
HOUSE BILL 2456

State of Washington

68th Legislature

2024 Regular Session

By Representative Timmons

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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