

---

SENATE BILL 6228

---

State of Washington 57th Legislature 2001 Third Special Session

By Senators Rasmussen, Deccio, Honeyford, Morton and T. Sheldon; by request of Governor Locke

Read first time 07/21/2001. Referred to Committee on Ways & Means.

1 AN ACT Relating to funding crop damage; reenacting and amending RCW  
2 43.84.092 and 43.84.092; creating new sections; making an  
3 appropriation; providing an effective date; providing an expiration  
4 date; and declaring an emergency.

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

6 NEW SECTION. **Sec. 1.** The legislature finds that the agricultural  
7 industry is vital to the economy of the state and the welfare of its  
8 citizens. The legislature further finds that catastrophic natural  
9 events such as storms, fires, and floods can place the viability of  
10 significant segments of the agricultural industry at risk, and that  
11 such events jeopardize the economic well-being of the state and the  
12 public welfare. The legislature accordingly declares that providing  
13 disaster relief to help restore significant segments of the  
14 agricultural industry having suffered catastrophic loss from the storm  
15 that occurred on June 26 and 27, 2001, is an essential public purpose  
16 and public function.

17 NEW SECTION. **Sec. 2.** (1) The crop damage management account is  
18 created in the custody of the state treasurer. Amounts appropriated

1 from the Nisqually earthquake account will be deposited in the account.  
2 Expenditures from the account may be used only for damage caused by the  
3 severe storm, a natural disaster, that occurred on June 26 and 27,  
4 2001, which damaged crops in thirteen counties designated by the  
5 governor and the secretary of the United States department of  
6 agriculture. Only the director of the department of agriculture or the  
7 director's designee may authorize expenditures from the account. The  
8 account is subject to allotment procedures under chapter 43.88 RCW, but  
9 an appropriation is not required for expenditures.

10 (2) The department of agriculture shall develop criteria for  
11 distributing amounts appropriated to the account to affected farmers in  
12 the form of limited financial assistance. The criteria shall designate  
13 a minimum of three levels of limited financial assistance, based on the  
14 severity of actual damages. The department of agriculture shall  
15 consult with affected farmer groups in developing the levels of limited  
16 financial assistance.

17 (3) The department of agriculture is exempt from the requirements  
18 of chapter 19.85 RCW for any rule adopted to administer this limited  
19 financial assistance program.

20 (4) To be eligible for limited financial assistance, a farmer must  
21 first apply for and qualify for an emergency loan from the farm service  
22 agency of the United States department of agriculture.

23 NEW SECTION. **Sec. 3.** The sum of seven million dollars, or as much  
24 thereof as may be necessary, is appropriated for the fiscal year ending  
25 June 30, 2002, from the Nisqually earthquake account to the crop damage  
26 management account for the purposes specified under section 1 of this  
27 act.

28 **Sec. 4.** RCW 43.84.092 and 2001 2nd sp.s. c 14 s 607, 2001 c 273 s  
29 5, 2001 c 141 s 2, and 2001 c 80 s 4 are each reenacted and amended to  
30 read as follows:

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

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

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

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

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

24 (a) The following accounts and funds shall receive their  
25 proportionate share of earnings based upon each account's and fund's  
26 average daily balance for the period: The capitol building  
27 construction account, the Cedar River channel construction and  
28 operation account, the Central Washington University capital projects  
29 account, the charitable, educational, penal and reformatory  
30 institutions account, the common school construction fund, the county  
31 criminal justice assistance account, the county sales and use tax  
32 equalization account, the crop damage management account, the data  
33 processing building construction account, the deferred compensation  
34 administrative account, the deferred compensation principal account,  
35 the department of retirement systems expense account, the drinking  
36 water assistance account, the drinking water assistance administrative  
37 account, the drinking water assistance repayment account, the Eastern  
38 Washington University capital projects account, the education  
39 construction fund, the emergency reserve fund, the federal forest

1 revolving account, the health services account, the public health  
2 services account, the health system capacity account, the personal  
3 health services account, the state higher education construction  
4 account, the higher education construction account, the highway  
5 infrastructure account, the industrial insurance premium refund  
6 account, the judges' retirement account, the judicial retirement  
7 administrative account, the judicial retirement principal account, the  
8 local leasehold excise tax account, the local real estate excise tax  
9 account, the local sales and use tax account, the medical aid account,  
10 the mobile home park relocation fund, the multimodal transportation  
11 account, the municipal criminal justice assistance account, the  
12 municipal sales and use tax equalization account, the natural resources  
13 deposit account, the oyster reserve land account, the perpetual  
14 surveillance and maintenance account, the public employees' retirement  
15 system plan 1 account, the public employees' retirement system plan 2  
16 account, the public health supplemental account, the Puyallup tribal  
17 settlement account, the resource management cost account, the site  
18 closure account, the special wildlife account, the state employees'  
19 insurance account, the state employees' insurance reserve account, the  
20 state investment board expense account, the state investment board  
21 commingled trust fund accounts, the supplemental pension account, the  
22 teachers' retirement system plan 1 account, the teachers' retirement  
23 system combined plan 2 and plan 3 account, the tobacco prevention and  
24 control account, the tobacco settlement account, the transportation  
25 infrastructure account, the tuition recovery trust fund, the University  
26 of Washington bond retirement fund, the University of Washington  
27 building account, the volunteer fire fighters' and reserve officers'  
28 relief and pension principal fund, the volunteer fire fighters' and  
29 reserve officers' administrative fund, the Washington fruit express  
30 account, the Washington judicial retirement system account, the  
31 Washington law enforcement officers' and fire fighters' system plan 1  
32 retirement account, the Washington law enforcement officers' and fire  
33 fighters' system plan 2 retirement account, the Washington school  
34 employees' retirement system combined plan 2 and 3 account, the  
35 Washington state health insurance pool account, the Washington state  
36 patrol retirement account, the Washington State University building  
37 account, the Washington State University bond retirement fund, the  
38 water pollution control revolving fund, and the Western Washington  
39 University capital projects account. Earnings derived from investing

1 balances of the agricultural permanent fund, the normal school  
2 permanent fund, the permanent common school fund, the scientific  
3 permanent fund, and the state university permanent fund shall be  
4 allocated to their respective beneficiary accounts. All earnings to be  
5 distributed under this subsection (4)(a) shall first be reduced by the  
6 allocation to the state treasurer's service fund pursuant to RCW  
7 43.08.190.

8 (b) The following accounts and funds shall receive eighty percent  
9 of their proportionate share of earnings based upon each account's or  
10 fund's average daily balance for the period: The aeronautics account,  
11 the aircraft search and rescue account, the county arterial  
12 preservation account, the department of licensing services account, the  
13 essential rail assistance account, the ferry bond retirement fund, the  
14 grade crossing protective fund, the high capacity transportation  
15 account, the highway bond retirement fund, the highway safety account,  
16 the motor vehicle fund, the motorcycle safety education account, the  
17 pilotage account, the public transportation systems account, the Puget  
18 Sound capital construction account, the Puget Sound ferry operations  
19 account, the recreational vehicle account, the rural arterial trust  
20 account, the safety and education account, the special category C  
21 account, the state patrol highway account, the transportation equipment  
22 fund, the transportation fund, the transportation improvement account,  
23 the transportation improvement board bond retirement account, and the  
24 urban arterial trust account.

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

28 **Sec. 5.** RCW 43.84.092 and 2001 2nd sp.s. c 14 s 608, 2001 c 273 s  
29 6, 2001 c 141 s 3, and 2001 c 80 s 5 are each reenacted and amended to  
30 read as follows:

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

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

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

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

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

23 (a) The following accounts and funds shall receive their  
24 proportionate share of earnings based upon each account's and fund's  
25 average daily balance for the period: The capitol building  
26 construction account, the Cedar River channel construction and  
27 operation account, the Central Washington University capital projects  
28 account, the charitable, educational, penal and reformatory  
29 institutions account, the common school construction fund, the county  
30 criminal justice assistance account, the county sales and use tax  
31 equalization account, the crop damage management account, the data  
32 processing building construction account, the deferred compensation  
33 administrative account, the deferred compensation principal account,  
34 the department of retirement systems expense account, the drinking  
35 water assistance account, the drinking water assistance administrative  
36 account, the drinking water assistance repayment account, the Eastern  
37 Washington University capital projects account, the education  
38 construction fund, the emergency reserve fund, the federal forest  
39 revolving account, the health services account, the public health

1 services account, the health system capacity account, the personal  
2 health services account, the state higher education construction  
3 account, the higher education construction account, the highway  
4 infrastructure account, the industrial insurance premium refund  
5 account, the judges' retirement account, the judicial retirement  
6 administrative account, the judicial retirement principal account, the  
7 local leasehold excise tax account, the local real estate excise tax  
8 account, the local sales and use tax account, the medical aid account,  
9 the mobile home park relocation fund, the multimodal transportation  
10 account, the municipal criminal justice assistance account, the  
11 municipal sales and use tax equalization account, the natural resources  
12 deposit account, the oyster reserve land account, the perpetual  
13 surveillance and maintenance account, the public employees' retirement  
14 system plan 1 account, the public employees' retirement system combined  
15 plan 2 and plan 3 account, the public health supplemental account, the  
16 Puyallup tribal settlement account, the resource management cost  
17 account, the site closure account, the special wildlife account, the  
18 state employees' insurance account, the state employees' insurance  
19 reserve account, the state investment board expense account, the state  
20 investment board commingled trust fund accounts, the supplemental  
21 pension account, the teachers' retirement system plan 1 account, the  
22 teachers' retirement system combined plan 2 and plan 3 account, the  
23 tobacco prevention and control account, the tobacco settlement account,  
24 the transportation infrastructure account, the tuition recovery trust  
25 fund, the University of Washington bond retirement fund, the University  
26 of Washington building account, the volunteer fire fighters' and  
27 reserve officers' relief and pension principal fund, the volunteer fire  
28 fighters' and reserve officers' administrative fund, the Washington  
29 fruit express account, the Washington judicial retirement system  
30 account, the Washington law enforcement officers' and fire fighters'  
31 system plan 1 retirement account, the Washington law enforcement  
32 officers' and fire fighters' system plan 2 retirement account, the  
33 Washington school employees' retirement system combined plan 2 and 3  
34 account, the Washington state health insurance pool 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 fund, and the  
38 Western Washington University capital projects account. Earnings  
39 derived from investing balances of the agricultural permanent fund, the

1 normal school permanent fund, the permanent common school fund, the  
2 scientific permanent fund, and the state university permanent fund  
3 shall be allocated to their respective beneficiary accounts. All  
4 earnings to be distributed under this subsection (4)(a) shall first be  
5 reduced by the allocation to the state treasurer's service fund  
6 pursuant to RCW 43.08.190.

7 (b) The following accounts and funds shall receive eighty percent  
8 of their proportionate share of earnings based upon each account's or  
9 fund's average daily balance for the period: The aeronautics account,  
10 the aircraft search and rescue account, the county arterial  
11 preservation account, the department of licensing services account, the  
12 essential rail assistance account, the ferry bond retirement fund, the  
13 grade crossing protective fund, the high capacity transportation  
14 account, the highway bond retirement fund, the highway safety account,  
15 the motor vehicle fund, the motorcycle safety education account, the  
16 pilotage account, the public transportation systems account, the Puget  
17 Sound capital construction account, the Puget Sound ferry operations  
18 account, the recreational vehicle account, the rural arterial trust  
19 account, the safety and education account, the special category C  
20 account, the state patrol highway account, the transportation equipment  
21 fund, the transportation fund, the transportation improvement account,  
22 the transportation improvement board bond retirement account, and the  
23 urban arterial trust account.

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

27 NEW SECTION. **Sec. 6.** Section 4 of this act expires March 1, 2002.

28 NEW SECTION. **Sec. 7.** Section 5 of this act takes effect March 1,  
29 2002.

30 NEW SECTION. **Sec. 8.** Except for section 5 of this act, this act  
31 is necessary for the immediate preservation of the public peace,  
32 health, or safety, or support of the state government and its existing  
33 public institutions, and takes effect immediately.

--- END ---