

CERTIFICATION OF ENROLLMENT

SENATE BILL 5770

Chapter 164, Laws of 2013

63rd Legislature
2013 Regular Session

CONSERVATION DISTRICTS--DISBURSEMENT OF EMPLOYEE PAY

EFFECTIVE DATE: 07/28/13

Passed by the Senate March 12, 2013
YEAS 49 NAYS 0

BRAD OWEN

President of the Senate

Passed by the House April 15, 2013
YEAS 97 NAYS 0

FRANK CHOPP

Speaker of the House of Representatives

Approved May 7, 2013, 2:33 p.m.

JAY INSLEE

Governor of the State of Washington

CERTIFICATE

I, Hunter G. Goodman, Secretary of the Senate of the State of Washington, do hereby certify that the attached is **SENATE BILL 5770** as passed by the Senate and the House of Representatives on the dates hereon set forth.

HUNTER G. GOODMAN

Secretary

FILED

May 7, 2013

**Secretary of State
State of Washington**

SENATE BILL 5770

Passed Legislature - 2013 Regular Session

State of Washington 63rd Legislature 2013 Regular Session

By Senators Honeyford, Hatfield, and Hobbs

Read first time 02/14/13. Referred to Committee on Agriculture,
Water & Rural Economic Development.

1 AN ACT Relating to conservation district electronic deposit of
2 employee pay and compensation; and amending RCW 41.04.240 and
3 89.08.215.

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

5 **Sec. 1.** RCW 41.04.240 and 2012 c 230 s 3 are each amended to read
6 as follows:

7 (1) Except with regard to institutions of higher education as
8 defined in RCW 28B.10.016, any official of the state or of any
9 political subdivision, municipal corporation, or quasi-municipal
10 corporation authorized to disburse funds in payment of salaries and
11 wages of employees is authorized upon written request of at least
12 twenty-five employees to pay all or part of such salaries or wages to
13 any financial institution for either: (a) Credit to the employees'
14 accounts in such financial institution; or (b) immediate transfer
15 therefrom to the employees' accounts in any other financial
16 institutions.

17 (2) In disbursing funds for payment of salaries and wages of
18 employees, institutions of higher education as defined in RCW
19 28B.10.016 are authorized to require the following payment methods:

1 (a) For employees who have an account in a financial institution,
2 payment to any financial institution for either: (i) Credit to the
3 employees' accounts in such financial institution; or (ii) immediate
4 transfer therefrom to the employees' accounts in any other financial
5 institutions; and

6 (b) For employees who do not have an account in a financial
7 institution, payment by alternate methods such as payroll cards.

8 (3) Nothing in this section shall be construed as authorizing any
9 employer to require the employees to have an account in any particular
10 financial institution or type of financial institution. A single
11 warrant may be drawn in favor of such financial institution, for the
12 total amount due the employees involved, and written directions
13 provided to such financial institution of the amount to be credited to
14 the account of an employee or to be transferred to an account in
15 another financial institution for such employee. The issuance and
16 delivery by the disbursing officer of a warrant in accordance with the
17 procedure set forth herein and proper indorsement thereof by the
18 financial institution shall have the same legal effect as payment
19 directly to the employee.

20 (4) Conservation districts as established and authorized under
21 chapter 89.08 RCW are exempt from the requirement to obtain a written
22 request of twenty-five employees as required in subsection (1) of this
23 section, and may disburse funds in payment of salaries and wages of
24 employees consistent with this chapter and RCW 89.08.215.

25 (5) For the purposes of this section "financial institution" means
26 any bank or trust company established in this state pursuant to chapter
27 2, Title 12, United States Code, or Title 30 RCW, and any credit union
28 established in this state pursuant to chapter 14, Title 12, United
29 States Code, or chapter 31.12 RCW, and any mutual savings bank
30 established in this state pursuant to Title 32 RCW, and any savings and
31 loan association established in this state pursuant to chapter 12,
32 Title 12, United States Code, or Title 33 RCW.

33 **Sec. 2.** RCW 89.08.215 and 2000 c 45 s 2 are each amended to read
34 as follows:

35 (1) The treasurer of the county in which a conservation district is
36 located is ex officio treasurer of the district. However, the board of
37 supervisors by resolution may designate some other person having

1 experience in financial or fiscal matters as treasurer of the
2 conservation district. The board of supervisors shall require a bond,
3 with a surety company authorized to do business in the state of
4 Washington, in an amount and under the terms and conditions which the
5 board of supervisors by resolution from time to time finds will protect
6 the district against loss. The premium on this bond shall be paid by
7 the district.

8 (2) All district funds shall be paid to the treasurer and disbursed
9 only on warrants issued by an auditor appointed by the board of
10 supervisors, upon orders or vouchers approved by it. The treasurer
11 shall establish a conservation district fund into which shall be paid
12 all district funds. The treasurer shall maintain any special funds
13 created by the board of supervisors for the placement of all money as
14 the board of supervisors may, by resolution, direct.

15 (3) If the treasurer of the district is the treasurer of the county
16 all district funds shall be deposited with the county depositaries
17 under the same restrictions, contracts, and security as provided for
18 county depositaries. If the treasurer of the district is some other
19 person, all funds shall be deposited in a bank or banks authorized to
20 do business in this state as the board of supervisors, by resolution,
21 designates.

22 (4) A district may provide and require a reasonable bond of any
23 other person handling moneys or securities of the district, if the
24 district pays the premium.

25 (5)(a) A district may disburse funds in payment of salaries, wages,
26 and any other approved financial reimbursement to any employee or
27 contractor of the district to any financial institution for either:
28 (i) Credit to the employees' or contractors' accounts in such financial
29 institution; or (ii) immediate transfer therefrom to the employees' or
30 contractors' accounts in any other financial institutions.

31 (b) As used in this subsection (5), "financial institution" has the
32 definition in RCW 41.04.240.

Passed by the Senate March 12, 2013.

Passed by the House April 15, 2013.

Approved by the Governor May 7, 2013.

Filed in Office of Secretary of State May 7, 2013.