
SUBSTITUTE SENATE BILL 6237

State of Washington**68th Legislature****2024 Regular Session**

By Senate Transportation (originally sponsored by Senators Salomon, Shewmake, Hasegawa, Liiias, Nobles, Randall, Valdez, and J. Wilson)

READ FIRST TIME 01/29/24.

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 a new section 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 begun to develop the Washington habitat
24 connectivity action plan to synthesize that science and propose
25 priority actions to protect habitat connectivity corridors and
26 facilitate passage of wildlife across the state's highways.

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

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

35 (1) The department and the department of fish and wildlife shall
36 develop an integrated strategy to implement and periodically update
37 the Washington wildlife habitat connectivity action plan developed by
38 the department of fish and wildlife. In developing their integrated
39 wildlife habitat connectivity strategy, the department and the

1 department of fish and wildlife shall consult with tribal
2 governments, federal agencies, and nongovernmental partners
3 representing nonprofit conservation organizations and academia, for
4 recommending funding strategies and priorities to the legislature,
5 and developing agency budget requests.

6 (2) The integrated wildlife habitat connectivity strategy should
7 include the following objectives:

8 (a) Help advance projects that provide safe passage for wildlife
9 and the traveling public;

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

12 (c) Bring together state and federal agencies, tribal
13 governments, and a diverse cadre of nongovernmental partners that
14 represent academia, nonprofit organizations, and biological and
15 engineering sciences in the furtherance of this purpose; and

16 (d) Establish a framework for prioritization, oversight, and
17 funding recommendations related to implementing the Washington
18 wildlife habitat connectivity action plan developed by the department
19 of fish and wildlife, and the utilization of funds in the Washington
20 wildlife corridors and Washington wildlife crossings accounts in
21 sections 3 and 4 of this act.

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

24 (1) The Washington wildlife corridors account is created in the
25 state treasury. The account may receive moneys appropriated to the
26 account from the general fund and the capital appropriations act and
27 other funding sources as directed or appropriated by the legislature.
28 Private donations may be made to the account. Moneys in the account
29 may be spent only after appropriation.

30 (2) Expenditures from the account may be used for implementation
31 of strategic activities that promote the protection and management of
32 wildlife corridors as identified in the Washington wildlife habitat
33 connectivity action plan developed by the department pursuant to
34 section 308(29), chapter 475, Laws of 2023 including, but not limited
35 to:

36 (a) The purchase of land or interest in land through voluntary
37 conservation easements to protect habitat within key connectivity
38 corridors guided by the Washington wildlife habitat connectivity
39 action plan developed by the department;

1 (b) Landowner assistance programs including fencing removal and
2 invasive weed control and other habitat restoration activities within
3 corridors;

4 (c) Required updates under sections 2 and 5 of this act to the
5 Washington wildlife habitat connectivity action plan; and

6 (d) Department administrative and personnel staffing needs for
7 implementation of the Washington wildlife habitat connectivity action
8 plan.

9 (3) Biennial spending plans shall be developed consistently with
10 the integrated wildlife habitat connectivity strategy directed in
11 section 2 of this act.

12 (4) Beginning in 2026, the department of transportation and the
13 department of fish and wildlife shall jointly report by June 30th of
14 each even-numbered year, in accordance with RCW 43.01.036, to the
15 appropriate committees of the legislature, the governor's office, and
16 the fish and wildlife commission on expenditures from the account and
17 how the expenditures have furthered implementation of the Washington
18 wildlife habitat connectivity action plan; and additional funding
19 necessary to accomplish the goals of the Washington wildlife habitat
20 connectivity action plan, including estimates for agency staffing
21 needs, matching funds for federal grant opportunities, and other
22 allowable expenditures specified in this section and section 4 of
23 this act.

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

26 (1) The Washington wildlife crossings account is created in the
27 state treasury. The account may receive moneys appropriated to the
28 account from the transportation appropriations act and other funding
29 sources as directed by the legislature. Private donations may be made
30 to the account. Moneys in the account may be spent only after
31 appropriation.

32 (2) Expenditures from the account may be used for the design,
33 construction, identification, restoration, and protection of wildlife
34 crossings and other highway features to reduce wildlife-vehicle
35 collisions and habitat fragmentation in this state. Authorized uses
36 of funds in the account include but are not limited to:

37 (a) Conducting feasibility studies, planning, engineering design,
38 construction of crossing structures, retrofits, fencing, wildlife
39 jump-outs, and other features for crossing structures identified as

1 priorities in the Washington wildlife habitat connectivity action
2 plan developed by the department of fish and wildlife;

3 (b) Using as match for federal grants to construct wildlife
4 crossing structures;

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

7 (d) Conducting monitoring studies of the effectiveness of
8 constructed crossing structures at facilitating wildlife movement and
9 reducing wildlife-vehicle collisions; and

10 (e) Department administrative and personnel staffing needs
11 related to the design, construction, maintenance, identification,
12 restoration, monitoring, and protection of wildlife crossings and
13 other related highway features.

14 (3) Biennial spending priorities for constructing wildlife
15 crossing structures shall be developed consistently with the
16 integrated wildlife habitat connectivity strategy directed in section
17 2 of this act.

18 (4) Beginning in 2026, the department of transportation and the
19 department of fish and wildlife shall jointly report by June 30th of
20 each even-numbered year, in accordance with RCW 43.01.036, to the
21 appropriate committees of the legislature and the governor's office
22 on expenditures from the account and how the expenditures have
23 furthered implementation of the Washington wildlife habitat
24 connectivity action plan developed by the department of fish and
25 wildlife; and additional funding necessary to accomplish the goals of
26 the Washington wildlife habitat connectivity action plan, including
27 estimates for agency staffing needs, matching funds for federal grant
28 opportunities, and other allowable expenditures specified in this
29 section and section 3 of this act.

30 NEW SECTION. **Sec. 5.** A new section is added to chapter 77.04
31 RCW to read as follows:

32 The department shall take the following actions to implement its
33 Washington wildlife habitat connectivity action plan:

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

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

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

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

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

7 (2) Update the Washington wildlife habitat connectivity action
8 plan every six years based on actions accomplished in the prior
9 period, and incorporating new science and other relevant technical
10 and policy information. In the course of preparing updates to the
11 Washington wildlife habitat connectivity action plan, the department
12 shall consult with the department of transportation, tribes,
13 interested stakeholders, and academic institutions;

14 (3) Prepare biennial reports to the appropriate committees of the
15 legislature regarding progress on implementation of the Washington
16 wildlife habitat connectivity action plan and funding needs to
17 accomplish the plan's goals; and

18 (4) Nothing in this section conveys additional authority to the
19 department regarding regulation of land use.

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

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

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

1 this subsection. Refunds or allocations shall occur prior to the
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
9 subject in all respects to chapter 43.88 RCW, but no appropriation is
10 required for payments to financial institutions. Payments shall occur
11 prior to distribution of earnings set forth in subsection (4) of this
12 section.

13 (4) Monthly, the state treasurer shall distribute the earnings
14 credited to the treasury income account. The state treasurer shall
15 credit the general fund with all the earnings credited to the
16 treasury income account except:

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

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

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

1 account, the Yakima integrated plan implementation account, the
2 Yakima integrated plan implementation revenue recovery account, and
3 the Yakima integrated plan implementation taxable bond account.
4 Earnings derived from investing balances of the agricultural
5 permanent fund, the normal school permanent fund, the permanent
6 common school fund, the scientific permanent fund, and the state
7 university permanent fund shall be allocated to their respective
8 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. 7.** RCW 43.84.092 and 2023 c 435 s 14, 2023 c 431 s 10, 2023
19 c 389 s 10, 2023 c 377 s 7, 2023 c 340 s 10, 2023 c 110 s 3, 2023 c
20 73 s 10, and 2023 c 41 s 4 are each reenacted and amended to read as
21 follows:

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

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

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

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

12 (4) Monthly, the state treasurer shall distribute the earnings
13 credited to the treasury income account. The state treasurer shall
14 credit the general fund with all the earnings credited to the
15 treasury income account except:

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

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

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

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

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

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

17 **Sec. 8.** RCW 43.84.092 and 2023 c 435 s 14, 2023 c 431 s 10, 2023
18 c 389 s 10, 2023 c 377 s 7, 2023 c 340 s 10, 2023 c 110 s 3, 2023 c
19 73 s 10, and 2023 c 41 s 4 are each reenacted and amended to read as
20 follows:

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

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

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

10 (4) Monthly, the state treasurer shall distribute the earnings
11 credited to the treasury income account. The state treasurer shall
12 credit the general fund with all the earnings credited to the
13 treasury income account except:

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

1 capital projects account, the education construction fund, the
2 education legacy trust account, the election account, the electric
3 vehicle account, the energy freedom account, the energy recovery act
4 account, the essential rail assistance account, The Evergreen State
5 College capital projects account, the fair start for kids account,
6 the ferry bond retirement fund, the fish, wildlife, and conservation
7 account, the freight mobility investment account, the freight
8 mobility multimodal account, the grade crossing protective fund, the
9 higher education retirement plan supplemental benefit fund, the
10 Washington student loan account, the highway bond retirement fund,
11 the highway infrastructure account, the highway safety fund, the
12 hospital safety net assessment fund, the Interstate 5 bridge
13 replacement project account, the Interstate 405 and state route
14 number 167 express toll lanes account, the judges' retirement
15 account, the judicial retirement administrative account, the judicial
16 retirement principal account, the limited fish and wildlife account,
17 the local leasehold excise tax account, the local real estate excise
18 tax account, the local sales and use tax account, the marine
19 resources stewardship trust account, the medical aid account, the
20 money-purchase retirement savings administrative account, the money-
21 purchase retirement savings principal account, the motor vehicle
22 fund, the motorcycle safety education account, the move ahead WA
23 account, the move ahead WA flexible account, the multimodal
24 transportation account, the multiuse roadway safety account, the
25 municipal criminal justice assistance account, the oyster reserve
26 land account, the pension funding stabilization account, the
27 perpetual surveillance and maintenance account, the pilotage account,
28 the pollution liability insurance agency underground storage tank
29 revolving account, the public employees' retirement system plan 1
30 account, the public employees' retirement system combined plan 2 and
31 plan 3 account, the public facilities construction loan revolving
32 account, the public health supplemental account, the public works
33 assistance account, the Puget Sound capital construction account, the
34 Puget Sound ferry operations account, the Puget Sound Gateway
35 facility account, the Puget Sound taxpayer accountability account,
36 the real estate appraiser commission account, the recreational
37 vehicle account, the regional mobility grant program account, the
38 reserve officers' relief and pension principal fund, the resource
39 management cost account, the rural arterial trust account, the rural
40 mobility grant program account, the rural Washington loan fund, the

1 second injury fund, the sexual assault prevention and response
2 account, the site closure account, the skilled nursing facility
3 safety net trust fund, the small city pavement and sidewalk account,
4 the special category C account, the special wildlife account, the
5 state hazard mitigation revolving loan account, the state investment
6 board expense account, the state investment board commingled trust
7 fund accounts, the state patrol highway account, the state
8 reclamation revolving account, the state route number 520 civil
9 penalties account, the state route number 520 corridor account, the
10 statewide broadband account, the statewide tourism marketing account,
11 the supplemental pension account, the Tacoma Narrows toll bridge
12 account, the teachers' retirement system plan 1 account, the
13 teachers' retirement system combined plan 2 and plan 3 account, the
14 tobacco prevention and control account, the tobacco settlement
15 account, the toll facility bond retirement account, the
16 transportation 2003 account (nickel account), the transportation
17 equipment fund, the JUDY transportation future funding program
18 account, the transportation improvement account, the transportation
19 improvement board bond retirement account, the transportation
20 infrastructure account, the transportation partnership account, the
21 traumatic brain injury account, the University of Washington bond
22 retirement fund, the University of Washington building account, the
23 voluntary cleanup account, the volunteer firefighters' relief and
24 pension principal fund, the volunteer firefighters' and reserve
25 officers' administrative fund, the vulnerable roadway user education
26 account, the Washington judicial retirement system account, the
27 Washington law enforcement officers' and firefighters' system plan 1
28 retirement account, the Washington law enforcement officers' and
29 firefighters' system plan 2 retirement account, the Washington public
30 safety employees' plan 2 retirement account, the Washington school
31 employees' retirement system combined plan 2 and 3 account, the
32 Washington state patrol retirement account, the Washington State
33 University building account, the Washington State University bond
34 retirement fund, the water pollution control revolving administration
35 account, the water pollution control revolving fund, the Western
36 Washington University capital projects account, the Washington
37 wildlife corridors account, the Washington wildlife crossings
38 account, the Yakima integrated plan implementation account, the
39 Yakima integrated plan implementation revenue recovery account, and
40 the Yakima integrated plan implementation taxable bond account.

1 Earnings derived from investing balances of the agricultural
2 permanent fund, the normal school permanent fund, the permanent
3 common school fund, the scientific permanent fund, and the state
4 university permanent fund shall be allocated to their respective
5 beneficiary accounts.

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

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

15 NEW SECTION. **Sec. 9.** (1) Section 6 of this act expires July 1,
16 2024.

17 (2) Section 7 of this act expires July 1, 2028.

18 NEW SECTION. **Sec. 10.** (1) Section 7 of this act takes effect
19 July 1, 2024.

20 (2) Section 8 of this act takes effect July 1, 2028.

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