
HOUSE BILL 2087

State of Washington

64th Legislature

2015 Regular Session

By Representatives Fey and Muri

Read first time 02/11/15. Referred to Committee on Transportation.

1 AN ACT Relating to clean alternative fuel vehicles, including
2 electric vehicles and electric vehicle charging infrastructure;
3 amending RCW 82.08.809, 82.12.809, and 46.17.323; reenacting and
4 amending RCW 43.84.092 and 43.84.092; adding a new section to chapter
5 47.04 RCW; adding a new section to chapter 82.44 RCW; creating new
6 sections; providing an effective date; providing a contingent
7 effective date; providing expiration dates; providing contingent
8 expiration dates; and declaring an emergency.

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

10 NEW SECTION. **Sec. 1.** The legislature finds that electric
11 vehicles are an important part of moving the state away from carbon-
12 based fuel sources. The legislature further finds that as the number
13 of electric vehicles in the state grows, charging infrastructure
14 networks become more financially viable. Therefore, the legislature
15 intends to incentivize the purchase of electric vehicles and to
16 support early development of charging station networks in order to
17 make positive impacts on the electric vehicle and charging station
18 markets as quickly as possible.

19 NEW SECTION. **Sec. 2.** This section is the tax preference
20 performance statement for the tax preferences contained in sections 3

1 and 4 of this act. The performance statement is only intended to be
2 used for subsequent evaluation of the tax preference. It is not
3 intended to create a private right of action by any party or be used
4 to determine eligibility for preferential tax treatment.

5 (1) The legislature categorizes the tax preference as one
6 intended to induce certain designated behavior by taxpayers, as
7 indicated in RCW 82.32.808(2)(a).

8 (2) It is the legislature's specific public policy objective to
9 increase the use of clean alternative fuel vehicles in Washington. It
10 is the legislature's intent to extend the existing sales and use tax
11 exemption on clean alternative fuel vehicles in order to reduce the
12 price charged to customers for clean alternative fuel vehicles.

13 (3) To measure the effectiveness of the tax preferences in
14 sections 3 and 4 of this act in achieving the public policy
15 objectives described in subsection (2) of this section, the joint
16 legislative audit and review committee must evaluate the number of
17 clean alternative fuel vehicles registered in the state.

18 (4) In order to obtain the data necessary to perform the review
19 in subsection (3) of this section, the department of licensing must
20 provide data needed for the joint legislative audit and review
21 committee analysis. In addition to the data source described under
22 this subsection, the joint legislative audit and review committee may
23 use any other data it deems necessary.

24 **Sec. 3.** RCW 82.08.809 and 2010 1st sp.s. c 11 s 2 are each
25 amended to read as follows:

26 (1)(a) The tax levied by RCW 82.08.020 does not apply to
27 ~~((sales))~~ the first thirty-five thousand dollars in selling price of
28 new passenger cars, light duty trucks, and medium duty passenger
29 vehicles, which are exclusively powered by a clean alternative fuel.

30 (b) The tax levied by RCW 82.08.020 does not apply to ~~((sales))~~
31 the first thirty-five thousand dollars in selling price of qualifying
32 used passenger cars, light duty trucks, and medium duty passenger
33 vehicles, which were modified after their initial purchase, with an
34 EPA certified conversion to be exclusively powered by a clean
35 alternative fuel. "Qualifying used passenger cars, light duty trucks,
36 and medium duty passenger vehicles" means vehicles that:

37 (i) Are part of a fleet of at least five vehicles, all owned by
38 the same person;

39 (ii) Have an odometer reading of less than thirty thousand miles;

1 (iii) Are less than two years past their original date of
2 manufacture; and

3 (iv) Are being sold for the first time after modification.

4 (2) The seller must keep records necessary for the department to
5 verify eligibility under this section.

6 (3) As used in this section, "clean alternative fuel" means
7 natural gas, propane, hydrogen, or electricity, when used as a fuel
8 in a motor vehicle that meets the California motor vehicle emission
9 standards in Title 13 of the California code of regulations,
10 effective January 1, 2005, and the rules of the Washington state
11 department of ecology.

12 (4) This section expires July 1, (~~2015~~) 2019.

13 **Sec. 4.** RCW 82.12.809 and 2010 1st sp.s. c 11 s 3 are each
14 amended to read as follows:

15 (1)(a) Until July 1, (~~2015~~) 2019, the provisions of this
16 chapter do not apply in respect to the first thirty-five thousand
17 dollars of value on the use of new passenger cars, light duty trucks,
18 and medium duty passenger vehicles, which are exclusively powered by
19 a clean alternative fuel.

20 (b) Until July 1, (~~2015~~) 2019, the provisions of this chapter
21 do not apply to the first thirty-five thousand dollars of value on
22 the use of qualifying used passenger cars, light duty trucks, and
23 medium duty passenger vehicles, which were modified after their
24 initial purchase with an EPA certified conversion to be exclusively
25 powered by a clean alternative fuel. As used in this subsection,
26 "qualifying used passenger cars, light duty trucks, and medium duty
27 passenger vehicles" has the same meaning as provided in RCW
28 82.08.809.

29 (2) "Clean alternative fuel" has the same meaning as provided in
30 RCW 82.08.809.

31 (3) A taxpayer is not liable for the tax imposed in RCW 82.12.020
32 on the first thirty-five thousand dollars of value on the use, on or
33 after July 1, (~~2015~~) 2019, of a passenger car, light duty truck, or
34 medium duty passenger vehicle exclusively powered by a clean
35 alternative fuel, if the taxpayer used such vehicle in this state
36 before July 1, (~~2015~~) 2019, and the use was exempt under this
37 section from the tax imposed in RCW 82.12.020.

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

3 (1) The department's public-private partnership office must
4 develop a pilot program to support the deployment of electric vehicle
5 charging infrastructure that is supported by private financing.

6 (2) The department must define corridors in which bidders may
7 propose to install electric vehicle charging infrastructure.
8 Alternatively, a bidder may propose a corridor in which the bidder
9 proposes to install electric vehicle infrastructure if the department
10 has adopted rules allowing such a proposal and establishing
11 guidelines for how such a proposal will be considered.

12 (3)(a) For bid proposals under this section, the department must
13 require the following:

14 (i) Bidders must have private sector partners contributing to the
15 project who stand to gain indirect value from development of the
16 project, such as motor vehicle manufacturers, retail stores, or
17 tourism stakeholders;

18 (ii) Bidders must demonstrate that the proposed project will be
19 valuable to electric vehicle drivers and will address an existing gap
20 in the state's electric vehicle charging station infrastructure;

21 (iii) Projects must be expected to be profitable and sustainable
22 for the owner-operator and the private partner; and

23 (iv) Bidders must specify how the project captures the indirect
24 value of charging station deployment to the private partner.

25 (b) The department may adopt rules that require any other
26 criteria for a successful project.

27 (4) In evaluating proposals under this section, the department
28 may use the electric vehicle financial analysis toll that was
29 developed in the joint transportation committee's study into
30 financing electric vehicle charging station infrastructure.

31 (5)(a) After selecting a successful proposer under this section,
32 the department may provide a one-time loan or grant to the proposer,
33 with the following limits:

34 (i) A loan may provide no more than thirty percent of the
35 project's capital costs; and

36 (ii) A grant may provide up to fifty percent of a project's
37 capital costs.

38 (b) Grants and loans issued under this subsection must be funded
39 from the electric vehicle charging infrastructure account created in
40 section 6 of this act.

1 (6) The department may conduct preliminary workshops with
2 potential bidders and other potential private sector partners to
3 determine the best method of designing the pilot program, discuss how
4 to develop the partnerships among the private sector partners that
5 may receive indirect value, and any other issues relating to the
6 implementation of this section. The department should consider
7 regional workshops to engage potential business partners from across
8 the state.

9 (7) The department must adopt rules to implement this section.

10 NEW SECTION. **Sec. 6.** A new section is added to chapter 82.44
11 RCW to read as follows:

12 The electric vehicle charging infrastructure account is created
13 in the transportation infrastructure account. Proceeds from the
14 electric vehicle fee collected under RCW 46.17.323(4) and the
15 principal and interest payments made on loans from the account must
16 be deposited into the account. Expenditures from the account may be
17 used only for the purposes specified in section 5 of this act. Moneys
18 in the account may be spent only after appropriation.

19 **Sec. 7.** RCW 46.17.323 and 2012 c 74 s 10 are each amended to
20 read as follows:

21 (1) Before accepting an application for an annual vehicle
22 registration renewal for an electric vehicle that uses propulsion
23 units powered solely by electricity, the department, county auditor
24 or other agent, or subagent appointed by the director must require
25 the applicant to pay a one hundred dollar fee in addition to any
26 other fees and taxes required by law. The one hundred dollar fee is
27 due only at the time of annual registration renewal.

28 (2) This section only applies to:

29 (a) A vehicle that is designed to have the capability to drive at
30 a speed of more than thirty-five miles per hour; and

31 (b) An annual vehicle registration renewal that is due on or
32 after February 1, 2013.

33 (3)(a) The fee under this section is imposed to provide funds to
34 mitigate the impact of vehicles on state roads and highways and for
35 the purpose of evaluating the feasibility of transitioning from a
36 revenue collection system based on fuel taxes to a road user
37 assessment system and a funding source to assist in the development
38 of the electric vehicle charging infrastructure, and is separate and

1 distinct from other vehicle license fees. Proceeds from the fee must
2 be used for highway purposes, and must be deposited in the motor
3 vehicle fund created in RCW 46.68.070, subject to (b) of this
4 subsection.

5 (b) If in any year the amount of proceeds from the fee collected
6 under this section exceeds one million dollars, the excess amount
7 over one million dollars must be deposited as follows:

8 (i) Seventy percent to the motor vehicle fund created in RCW
9 46.68.070;

10 (ii) Fifteen percent to the transportation improvement account
11 created in RCW 47.26.084; and

12 (iii) Fifteen percent to the rural arterial trust account created
13 in RCW 36.79.020.

14 (4)(a)(i) In addition to the fee established in subsection (1) of
15 this section, before accepting an application for an annual vehicle
16 registration renewal for an electric vehicle that uses propulsion
17 units powered solely by electricity, the department, county auditor
18 or other agent, or subagent appointed by the director must require
19 the applicant to pay a fifty dollar fee, and before accepting an
20 application for an annual vehicle registration renewal for a plug-in
21 hybrid vehicle, the department, county auditor or other agent, or
22 subagent appointed by the director must require the applicant to pay
23 a twenty-five dollar fee.

24 (ii) For the purposes of this section, a "plug-in hybrid vehicle"
25 means a vehicle that uses propulsion units powered by electricity
26 that can be charged from an external source and includes an internal
27 combustion engine that may power the vehicle or charge the vehicle's
28 batteries, or both.

29 (b) The fees required under this subsection (4) must be
30 distributed as follows:

31 (i) The first one hundred thousand dollars raised by the fee in
32 each year must be deposited into the multimodal transportation
33 account created in RCW 47.66.070 to repay the transfer made under
34 section 9 of this act until a total of one million dollars is
35 deposited into the multimodal transportation account; and

36 (ii) Any remaining amounts must be deposited into the electric
37 vehicle charging infrastructure account created in section 6 of this
38 act.

39 (c) This subsection (4) expires July 1, 2026.

1 NEW SECTION. **Sec. 8.** (1) By July 31, 2015, the state treasurer
2 must transfer one million dollars from the multimodal transportation
3 account created in RCW 47.66.070 to the electric vehicle charging
4 infrastructure account created in section 6 of this act.

5 (2) This section expires July 1, 2026.

6 **Sec. 9.** RCW 43.84.092 and 2014 c 112 s 106, 2014 c 74 s 5, and
7 2014 c 32 s 6 are each reenacted and amended to read as follows:

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

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

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

36 (4) Monthly, the state treasurer shall distribute the earnings
37 credited to the treasury income account. The state treasurer shall
38 credit the general fund with all the earnings credited to the
39 treasury income account except:

1 (a) The following accounts and funds shall receive their
2 proportionate share of earnings based upon each account's and fund's
3 average daily balance for the period: The aeronautics account, the
4 aircraft search and rescue account, the Alaskan Way viaduct
5 replacement project account, the brownfield redevelopment trust fund
6 account, the budget stabilization account, the capital vessel
7 replacement account, the capitol building construction account, the
8 Cedar River channel construction and operation account, the Central
9 Washington University capital projects account, the charitable,
10 educational, penal and reformatory institutions account, the cleanup
11 settlement account, the Columbia river basin water supply development
12 account, the Columbia river basin taxable bond water supply
13 development account, the Columbia river basin water supply revenue
14 recovery account, the common school construction fund, the community
15 forest trust account, the county arterial preservation account, the
16 county criminal justice assistance account, the deferred compensation
17 administrative account, the deferred compensation principal account,
18 the department of licensing services account, the department of
19 retirement systems expense account, the developmental disabilities
20 community trust account, the diesel idle reduction account, the
21 drinking water assistance account, the drinking water assistance
22 administrative account, the drinking water assistance repayment
23 account, the Eastern Washington University capital projects account,
24 the Interstate 405 express toll lanes operations account, the
25 education construction fund, the education legacy trust account, the
26 election account, the electric vehicle charging infrastructure
27 account, the energy freedom account, the energy recovery act account,
28 the essential rail assistance account, The Evergreen State College
29 capital projects account, the federal forest revolving account, the
30 ferry bond retirement fund, the freight mobility investment account,
31 the freight mobility multimodal account, the grade crossing
32 protective fund, the public health services account, the high
33 capacity transportation account, the state higher education
34 construction account, the higher education construction account, the
35 highway bond retirement fund, the highway infrastructure account, the
36 highway safety fund, the high occupancy toll lanes operations
37 account, the hospital safety net assessment fund, the industrial
38 insurance premium refund account, the judges' retirement account, the
39 judicial retirement administrative account, the judicial retirement
40 principal account, the local leasehold excise tax account, the local

1 real estate excise tax account, the local sales and use tax account,
2 the marine resources stewardship trust account, the medical aid
3 account, the mobile home park relocation fund, the motor vehicle
4 fund, the motorcycle safety education account, the multimodal
5 transportation account, the multiuse roadway safety account, the
6 municipal criminal justice assistance account, the natural resources
7 deposit account, the oyster reserve land account, the pension funding
8 stabilization account, the perpetual surveillance and maintenance
9 account, the public employees' retirement system plan 1 account, the
10 public employees' retirement system combined plan 2 and plan 3
11 account, the public facilities construction loan revolving account
12 beginning July 1, 2004, the public health supplemental account, the
13 public works assistance account, the Puget Sound capital construction
14 account, the Puget Sound ferry operations account, the real estate
15 appraiser commission account, the recreational vehicle account, the
16 regional mobility grant program account, the resource management cost
17 account, the rural arterial trust account, the rural mobility grant
18 program account, the rural Washington loan fund, the site closure
19 account, the skilled nursing facility safety net trust fund, the
20 small city pavement and sidewalk account, the special category C
21 account, the special wildlife account, the state employees' insurance
22 account, the state employees' insurance reserve account, the state
23 investment board expense account, the state investment board
24 commingled trust fund accounts, the state patrol highway account, the
25 state route number 520 civil penalties account, the state route
26 number 520 corridor account, the state wildlife account, the
27 supplemental pension account, the Tacoma Narrows toll bridge account,
28 the teachers' retirement system plan 1 account, the teachers'
29 retirement system combined plan 2 and plan 3 account, the tobacco
30 prevention and control account, the tobacco settlement account, the
31 toll facility bond retirement account, the transportation 2003
32 account (nickel account), the transportation equipment fund, the
33 transportation fund, the transportation improvement account, the
34 transportation improvement board bond retirement account, the
35 transportation infrastructure account, the transportation partnership
36 account, the traumatic brain injury account, the tuition recovery
37 trust fund, the University of Washington bond retirement fund, the
38 University of Washington building account, the volunteer
39 firefighters' and reserve officers' relief and pension principal
40 fund, the volunteer firefighters' and reserve officers'

1 administrative fund, the Washington judicial retirement system
2 account, the Washington law enforcement officers' and firefighters'
3 system plan 1 retirement account, the Washington law enforcement
4 officers' and firefighters' system plan 2 retirement account, the
5 Washington public safety employees' plan 2 retirement account, the
6 Washington school employees' retirement system combined plan 2 and 3
7 account, the Washington state health insurance pool account, the
8 Washington state patrol retirement account, the Washington State
9 University building account, the Washington State University bond
10 retirement fund, the water pollution control revolving administration
11 account, the water pollution control revolving fund, the Western
12 Washington University capital projects account, the Yakima integrated
13 plan implementation account, the Yakima integrated plan
14 implementation revenue recovery account, and the Yakima integrated
15 plan implementation taxable bond account. Earnings derived from
16 investing balances of the agricultural permanent fund, the normal
17 school permanent fund, the permanent common school fund, the
18 scientific permanent fund, the state university permanent fund, and
19 the state reclamation revolving account shall be allocated to their
20 respective beneficiary accounts.

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

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

30 **Sec. 10.** RCW 43.84.092 and 2014 c 112 s 107, 2014 c 74 s 6, and
31 2014 c 32 s 7 are each reenacted and amended to read as follows:

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

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

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

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

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

25 (a) The following accounts and funds shall receive their
26 proportionate share of earnings based upon each account's and fund's
27 average daily balance for the period: The aeronautics account, the
28 aircraft search and rescue account, the Alaskan Way viaduct
29 replacement project account, the brownfield redevelopment trust fund
30 account, the budget stabilization account, the capital vessel
31 replacement account, the capitol building construction account, the
32 Cedar River channel construction and operation account, the Central
33 Washington University capital projects account, the charitable,
34 educational, penal and reformatory institutions account, the cleanup
35 settlement account, the Columbia river basin water supply development
36 account, the Columbia river basin taxable bond water supply
37 development account, the Columbia river basin water supply revenue
38 recovery account, the Columbia river crossing project account, the
39 common school construction fund, the community forest trust account,
40 the county arterial preservation account, the county criminal justice

1 assistance account, the deferred compensation administrative account,
2 the deferred compensation principal account, the department of
3 licensing services account, the department of retirement systems
4 expense account, the developmental disabilities community trust
5 account, the diesel idle reduction account, the drinking water
6 assistance account, the drinking water assistance administrative
7 account, the drinking water assistance repayment account, the Eastern
8 Washington University capital projects account, the Interstate 405
9 express toll lanes operations account, the education construction
10 fund, the education legacy trust account, the election account, the
11 electric vehicle charging infrastructure account, the energy freedom
12 account, the energy recovery act account, the essential rail
13 assistance account, The Evergreen State College capital projects
14 account, the federal forest revolving account, the ferry bond
15 retirement fund, the freight mobility investment account, the freight
16 mobility multimodal account, the grade crossing protective fund, the
17 public health services account, the high capacity transportation
18 account, the state higher education construction account, the higher
19 education construction account, the highway bond retirement fund, the
20 highway infrastructure account, the highway safety fund, the high
21 occupancy toll lanes operations account, the hospital safety net
22 assessment fund, the industrial insurance premium refund account, the
23 judges' retirement account, the judicial retirement administrative
24 account, the judicial retirement principal account, the local
25 leasehold excise tax account, the local real estate excise tax
26 account, the local sales and use tax account, the marine resources
27 stewardship trust account, the medical aid account, the mobile home
28 park relocation fund, the motor vehicle fund, the motorcycle safety
29 education account, the multimodal transportation account, the
30 multiuse roadway safety account, the municipal criminal justice
31 assistance account, the natural resources deposit account, the oyster
32 reserve land account, the pension funding stabilization account, the
33 perpetual surveillance and maintenance account, the public employees'
34 retirement system plan 1 account, the public employees' retirement
35 system combined plan 2 and plan 3 account, the public facilities
36 construction loan revolving account beginning July 1, 2004, the
37 public health supplemental account, the public works assistance
38 account, the Puget Sound capital construction account, the Puget
39 Sound ferry operations account, the real estate appraiser commission
40 account, the recreational vehicle account, the regional mobility

1 grant program account, the resource management cost account, the
2 rural arterial trust account, the rural mobility grant program
3 account, the rural Washington loan fund, the site closure account,
4 the skilled nursing facility safety net trust fund, the small city
5 pavement and sidewalk account, the special category C account, the
6 special wildlife account, the state employees' insurance account, the
7 state employees' insurance reserve account, the state investment
8 board expense account, the state investment board commingled trust
9 fund accounts, the state patrol highway account, the state route
10 number 520 civil penalties account, the state route number 520
11 corridor account, the state wildlife account, the supplemental
12 pension account, the Tacoma Narrows toll bridge account, the
13 teachers' retirement system plan 1 account, the teachers' retirement
14 system combined plan 2 and plan 3 account, the tobacco prevention and
15 control account, the tobacco settlement account, the toll facility
16 bond retirement account, the transportation 2003 account (nickel
17 account), the transportation equipment fund, the transportation fund,
18 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 tuition recovery trust fund, the
22 University of Washington bond retirement fund, the University of
23 Washington building account, the volunteer firefighters' and reserve
24 officers' relief and pension principal fund, the volunteer
25 firefighters' and reserve officers' administrative fund, the
26 Washington judicial retirement system account, the Washington law
27 enforcement officers' and firefighters' system plan 1 retirement
28 account, the Washington law enforcement officers' and firefighters'
29 system plan 2 retirement account, the Washington public safety
30 employees' plan 2 retirement account, the Washington school
31 employees' retirement system combined plan 2 and 3 account, the
32 Washington state health insurance pool account, the Washington state
33 patrol retirement account, the Washington State University building
34 account, the Washington State University bond retirement fund, the
35 water pollution control revolving administration account, the water
36 pollution control revolving fund, the Western Washington University
37 capital projects account, the Yakima integrated plan implementation
38 account, the Yakima integrated plan implementation revenue recovery
39 account, and the Yakima integrated plan implementation taxable bond
40 account. Earnings derived from investing balances of the agricultural

1 permanent fund, the normal school permanent fund, the permanent
2 common school fund, the scientific permanent fund, the state
3 university permanent fund, and the state reclamation revolving
4 account shall be allocated to their respective beneficiary accounts.

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

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

14 NEW SECTION. **Sec. 11.** Section 7 of this act expires on the
15 effective date of legislation enacted by the legislature that imposes
16 a vehicle miles traveled fee or tax.

17 NEW SECTION. **Sec. 12.** Section 9 of this act expires on the date
18 the requirements set out in section 7, chapter 36, Laws of 2012 are
19 met.

20 NEW SECTION. **Sec. 13.** Section 10 of this act takes effect on
21 the date the requirements set out in section 7, chapter 36, Laws of
22 2012 are met.

23 NEW SECTION. **Sec. 14.** This act is necessary for the immediate
24 preservation of the public peace, health, or safety, or support of
25 the state government and its existing public institutions, and takes
26 effect July 1, 2015.

--- END ---