
SENATE BILL 5902

State of Washington

68th Legislature

2024 Regular Session

By Senators Van De Wege, Llias, Mullet, Nobles, Saldaña, and Wagoner;
by request of Parks and Recreation Commission

Prefiled 12/22/23. Read first time 01/08/24. Referred to Committee
on Ways & Means.

1 AN ACT Relating to reinvesting account revenue for the purpose of
2 supporting the state park system; amending RCW 79A.05.170; reenacting
3 and amending RCW 43.84.092, 43.84.092, and 43.84.092; providing
4 effective dates; and providing expiration dates.

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

6 **Sec. 1.** RCW 43.84.092 and 2023 c 435 s 13, 2023 c 431 s 9, 2023
7 c 389 s 9, 2023 c 377 s 6, 2023 c 340 s 9, 2023 c 110 s 2, 2023 c 73
8 s 9, and 2023 c 41 s 3 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

1 amounts due to or from the federal government pursuant to the cash
2 management improvement act. The office of financial management may
3 direct transfers of funds between accounts as deemed necessary to
4 implement the provisions of the cash management improvement act, and
5 this subsection. Refunds or allocations shall occur prior to the
6 distributions of earnings set forth in subsection (4) of this
7 section.

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

17 (4) Monthly, the state treasurer shall distribute the earnings
18 credited to the treasury income account. The state treasurer shall
19 credit the general fund with all the earnings credited to the
20 treasury income account except:

21 (a) The following accounts and funds shall receive their
22 proportionate share of earnings based upon each account's and fund's
23 average daily balance for the period: The abandoned recreational
24 vehicle disposal account, the aeronautics account, the Alaskan Way
25 viaduct replacement project account, the ambulance transport fund,
26 the brownfield redevelopment trust fund account, the budget
27 stabilization account, the capital vessel replacement account, the
28 capitol building construction account, the Central Washington
29 University capital projects account, the charitable, educational,
30 penal and reformatory institutions account, the Chehalis basin
31 account, the Chehalis basin taxable account, the cleanup settlement
32 account, the climate active transportation account, the climate
33 transit programs account, the Columbia river basin water supply
34 development account, the Columbia river basin taxable bond water
35 supply development account, the Columbia river basin water supply
36 revenue recovery account, the common school construction fund, the
37 community forest trust account, the connecting Washington account,
38 the county arterial preservation account, the county criminal justice
39 assistance account, the covenant homeownership account, the deferred
40 compensation administrative account, the deferred compensation

1 principal account, the department of licensing services account, the
2 department of retirement systems expense account, the developmental
3 disabilities community services account, the diesel idle reduction
4 account, the opioid abatement settlement account, the drinking water
5 assistance account, the administrative subaccount of the drinking
6 water assistance account, the early learning facilities development
7 account, the early learning facilities revolving account, the Eastern
8 Washington University capital projects account, the education
9 construction fund, the education legacy trust account, the election
10 account, the electric vehicle account, the energy freedom account,
11 the energy recovery act account, the essential rail assistance
12 account, The Evergreen State College capital projects account, the
13 fair start for kids account, the ferry bond retirement fund, the
14 fish, wildlife, and conservation account, the freight mobility
15 investment account, the freight mobility multimodal account, the
16 grade crossing protective fund, the higher education retirement plan
17 supplemental benefit fund, the Washington student loan account, the
18 highway bond retirement fund, the highway infrastructure account, the
19 highway safety fund, the hospital safety net assessment fund, the
20 Interstate 5 bridge replacement project account, the Interstate 405
21 and state route number 167 express toll lanes account, the judges'
22 retirement account, the judicial retirement administrative account,
23 the judicial retirement principal account, the limited fish and
24 wildlife account, the local leasehold excise tax account, the local
25 real estate excise tax account, the local sales and use tax account,
26 the marine resources stewardship trust account, the medical aid
27 account, the money-purchase retirement savings administrative
28 account, the money-purchase retirement savings principal account, the
29 motor vehicle fund, the motorcycle safety education account, the move
30 ahead WA account, the move ahead WA flexible account, the multimodal
31 transportation account, the multiuse roadway safety account, the
32 municipal criminal justice assistance account, the parkland
33 acquisition account, the state parks renewal and stewardship account,
34 the oyster reserve land account, the pension funding stabilization
35 account, the perpetual surveillance and maintenance account, the
36 pilotage account, the pollution liability insurance agency
37 underground storage tank revolving account, the public employees'
38 retirement system plan 1 account, the public employees' retirement
39 system combined plan 2 and plan 3 account, the public facilities
40 construction loan revolving account, the public health supplemental

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

1 the Washington State University building account, the Washington
2 State University bond retirement fund, the water pollution control
3 revolving administration account, the water pollution control
4 revolving fund, the Western Washington University capital projects
5 account, the winter recreational program account, the Yakima
6 integrated plan implementation account, the Yakima integrated plan
7 implementation revenue recovery account, and the Yakima integrated
8 plan implementation taxable bond account. Earnings derived from
9 investing balances of the agricultural permanent fund, the normal
10 school permanent fund, the permanent common school fund, the
11 scientific permanent fund, and the state university permanent fund
12 shall be allocated to their respective beneficiary accounts.

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

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

22 **Sec. 2.** RCW 43.84.092 and 2023 c 435 s 14, 2023 c 431 s 10, 2023
23 c 389 s 10, 2023 c 377 s 7, 2023 c 340 s 10, 2023 c 110 s 3, 2023 c
24 73 s 10, and 2023 c 41 s 4 are each reenacted and amended to read as
25 follows:

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

29 (2) The treasury income account shall be utilized to pay or
30 receive funds associated with federal programs as required by the
31 federal cash management improvement act of 1990. The treasury income
32 account is subject in all respects to chapter 43.88 RCW, but no
33 appropriation is required for refunds or allocations of interest
34 earnings required by the cash management improvement act. Refunds of
35 interest to the federal treasury required under the cash management
36 improvement act fall under RCW 43.88.180 and shall not require
37 appropriation. The office of financial management shall determine the
38 amounts due to or from the federal government pursuant to the cash
39 management improvement act. The office of financial management may

1 direct transfers of funds between accounts as deemed necessary to
2 implement the provisions of the cash management improvement act, and
3 this subsection. Refunds or allocations shall occur prior to the
4 distributions of earnings set forth in subsection (4) of this
5 section.

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

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16 credited to the treasury income account. The state treasurer shall
17 credit the general fund with all the earnings credited to the
18 treasury income account except:

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20 proportionate share of earnings based upon each account's and fund's
21 average daily balance for the period: The abandoned recreational
22 vehicle disposal account, the aeronautics account, the Alaskan Way
23 viaduct replacement project account, the ambulance transport fund,
24 the brownfield redevelopment trust fund account, the budget
25 stabilization account, the capital vessel replacement account, the
26 capitol building construction account, the Central Washington
27 University capital projects account, the charitable, educational,
28 penal and reformatory institutions account, the Chehalis basin
29 account, the Chehalis basin taxable account, the cleanup settlement
30 account, the climate active transportation account, the climate
31 transit programs account, the Columbia river basin water supply
32 development account, the Columbia river basin taxable bond water
33 supply development account, the Columbia river basin water supply
34 revenue recovery account, the common school construction fund, the
35 community forest trust account, the connecting Washington account,
36 the county arterial preservation account, the county criminal justice
37 assistance account, the covenant homeownership account, the deferred
38 compensation administrative account, the deferred compensation
39 principal account, the department of licensing services account, the
40 department of retirement systems expense account, the developmental

1 disabilities community services account, the diesel idle reduction
2 account, the opioid abatement settlement account, the drinking water
3 assistance account, the administrative subaccount of the drinking
4 water assistance account, the early learning facilities development
5 account, the early learning facilities revolving account, the Eastern
6 Washington University capital projects account, the education
7 construction fund, the education legacy trust account, the election
8 account, the electric vehicle account, the energy freedom account,
9 the energy recovery act account, the essential rail assistance
10 account, The Evergreen State College capital projects account, the
11 fair start for kids account, the ferry bond retirement fund, the
12 fish, wildlife, and conservation account, the freight mobility
13 investment account, the freight mobility multimodal account, the
14 grade crossing protective fund, the higher education retirement plan
15 supplemental benefit fund, the Washington student loan account, the
16 highway bond retirement fund, the highway infrastructure account, the
17 highway safety fund, the hospital safety net assessment fund, the
18 Interstate 5 bridge replacement project account, the Interstate 405
19 and state route number 167 express toll lanes account, the judges'
20 retirement account, the judicial retirement administrative account,
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22 wildlife account, the local leasehold excise tax account, the local
23 real estate excise tax account, the local sales and use tax account,
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28 ahead WA account, the move ahead WA flexible account, the multimodal
29 transportation account, the multiuse roadway safety account, the
30 municipal criminal justice assistance account, the parkland
31 acquisition account, the state parks renewal and stewardship account,
32 the oyster reserve land account, the pension funding stabilization
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34 pilotage account, the pollution liability insurance agency
35 underground storage tank revolving account, the public employees'
36 retirement system plan 1 account, the public employees' retirement
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9 facility safety net trust fund, the small city pavement and sidewalk
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33 retirement system account, the Washington law enforcement officers'
34 and firefighters' system plan 1 retirement account, the Washington
35 law enforcement officers' and firefighters' system plan 2 retirement
36 account, the Washington public safety employees' plan 2 retirement
37 account, the Washington school employees' retirement system combined
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11 (b) Any state agency that has independent authority over accounts
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14 pursuant to an agreement with the office of the state treasurer shall
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16 or fund's average daily balance for the period.

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

20 **Sec. 3.** RCW 43.84.092 and 2023 c 435 s 14, 2023 c 431 s 10, 2023
21 c 389 s 10, 2023 c 377 s 7, 2023 c 340 s 10, 2023 c 110 s 3, 2023 c
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39 implement the provisions of the cash management improvement act, and

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2 distributions of earnings set forth in subsection (4) of this
3 section.

4 (3) Except for the provisions of RCW 43.84.160, the treasury
5 income account may be utilized for the payment of purchased banking
6 services on behalf of treasury funds including, but not limited to,
7 depository, safekeeping, and disbursement functions for the state
8 treasury and affected state agencies. The treasury income account is
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23 vessel replacement account, the capitol building construction
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26 account, the Chehalis basin account, the Chehalis basin taxable
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29 Columbia river basin water supply development account, the Columbia
30 river basin taxable bond water supply development account, the
31 Columbia river basin water supply revenue recovery account, the
32 common school construction fund, the community forest trust account,
33 the connecting Washington account, the county arterial preservation
34 account, the county criminal justice assistance account, the covenant
35 homeownership account, the deferred compensation administrative
36 account, the deferred compensation principal account, the department
37 of licensing services account, the department of retirement systems
38 expense account, the developmental disabilities community services
39 account, the diesel idle reduction account, the opioid abatement
40 settlement account, the drinking water assistance account, the

1 administrative subaccount of the drinking water assistance account,
2 the early learning facilities development account, the early learning
3 facilities revolving account, the Eastern Washington University
4 capital projects account, the education construction fund, the
5 education legacy trust account, the election account, the electric
6 vehicle account, the energy freedom account, the energy recovery act
7 account, the essential rail assistance account, The Evergreen State
8 College capital projects account, the fair start for kids account,
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10 account, the freight mobility investment account, the freight
11 mobility multimodal account, the grade crossing protective fund, the
12 higher education retirement plan supplemental benefit fund, the
13 Washington student loan account, the highway bond retirement fund,
14 the highway infrastructure account, the highway safety fund, the
15 hospital safety net assessment fund, the Interstate 5 bridge
16 replacement project account, the Interstate 405 and state route
17 number 167 express toll lanes account, the judges' retirement
18 account, the judicial retirement administrative account, the judicial
19 retirement principal account, the limited fish and wildlife account,
20 the local leasehold excise tax account, the local real estate excise
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14 corridor account, the statewide broadband account, the statewide
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28 firefighters' relief and pension principal fund, the volunteer
29 firefighters' and reserve officers' administrative fund, the
30 vulnerable roadway user education account, the Washington judicial
31 retirement system account, the Washington law enforcement officers'
32 and firefighters' system plan 1 retirement account, the Washington
33 law enforcement officers' and firefighters' system plan 2 retirement
34 account, the Washington public safety employees' plan 2 retirement
35 account, the Washington school employees' retirement system combined
36 plan 2 and 3 account, the Washington state patrol retirement account,
37 the Washington State University building account, the Washington
38 State University bond retirement fund, the water pollution control
39 revolving administration account, the water pollution control
40 revolving fund, the Western Washington University capital projects

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2 integrated plan implementation account, the Yakima integrated plan
3 implementation revenue recovery account, and the Yakima integrated
4 plan implementation taxable bond account. Earnings derived from
5 investing balances of the agricultural permanent fund, the normal
6 school permanent fund, the permanent common school fund, the
7 scientific permanent fund, and the state university permanent fund
8 shall be allocated to their respective beneficiary accounts.

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

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

18 **Sec. 4.** RCW 79A.05.170 and 1991 sp.s. c 13 s 23 are each amended
19 to read as follows:

20 (1) Any lands owned by the state parks and recreation commission,
21 which are determined to be surplus to the needs of the state for
22 development for state park purposes and which the commission proposes
23 to deed to a local government or other entity, shall be accompanied
24 by a clause requiring that if the land is not used for outdoor
25 recreation purposes, ownership of the land shall revert to the state
26 parks and recreation commission.

27 (2) The state parks and recreation commission, in cases where
28 land subject to such a reversionary clause is proposed for use or
29 disposal for purposes other than recreation, shall require that, if
30 the land is surplus to the needs of the commission for park purposes
31 at the time the commission becomes aware of its proposed use for
32 nonrecreation purposes, the holder of the land or property shall
33 reimburse the commission for the release of the reversionary interest
34 in the land. The reimbursement shall be in the amount of the fair
35 market value of the reversionary interest as determined by a
36 qualified appraiser agreeable to the commission. Appraisal costs
37 shall be borne by the local entity which holds title to the land.

38 (3) Any funds generated under a reimbursement under this section
39 shall be deposited in the parkland acquisition account which is

1 hereby created in the custody of the state ((treasury)) treasurer.
2 Moneys in this account are to be used solely for the purchase or
3 acquisition of property for use as state park property by the
4 commission(~~(, as directed by the legislature; all such funds shall be~~
5 ~~subject to legislative appropriation)~~). Only the director of the
6 state parks and recreation commission or the director's designee may
7 authorize expenditures from the account. The account is subject to
8 allotment procedures under chapter 43.88 RCW, but an appropriation is
9 not required for expenditures.

10 NEW SECTION. Sec. 5. (1) Section 1 of this act expires July 1,
11 2024.

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

13 NEW SECTION. Sec. 6. (1) Section 2 of this act takes effect
14 July 1, 2024.

15 (2) Section 3 of this act takes effect July 1, 2028.

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