priority habitats and species program;

33 (c) Providing county planning departments with appropriate  
34 habitat connectivity data to support the development of and updates  
35 to comprehensive plans and open space policies; and

36 (d) Conducting outreach and education with private landowners;

37 (2) Update the Washington wildlife habitat connectivity action  
38 plan every six years based on actions accomplished in the prior  
39 period, and incorporating new science and other relevant technical

1 and policy information. In the course of preparing updates to the  
2 Washington wildlife habitat connectivity action plan, the department  
3 shall consult with the department of transportation, tribes,  
4 interested stakeholders, and academic institutions; and

5 (3) Prepare biennial reports to the appropriate committees of the  
6 legislature regarding progress on implementation of the Washington  
7 wildlife habitat connectivity action plan and funding needs to  
8 accomplish the plan's goals.

9 **Sec. 7.** RCW 43.84.092 and 2023 c 435 s 13, 2023 c 431 s 9, 2023  
10 c 389 s 9, 2023 c 377 s 6, 2023 c 340 s 9, 2023 c 110 s 2, 2023 c 73  
11 s 9, and 2023 c 41 s 3 are each reenacted and amended to read as  
12 follows:

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

16 (2) The treasury income account shall be utilized to pay or  
17 receive funds associated with federal programs as required by the  
18 federal cash management improvement act of 1990. The treasury income  
19 account is subject in all respects to chapter 43.88 RCW, but no  
20 appropriation is required for refunds or allocations of interest  
21 earnings required by the cash management improvement act. Refunds of  
22 interest to the federal treasury required under the cash management  
23 improvement act fall under RCW 43.88.180 and shall not require  
24 appropriation. The office of financial management shall determine the  
25 amounts due to or from the federal government pursuant to the cash  
26 management improvement act. The office of financial management may  
27 direct transfers of funds between accounts as deemed necessary to  
28 implement the provisions of the cash management improvement act, and  
29 this subsection. Refunds or allocations shall occur prior to the  
30 distributions of earnings set forth in subsection (4) of this  
31 section.

32 (3) Except for the provisions of RCW 43.84.160, the treasury  
33 income account may be utilized for the payment of purchased banking  
34 services on behalf of treasury funds including, but not limited to,  
35 depository, safekeeping, and disbursement functions for the state  
36 treasury and affected state agencies. The treasury income account is  
37 subject in all respects to chapter 43.88 RCW, but no appropriation is  
38 required for payments to financial institutions. Payments shall occur

1 prior to distribution of earnings set forth in subsection (4) of this  
2 section.

3 (4) Monthly, the state treasurer shall distribute the earnings  
4 credited to the treasury income account. The state treasurer shall  
5 credit the general fund with all the earnings credited to the  
6 treasury income account except:

7 (a) The following accounts and funds shall receive their  
8 proportionate share of earnings based upon each account's and fund's  
9 average daily balance for the period: The abandoned recreational  
10 vehicle disposal account, the aeronautics account, the Alaskan Way  
11 viaduct replacement project account, the ambulance transport fund,  
12 the brownfield redevelopment trust fund account, the budget  
13 stabilization account, the capital vessel replacement account, the  
14 capitol building construction account, the Central Washington  
15 University capital projects account, the charitable, educational,  
16 penal and reformatory institutions account, the Chehalis basin  
17 account, the Chehalis basin taxable account, the cleanup settlement  
18 account, the climate active transportation account, the climate  
19 transit programs account, the Columbia river basin water supply  
20 development account, the Columbia river basin taxable bond water  
21 supply development account, the Columbia river basin water supply  
22 revenue recovery account, the common school construction fund, the  
23 community forest trust account, the connecting Washington account,  
24 the county arterial preservation account, the county criminal justice  
25 assistance account, the covenant homeownership account, the deferred  
26 compensation administrative account, the deferred compensation  
27 principal account, the department of licensing services account, the  
28 department of retirement systems expense account, the developmental  
29 disabilities community services account, the diesel idle reduction  
30 account, the opioid abatement settlement account, the drinking water  
31 assistance account, the administrative subaccount of the drinking  
32 water assistance account, the early learning facilities development  
33 account, the early learning facilities revolving account, the Eastern  
34 Washington University capital projects account, the education  
35 construction fund, the education legacy trust account, the election  
36 account, the electric vehicle account, the energy freedom account,  
37 the energy recovery act account, the essential rail assistance  
38 account, The Evergreen State College capital projects account, the  
39 fair start for kids account, the ferry bond retirement fund, the  
40 fish, wildlife, and conservation account, the freight mobility



1 investment account, the freight mobility multimodal account, the  
2 grade crossing protective fund, the higher education retirement plan  
3 supplemental benefit fund, the Washington student loan account, the  
4 highway bond retirement fund, the highway infrastructure account, the  
5 highway safety fund, the hospital safety net assessment fund, the  
6 Interstate 5 bridge replacement project account, the Interstate 405  
7 and state route number 167 express toll lanes account, the judges'  
8 retirement account, the judicial retirement administrative account,  
9 the judicial retirement principal account, the limited fish and  
10 wildlife account, the local leasehold excise tax account, the local  
11 real estate excise tax account, the local sales and use tax account,  
12 the marine resources stewardship trust account, the medical aid  
13 account, the money-purchase retirement savings administrative  
14 account, the money-purchase retirement savings principal account, the  
15 motor vehicle fund, the motorcycle safety education account, the move  
16 ahead WA account, the move ahead WA flexible account, the multimodal  
17 transportation account, the multiuse roadway safety account, the  
18 municipal criminal justice assistance account, the oyster reserve  
19 land account, the pension funding stabilization account, the  
20 perpetual surveillance and maintenance account, the pilotage account,  
21 the pollution liability insurance agency underground storage tank  
22 revolving account, the public employees' retirement system plan 1  
23 account, the public employees' retirement system combined plan 2 and  
24 plan 3 account, the public facilities construction loan revolving  
25 account, the public health supplemental account, the public works  
26 assistance account, the Puget Sound capital construction account, the  
27 Puget Sound ferry operations account, the Puget Sound Gateway  
28 facility account, the Puget Sound taxpayer accountability account,  
29 the real estate appraiser commission account, the recreational  
30 vehicle account, the regional mobility grant program account, the  
31 reserve officers' relief and pension principal fund, the resource  
32 management cost account, the rural arterial trust account, the rural  
33 mobility grant program account, the rural Washington loan fund, the  
34 second injury fund, the sexual assault prevention and response  
35 account, the site closure account, the skilled nursing facility  
36 safety net trust fund, the small city pavement and sidewalk account,  
37 the special category C account, the special wildlife account, the  
38 state hazard mitigation revolving loan account, the state investment  
39 board expense account, the state investment board commingled trust  
40 fund accounts, the state patrol highway account, the state

1 reclamation revolving account, the state route number 520 civil  
2 penalties account, the state route number 520 corridor account, the  
3 statewide broadband account, the statewide tourism marketing account,  
4 the supplemental pension account, the Tacoma Narrows toll bridge  
5 account, the teachers' retirement system plan 1 account, the  
6 teachers' retirement system combined plan 2 and plan 3 account, the  
7 tobacco prevention and control account, the tobacco settlement  
8 account, the toll facility bond retirement account, the  
9 transportation 2003 account (nickel account), the transportation  
10 equipment fund, the JUDY transportation future funding program  
11 account, the transportation improvement account, the transportation  
12 improvement board bond retirement account, the transportation  
13 infrastructure account, the transportation partnership account, the  
14 traumatic brain injury account, the University of Washington bond  
15 retirement fund, the University of Washington building account, the  
16 voluntary cleanup account, the volunteer firefighters' relief and  
17 pension principal fund, the volunteer firefighters' and reserve  
18 officers' administrative fund, the vulnerable roadway user education  
19 account, the Washington judicial retirement system account, the  
20 Washington law enforcement officers' and firefighters' system plan 1  
21 retirement account, the Washington law enforcement officers' and  
22 firefighters' system plan 2 retirement account, the Washington public  
23 safety employees' plan 2 retirement account, the Washington school  
24 employees' retirement system combined plan 2 and 3 account, the  
25 Washington state patrol retirement account, the Washington State  
26 University building account, the Washington State University bond  
27 retirement fund, the water pollution control revolving administration  
28 account, the water pollution control revolving fund, the Western  
29 Washington University capital projects account, the Washington  
30 wildlife corridors account, the Washington wildlife crossings  
31 account, the Yakima integrated plan implementation account, the  
32 Yakima integrated plan implementation revenue recovery account, and  
33 the Yakima integrated plan implementation taxable bond account.  
34 Earnings derived from investing balances of the agricultural  
35 permanent fund, the normal school permanent fund, the permanent  
36 common school fund, the scientific permanent fund, and the state  
37 university permanent fund shall be allocated to their respective  
38 beneficiary accounts.

39 (b) Any state agency that has independent authority over accounts  
40 or funds not statutorily required to be held in the state treasury

1 that deposits funds into a fund or account in the state treasury  
2 pursuant to an agreement with the office of the state treasurer shall  
3 receive its proportionate share of earnings based upon each account's  
4 or fund's average daily balance for the period.

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

8 **Sec. 8.** RCW 43.84.092 and 2023 c 435 s 14, 2023 c 431 s 10, 2023  
9 c 389 s 10, 2023 c 377 s 7, 2023 c 340 s 10, 2023 c 110 s 3, 2023 c  
10 73 s 10, and 2023 c 41 s 4 are each reenacted and amended to read as  
11 follows:

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

15 (2) The treasury income account shall be utilized to pay or  
16 receive funds associated with federal programs as required by the  
17 federal cash management improvement act of 1990. The treasury income  
18 account is subject in all respects to chapter 43.88 RCW, but no  
19 appropriation is required for refunds or allocations of interest  
20 earnings required by the cash management improvement act. Refunds of  
21 interest to the federal treasury required under the cash management  
22 improvement act fall under RCW 43.88.180 and shall not require  
23 appropriation. The office of financial management shall determine the  
24 amounts due to or from the federal government pursuant to the cash  
25 management improvement act. The office of financial management may  
26 direct transfers of funds between accounts as deemed necessary to  
27 implement the provisions of the cash management improvement act, and  
28 this subsection. Refunds or allocations shall occur prior to the  
29 distributions of earnings set forth in subsection (4) of this  
30 section.

31 (3) Except for the provisions of RCW 43.84.160, the treasury  
32 income account may be utilized for the payment of purchased banking  
33 services on behalf of treasury funds including, but not limited to,  
34 depository, safekeeping, and disbursement functions for the state  
35 treasury and affected state agencies. The treasury income account is  
36 subject in all respects to chapter 43.88 RCW, but no appropriation is  
37 required for payments to financial institutions. Payments shall occur  
38 prior to distribution of earnings set forth in subsection (4) of this  
39 section.

1 (4) Monthly, the state treasurer shall distribute the earnings  
2 credited to the treasury income account. The state treasurer shall  
3 credit the general fund with all the earnings credited to the  
4 treasury income account except:

5 (a) The following accounts and funds shall receive their  
6 proportionate share of earnings based upon each account's and fund's  
7 average daily balance for the period: The abandoned recreational  
8 vehicle disposal account, the aeronautics account, the Alaskan Way  
9 viaduct replacement project account, the ambulance transport fund,  
10 the brownfield redevelopment trust fund account, the budget  
11 stabilization account, the capital vessel replacement account, the  
12 capitol building construction account, the Central Washington  
13 University capital projects account, the charitable, educational,  
14 penal and reformatory institutions account, the Chehalis basin  
15 account, the Chehalis basin taxable account, the cleanup settlement  
16 account, the climate active transportation account, the climate  
17 transit programs account, the Columbia river basin water supply  
18 development account, the Columbia river basin taxable bond water  
19 supply development account, the Columbia river basin water supply  
20 revenue recovery account, the common school construction fund, the  
21 community forest trust account, the connecting Washington account,  
22 the county arterial preservation account, the county criminal justice  
23 assistance account, the covenant homeownership account, the deferred  
24 compensation administrative account, the deferred compensation  
25 principal account, the department of licensing services account, the  
26 department of retirement systems expense account, the developmental  
27 disabilities community services account, the diesel idle reduction  
28 account, the opioid abatement settlement account, the drinking water  
29 assistance account, the administrative subaccount of the drinking  
30 water assistance account, the early learning facilities development  
31 account, the early learning facilities revolving account, the Eastern  
32 Washington University capital projects account, the education  
33 construction fund, the education legacy trust account, the election  
34 account, the electric vehicle account, the energy freedom account,  
35 the energy recovery act account, the essential rail assistance  
36 account, The Evergreen State College capital projects account, the  
37 fair start for kids account, the ferry bond retirement fund, the  
38 fish, wildlife, and conservation account, the freight mobility  
39 investment account, the freight mobility multimodal account, the  
40 grade crossing protective fund, the higher education retirement plan

1 supplemental benefit fund, the Washington student loan account, the  
2 highway bond retirement fund, the highway infrastructure account, the  
3 highway safety fund, the hospital safety net assessment fund, the  
4 Interstate 5 bridge replacement project account, the Interstate 405  
5 and state route number 167 express toll lanes account, the judges'  
6 retirement account, the judicial retirement administrative account,  
7 the judicial retirement principal account, the limited fish and  
8 wildlife account, the local leasehold excise tax account, the local  
9 real estate excise tax account, the local sales and use tax account,  
10 the marine resources stewardship trust account, the medical aid  
11 account, the money-purchase retirement savings administrative  
12 account, the money-purchase retirement savings principal account, the  
13 motor vehicle fund, the motorcycle safety education account, the move  
14 ahead WA account, the move ahead WA flexible account, the multimodal  
15 transportation account, the multiuse roadway safety account, the  
16 municipal criminal justice assistance account, the oyster reserve  
17 land account, the pension funding stabilization account, the  
18 perpetual surveillance and maintenance account, the pilotage account,  
19 the pollution liability insurance agency underground storage tank  
20 revolving account, the public employees' retirement system plan 1  
21 account, the public employees' retirement system combined plan 2 and  
22 plan 3 account, the public facilities construction loan revolving  
23 account, the public health supplemental account, the public works  
24 assistance account, the Puget Sound capital construction account, the  
25 Puget Sound ferry operations account, the Puget Sound Gateway  
26 facility account, the Puget Sound taxpayer accountability account,  
27 the real estate appraiser commission account, the recreational  
28 vehicle account, the regional mobility grant program account, the  
29 reserve officers' relief and pension principal fund, the resource  
30 management cost account, the rural arterial trust account, the rural  
31 mobility grant program account, the rural Washington loan fund, the  
32 second injury fund, the sexual assault prevention and response  
33 account, the site closure account, the skilled nursing facility  
34 safety net trust fund, the small city pavement and sidewalk account,  
35 the special category C account, the special wildlife account, the  
36 state hazard mitigation revolving loan account, the state investment  
37 board expense account, the state investment board commingled trust  
38 fund accounts, the state patrol highway account, the state  
39 reclamation revolving account, the state route number 520 civil  
40 penalties account, the state route number 520 corridor account, the

1 statewide broadband account, the statewide tourism marketing account,  
2 the supplemental pension account, the Tacoma Narrows toll bridge  
3 account, the teachers' retirement system plan 1 account, the  
4 teachers' retirement system combined plan 2 and plan 3 account, the  
5 tobacco prevention and control account, the tobacco settlement  
6 account, the toll facility bond retirement account, the  
7 transportation 2003 account (nickel account), the transportation  
8 equipment fund, the JUDY transportation future funding program  
9 account, the transportation improvement account, the transportation  
10 improvement board bond retirement account, the transportation  
11 infrastructure account, the transportation partnership account, the  
12 traumatic brain injury account, the University of Washington bond  
13 retirement fund, the University of Washington building account, the  
14 voluntary cleanup account, the volunteer firefighters' relief and  
15 pension principal fund, the volunteer firefighters' and reserve  
16 officers' administrative fund, the vulnerable roadway user education  
17 account, the Washington judicial retirement system account, the  
18 Washington law enforcement officers' and firefighters' system plan 1  
19 retirement account, the Washington law enforcement officers' and  
20 firefighters' system plan 2 retirement account, the Washington public  
21 safety employees' plan 2 retirement account, the Washington school  
22 employees' retirement system combined plan 2 and 3 account, the  
23 Washington state patrol retirement account, the Washington State  
24 University building account, the Washington State University bond  
25 retirement fund, the water pollution control revolving administration  
26 account, the water pollution control revolving fund, the Western  
27 Washington University capital projects account, the Washington  
28 wildlife corridors account, the Washington wildlife crossings  
29 account, the Yakima integrated plan implementation account, the  
30 Yakima integrated plan implementation revenue recovery account, and  
31 the Yakima integrated plan implementation taxable bond account.  
32 Earnings derived from investing balances of the agricultural  
33 permanent fund, the normal school permanent fund, the permanent  
34 common school fund, the scientific permanent fund, and the state  
35 university permanent fund shall be allocated to their respective  
36 beneficiary accounts.

37 (b) Any state agency that has independent authority over accounts  
38 or funds not statutorily required to be held in the state treasury  
39 that deposits funds into a fund or account in the state treasury  
40 pursuant to an agreement with the office of the state treasurer shall

1 receive its proportionate share of earnings based upon each account's  
2 or fund's average daily balance for the period.

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

6 **Sec. 9.** RCW 43.84.092 and 2023 c 435 s 14, 2023 c 431 s 10, 2023  
7 c 389 s 10, 2023 c 377 s 7, 2023 c 340 s 10, 2023 c 110 s 3, 2023 c  
8 73 s 10, and 2023 c 41 s 4 are each reenacted and amended to read as  
9 follows:

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

13 (2) The treasury income account shall be utilized to pay or  
14 receive funds associated with federal programs as required by the  
15 federal cash management improvement act of 1990. The treasury income  
16 account is subject in all respects to chapter 43.88 RCW, but no  
17 appropriation is required for refunds or allocations of interest  
18 earnings required by the cash management improvement act. Refunds of  
19 interest to the federal treasury required under the cash management  
20 improvement act fall under RCW 43.88.180 and shall not require  
21 appropriation. The office of financial management shall determine the  
22 amounts due to or from the federal government pursuant to the cash  
23 management improvement act. The office of financial management may  
24 direct transfers of funds between accounts as deemed necessary to  
25 implement the provisions of the cash management improvement act, and  
26 this subsection. Refunds or allocations shall occur prior to the  
27 distributions of earnings set forth in subsection (4) of this  
28 section.

29 (3) Except for the provisions of RCW 43.84.160, the treasury  
30 income account may be utilized for the payment of purchased banking  
31 services on behalf of treasury funds including, but not limited to,  
32 depository, safekeeping, and disbursement functions for the state  
33 treasury and affected state agencies. The treasury income account is  
34 subject in all respects to chapter 43.88 RCW, but no appropriation is  
35 required for payments to financial institutions. Payments shall occur  
36 prior to distribution of earnings set forth in subsection (4) of this  
37 section.

38 (4) Monthly, the state treasurer shall distribute the earnings  
39 credited to the treasury income account. The state treasurer shall

1 credit the general fund with all the earnings credited to the  
2 treasury income account except:

3 (a) The following accounts and funds shall receive their  
4 proportionate share of earnings based upon each account's and fund's  
5 average daily balance for the period: The abandoned recreational  
6 vehicle disposal account, the aeronautics account, the Alaskan Way  
7 viaduct replacement project account, the brownfield redevelopment  
8 trust fund account, the budget stabilization account, the capital  
9 vessel replacement account, the capitol building construction  
10 account, the Central Washington University capital projects account,  
11 the charitable, educational, penal and reformatory institutions  
12 account, the Chehalis basin account, the Chehalis basin taxable  
13 account, the cleanup settlement account, the climate active  
14 transportation account, the climate transit programs account, the  
15 Columbia river basin water supply development account, the Columbia  
16 river basin taxable bond water supply development account, the  
17 Columbia river basin water supply revenue recovery account, the  
18 common school construction fund, the community forest trust account,  
19 the connecting Washington account, the county arterial preservation  
20 account, the county criminal justice assistance account, the covenant  
21 homeownership account, the deferred compensation administrative  
22 account, the deferred compensation principal account, the department  
23 of licensing services account, the department of retirement systems  
24 expense account, the developmental disabilities community services  
25 account, the diesel idle reduction account, the opioid abatement  
26 settlement account, the drinking water assistance account, the  
27 administrative subaccount of the drinking water assistance account,  
28 the early learning facilities development account, the early learning  
29 facilities revolving account, the Eastern Washington University  
30 capital projects account, the education construction fund, the  
31 education legacy trust account, the election account, the electric  
32 vehicle account, the energy freedom account, the energy recovery act  
33 account, the essential rail assistance account, The Evergreen State  
34 College capital projects account, the fair start for kids account,  
35 the ferry bond retirement fund, the fish, wildlife, and conservation  
36 account, the freight mobility investment account, the freight  
37 mobility multimodal account, the grade crossing protective fund, the  
38 higher education retirement plan supplemental benefit fund, the  
39 Washington student loan account, the highway bond retirement fund,  
40 the highway infrastructure account, the highway safety fund, the



1 hospital safety net assessment fund, the Interstate 5 bridge  
2 replacement project account, the Interstate 405 and state route  
3 number 167 express toll lanes account, the judges' retirement  
4 account, the judicial retirement administrative account, the judicial  
5 retirement principal account, the limited fish and wildlife account,  
6 the local leasehold excise tax account, the local real estate excise  
7 tax account, the local sales and use tax account, the marine  
8 resources stewardship trust account, the medical aid account, the  
9 money-purchase retirement savings administrative account, the money-  
10 purchase retirement savings principal account, the motor vehicle  
11 fund, the motorcycle safety education account, the move ahead WA  
12 account, the move ahead WA flexible account, the multimodal  
13 transportation account, the multiuse roadway safety account, the  
14 municipal criminal justice assistance account, the oyster reserve  
15 land account, the pension funding stabilization account, the  
16 perpetual surveillance and maintenance account, the pilotage account,  
17 the pollution liability insurance agency underground storage tank  
18 revolving account, the public employees' retirement system plan 1  
19 account, the public employees' retirement system combined plan 2 and  
20 plan 3 account, the public facilities construction loan revolving  
21 account, the public health supplemental account, the public works  
22 assistance account, the Puget Sound capital construction account, the  
23 Puget Sound ferry operations account, the Puget Sound Gateway  
24 facility account, the Puget Sound taxpayer accountability account,  
25 the real estate appraiser commission account, the recreational  
26 vehicle account, the regional mobility grant program account, the  
27 reserve officers' relief and pension principal fund, the resource  
28 management cost account, the rural arterial trust account, the rural  
29 mobility grant program account, the rural Washington loan fund, the  
30 second injury fund, the sexual assault prevention and response  
31 account, the site closure account, the skilled nursing facility  
32 safety net trust fund, the small city pavement and sidewalk account,  
33 the special category C account, the special wildlife account, the  
34 state hazard mitigation revolving loan account, the state investment  
35 board expense account, the state investment board commingled trust  
36 fund accounts, the state patrol highway account, the state  
37 reclamation revolving account, the state route number 520 civil  
38 penalties account, the state route number 520 corridor account, the  
39 statewide broadband account, the statewide tourism marketing account,  
40 the supplemental pension account, the Tacoma Narrows toll bridge

1 account, the teachers' retirement system plan 1 account, the  
2 teachers' retirement system combined plan 2 and plan 3 account, the  
3 tobacco prevention and control account, the tobacco settlement  
4 account, the toll facility bond retirement account, the  
5 transportation 2003 account (nickel account), the transportation  
6 equipment fund, the JUDY transportation future funding program  
7 account, the transportation improvement account, the transportation  
8 improvement board bond retirement account, the transportation  
9 infrastructure account, the transportation partnership account, the  
10 traumatic brain injury account, the University of Washington bond  
11 retirement fund, the University of Washington building account, the  
12 voluntary cleanup account, the volunteer firefighters' relief and  
13 pension principal fund, the volunteer firefighters' and reserve  
14 officers' administrative fund, the vulnerable roadway user education  
15 account, the Washington judicial retirement system account, the  
16 Washington law enforcement officers' and firefighters' system plan 1  
17 retirement account, the Washington law enforcement officers' and  
18 firefighters' system plan 2 retirement account, the Washington public  
19 safety employees' plan 2 retirement account, the Washington school  
20 employees' retirement system combined plan 2 and 3 account, the  
21 Washington state patrol retirement account, the Washington State  
22 University building account, the Washington State University bond  
23 retirement fund, the water pollution control revolving administration  
24 account, the water pollution control revolving fund, the Western  
25 Washington University capital projects account, the Washington  
26 wildlife corridors account, the Washington wildlife crossings  
27 account, the Yakima integrated plan implementation account, the  
28 Yakima integrated plan implementation revenue recovery account, and  
29 the Yakima integrated plan implementation taxable bond account.  
30 Earnings derived from investing balances of the agricultural  
31 permanent fund, the normal school permanent fund, the permanent  
32 common school fund, the scientific permanent fund, and the state  
33 university permanent fund shall be allocated to their respective  
34 beneficiary accounts.

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

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

4           NEW SECTION.   **Sec. 10.**   (1) Section 7 of this act expires July 1,  
5 2024.

6           (2) Section 8 of this act expires July 1, 2028.

7           NEW SECTION.   **Sec. 11.**   (1) Section 8 of this act takes effect  
8 July 1, 2024.

9           (2) Section 9 of this act takes effect July 1, 2028.

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