
HOUSE BILL 1505

State of Washington

65th Legislature

2017 Regular Session

By Representative Peterson

1 AN ACT Relating to establishing the naloxone access grant
2 program; reenacting and amending RCW 43.84.092; adding new sections
3 to chapter 69.50 RCW; and providing an effective date.

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

5 NEW SECTION. **Sec. 1.** A new section is added to chapter 69.50
6 RCW to read as follows:

7 (1) There shall be a fee of one-half of one cent per morphine
8 equivalent dose placed upon each sale by any wholesale distributor of
9 prescription opioids distributed in Washington state.

10 (2) The fee imposed under subsection (1) of this section is in
11 addition to any other fees or taxes that apply to the sale or use of
12 prescription opioids. The fee imposed under subsection (1) of this
13 section applies to the wholesale sale of prescription opioids that
14 are also subject to business and occupation tax under chapter 82.04
15 RCW or would be subject to tax under chapter 82.04 RCW if not for the
16 application of any tax preference related to the sale of prescription
17 opioids.

18 (3) The fee pursuant to subsection (1) of this section shall be
19 remitted to the department of revenue at the same time as the
20 wholesale distributor remits its business and occupation tax under
21 chapter 82.32 RCW.

1 (4) The department of revenue shall deposit all receipts from the
2 fee in subsection (1) of this section into the naloxone access
3 account established pursuant to section 2 of this act.

4 (5) For the purposes of this section, a "prescription opioid"
5 means hydrocodone, oxycodone, oxymorphone, propoxyphene,
6 hydromorphone, meperidine, diphenoxylate, or fentanyl prescribed by a
7 health care provider.

8 NEW SECTION. **Sec. 2.** A new section is added to chapter 69.50
9 RCW to read as follows:

10 The naloxone access account is created in the state treasury. All
11 receipts from the fee in section 1 of this act must be deposited into
12 the account. Moneys in the account may only be spent after
13 appropriation. Expenditures from the account may only be used for the
14 department to administer the naloxone access grant program
15 established pursuant to section 3 of this act.

16 NEW SECTION. **Sec. 3.** A new section is added to chapter 69.50
17 RCW to read as follows:

18 (1) The department shall establish the naloxone access grant
19 program to distribute funds to local health jurisdictions to purchase
20 naloxone, distribute it to persons at highest risk for opioid
21 overdose, provide training regarding how to administer naloxone, and
22 engage in community outreach to educate the public regarding
23 potential harms of opioid use.

24 (2) The department shall establish all necessary procedures to
25 administer the naloxone access grant program, including establishing
26 application procedures, adopting scoring criteria for grant
27 applications, and distributing grants from the naloxone access
28 account to successful applicants.

29 **Sec. 4.** RCW 43.84.092 and 2016 c 194 s 5, 2016 c 161 s 20, and
30 2016 c 112 s 4 are each reenacted and amended to 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
35 receive funds associated with federal programs as required by the
36 federal cash management improvement act of 1990. The treasury income
37 account is subject in all respects to chapter 43.88 RCW, but no

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

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

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

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

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

1 construction loan revolving account beginning July 1, 2004, the
2 public health supplemental account, the public works assistance
3 account, the Puget Sound capital construction account, the Puget
4 Sound ferry operations account, the Puget Sound taxpayer
5 accountability account, the real estate appraiser commission account,
6 the recreational vehicle account, the regional mobility grant program
7 account, the resource management cost account, the rural arterial
8 trust account, the rural mobility grant program account, the rural
9 Washington loan fund, the site closure account, the skilled nursing
10 facility safety net trust fund, the small city pavement and sidewalk
11 account, the special category C account, the special wildlife
12 account, the state employees' insurance account, the state employees'
13 insurance reserve account, the state investment board expense
14 account, the state investment board commingled trust fund accounts,
15 the state patrol highway account, the state route number 520 civil
16 penalties account, the state route number 520 corridor account, the
17 state wildlife account, the supplemental pension account, the Tacoma
18 Narrows toll bridge account, the teachers' retirement system plan 1
19 account, the teachers' retirement system combined plan 2 and plan 3
20 account, the tobacco prevention and control account, the tobacco
21 settlement account, the toll facility bond retirement account, the
22 transportation 2003 account (nickel account), the transportation
23 equipment fund, the transportation fund, the transportation future
24 funding program account, the transportation improvement account, the
25 transportation improvement board bond retirement account, the
26 transportation infrastructure account, the transportation partnership
27 account, the traumatic brain injury account, the tuition recovery
28 trust fund, the University of Washington bond retirement fund, the
29 University of Washington building account, the volunteer
30 firefighters' and reserve officers' relief and pension principal
31 fund, the volunteer firefighters' and reserve officers'
32 administrative fund, the Washington judicial retirement system
33 account, the Washington law enforcement officers' and firefighters'
34 system plan 1 retirement account, the Washington law enforcement
35 officers' and firefighters' system plan 2 retirement account, the
36 Washington public safety employees' plan 2 retirement account, the
37 Washington school employees' retirement system combined plan 2 and 3
38 account, the Washington state health insurance pool account, the
39 Washington state patrol retirement account, the Washington State
40 University building account, the Washington State University bond

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

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

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

21 NEW SECTION. **Sec. 5.** This act takes effect October 1, 2017.

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