

CERTIFICATION OF ENROLLMENT
ENGROSSED SUBSTITUTE HOUSE BILL 1596

Chapter 228, Laws of 2025

69th Legislature
2025 Regular Session

MOTOR VEHICLE SPEEDING VIOLATIONS—INTELLIGENT SPEED ASSISTANCE
DEVICES

EFFECTIVE DATE: January 1, 2029

Passed by the House April 21, 2025
Yeas 80 Nays 17

LAURIE JINKINS
**Speaker of the House of
Representatives**

Passed by the Senate April 15, 2025
Yeas 40 Nays 8

DENNY HECK
President of the Senate

Approved May 12, 2025 2:35 PM

BOB FERGUSON
Governor of the State of Washington

CERTIFICATE

I, Bernard Dean, Chief Clerk of the House of Representatives of the State of Washington, do hereby certify that the attached is **ENGROSSED SUBSTITUTE HOUSE BILL 1596** as passed by the House of Representatives and the Senate on the dates hereon set forth.

BERNARD DEAN

Chief Clerk

FILED

May 14, 2025

**Secretary of State
State of Washington**

ENGROSSED SUBSTITUTE HOUSE BILL 1596

AS AMENDED BY THE SENATE

Passed Legislature - 2025 Regular Session

State of Washington

69th Legislature

2025 Regular Session

By House Transportation (originally sponsored by Representatives Leavitt, Goodman, Ryu, and Berry)

READ FIRST TIME 02/28/25.

1 AN ACT Relating to accountability for persons for speeding;
2 amending RCW 10.21.030, 46.20.2892, 46.20.391, and 46.61.500;
3 reenacting and amending RCW 43.84.092; adding new sections to chapter
4 46.04 RCW; adding a new section to chapter 42.56 RCW; adding a new
5 section to chapter 46.61 RCW; adding a new section to chapter 46.68
6 RCW; adding a new section to chapter 46.70 RCW; adding new sections
7 to chapter 46.20 RCW; creating new sections; prescribing penalties;
8 and providing an effective date.

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

10 NEW SECTION. **Sec. 1.** It is the intent of the legislature to
11 keep the public safe when on the road. Nationwide, 29 percent of all
12 crash fatalities occurred in speed-related crashes in 2022. In 2023,
13 more than 30 percent of fatal crashes involved speeding on Washington
14 roads. Speeding continues to be a component of traffic deaths, and
15 law enforcement is increasingly dealing with more speed-related
16 incidents. The legislature finds that all Washington drivers are at
17 risk when speeding is involved, and solutions to change public
18 behavior are needed.

19 Additionally, according to the American motor vehicle
20 administration, more than 70 percent of people with suspended
21 licenses continue to drive during the suspension period. By

leveraging technology to enable individuals to continue driving and prevent speeding, the legislature intends to enhance road safety to promote safer driving habits and keep the public safe.

NEW SECTION. **Sec. 2.** A new section is added to chapter 46.04 RCW to read as follows:

 "Excessive speeding" means traveling at:

 (1) 10 miles per hour or greater in excess of the posted speed limit, if the posted speed limit is 40 miles per hour or less; and

 (2) 20 miles per hour or greater in excess of the posted speed limit, if the posted speed limit is greater than 40 miles per hour.

NEW SECTION. **Sec. 3.** A new section is added to chapter 46.04 RCW to read as follows:

 "Intelligent speed assistance device" means a technical device designed to be installed within a motor vehicle to actively monitor and prevent the driver from exceeding a preset limit. "Intelligent speed assistance device" does not include any technology that is provided by the vehicle manufacturer as a component of a new motor vehicle and that controls or affects the speed of a motor vehicle.

NEW SECTION. **Sec. 4.** (1) A person may not drive a motor vehicle, unless it is equipped with a functioning intelligent speed assistance device, configured and programmed as provided in section 5(3) of this act, if the device is required:

 (a) For the issuance of a temporary restricted driver's license or an occupational driver's license, under the terms of RCW 46.20.391(4);

 (b) Under the applicable terms of probation under RCW 46.20.2892(1) or 46.61.500(4); or

 (c) Pursuant to court order under section 8 of this act or RCW 10.21.030.

 (2) The requirement to use the device under subsection (1) of this section with respect to a temporary restricted driver's license or occupational driver's license under RCW 46.20.391 remains in effect during the validity of any such license that has been issued to the person.

 (3) (a) A person who operates a motor vehicle with an intelligent speed assistance device remains exclusively responsible for the

1 operation of the motor vehicle in a safe and lawful manner at all
2 times.

3 (b) The obligation under this section to use an intelligent speed
4 assistance device is not a defense or mitigating circumstance to a
5 violation of rules of the road, as set forth in law.

6 (4)(a) Except as provided in (b) of this subsection, the
7 installation of an intelligent speed assistance device is not
8 necessary on vehicles owned, leased, or rented by a person's employer
9 and on those vehicles whose care and/or maintenance is the temporary
10 responsibility of the employer, and driven at the direction of a
11 person's employer as a requirement of employment during working
12 hours. The person must provide the department with a declaration
13 pursuant to chapter 5.50 RCW from his or her employer stating that
14 the person's employment requires the person to operate a vehicle
15 owned by the employer or other persons during working hours. When the
16 department receives a declaration under this subsection, it shall
17 attach or imprint a notation on the person's driving record stating
18 that the employer exemption applies.

19 (b) The employer exemption does not apply when the employer's
20 vehicle is assigned exclusively to the restricted driver and used
21 solely for commuting to and from employment.

22 (5) Unless costs are waived by the intelligent speed assistance
23 device company or the person is indigent under RCW 10.101.010, a
24 person subject to the requirements of subsection (1) of this section
25 shall pay the costs of installing, removing, and leasing the
26 intelligent speed assistance device and shall pay an additional fee
27 of \$21 per month. Payments must be made directly to the intelligent
28 speed assistance device company. The company shall remit the
29 additional fee to the department to be deposited into the intelligent
30 speed assistance device revolving account under section 9 of this
31 act, except that the company may retain 25 cents per month of the
32 additional fee to cover the expenses associated with administering
33 the fee. The department may waive the monthly fee if the person is
34 indigent under RCW 10.101.010.

35 (6) For a person restricted under this section who is residing
36 outside of the state of Washington, the department may accept
37 verification of installation of an intelligent speed assistance
38 device by an intelligent speed assistance device company authorized
39 to do business in the jurisdiction or within a 75 mile radius of the
40 jurisdiction in which the person resides, provided the device meets

1 any applicable requirements of that jurisdiction. The department may
2 waive the monthly fee required in subsection (5) of this section if
3 collection of the fee would be impractical in the case of a person
4 residing in another jurisdiction.

5 (7) The department may issue rules to implement this section.

6 NEW SECTION. **Sec. 5.** (1) To be eligible to install, repair,
7 maintain, monitor, or remove an intelligent speed assistance device,
8 a person must apply to the department and meet the requirements as
9 provided in this section.

10 (2) An applicant seeking approval to install the device must
11 submit a declaration to the department that the device is an
12 intelligent speed assistance device as defined in section 3 of this
13 act and, when installed in a vehicle, is configured and programmed as
14 provided in subsection (3) of this section.

15 (3)(a) An intelligent speed assistance device must employ a
16 technology using a global positioning system and must be programmed
17 to limit the velocity of a moving vehicle to the posted speed limit,
18 except as provided in (b) of this subsection.

19 (b) The intelligent speed assistance device must include an
20 override function to allow the vehicle to exceed the speed limit on
21 no more than three occasions in each calendar month. The use of the
22 override function under this subsection is subject to the
23 requirements and limitations of RCW 46.61.425.

24 (c) All data collected under this act must be securely maintained
25 by an intelligent speed assistance device company and may not be
26 shared with any third parties, except for data pertaining to
27 installation and removal of the device, without a court order.

28 (4) To maintain eligibility under this section, a person must
29 submit the results of a criminal background check to the department
30 annually for any individual that is hired to install, repair,
31 maintain, monitor, or remove the device.

32 (5) The department may issue rules regarding the application
33 process and eligibility under this section.

34 NEW SECTION. **Sec. 6.** (1) A person who is restricted to the use
35 of a vehicle equipped with an intelligent speed assistance device is
36 guilty of a gross misdemeanor if the restricted driver:

37 (a) Tamper with the device or any components of the device, or
38 otherwise interferes with the proper functionality of the device, by

1 modifying, detaching, disconnecting, or otherwise disabling it to
2 allow the restricted driver to operate the vehicle; or

3 (b) Has, directs, authorizes, or requests another person to
4 tamper with the device or any components of the device, or otherwise
5 interfere with the proper functionality of the device, by modifying,
6 detaching, disconnecting, or otherwise disabling it to allow the
7 restricted driver to operate the vehicle.

8 (2) A person who knowingly assists another person who is
9 restricted to the use of a vehicle equipped with an intelligent speed
10 assistance device to circumvent the device or any components of the
11 device, or otherwise interferes with the proper functionality of the
12 device, or to start and operate that vehicle is guilty of a gross
13 misdemeanor. The provisions of this subsection do not apply if the
14 starting of a motor vehicle, or the request to start a motor vehicle,
15 equipped with an intelligent speed assistance device is done for the
16 purpose of safety or mechanical repair of the device or the vehicle
17 and the person subject to the court order does not operate the
18 vehicle.

19 NEW SECTION. Sec. 7. A new section is added to chapter 42.56
20 RCW to read as follows:

21 Any data collected by an intelligent speed assistance device as
22 defined in section 3 of this act is exempt from disclosure under this
23 chapter.

24 NEW SECTION. Sec. 8. A new section is added to chapter 46.61
25 RCW to read as follows:

26 When sentencing a person convicted of any criminal offense under
27 this chapter or a violation of any other provision of law that
28 constitutes a misdemeanor, gross misdemeanor, or felony, the court
29 may impose, as a condition of probation, a requirement regarding the
30 installation and use of a functioning intelligent speed assistance
31 device installed on all motor vehicles operated by the person. If the
32 court finds that the person engaged in excessive speeding during the
33 commission of the offense, the court shall impose the use of a
34 functioning intelligent speed assistance device installed on all
35 motor vehicles operated by the person for a period of not less than
36 six months.

1 NEW SECTION. **Sec. 9.** A new section is added to chapter 46.68
2 RCW to read as follows:

3 The intelligent speed assistance device revolving account is
4 created in the state treasury. All receipts from the fee assessed
5 under section 4(5) of this act must be deposited into the account.
6 Moneys in the account may be spent only after appropriation.
7 Expenditures from the account may be used for administering and
8 operating the intelligent speed assistance device revolving account
9 program, implementing effective strategies to reduce motor vehicle-
10 related deaths and serious injuries related to excessive speed.

11 NEW SECTION. **Sec. 10.** A new section is added to chapter 46.70
12 RCW to read as follows:

13 (1) A manufacturer, distributor, or retailer of a motor vehicle
14 is not liable for any loss, injury, or damages caused by the design,
15 manufacture, installation, improper installation, use, or misuse of
16 an intelligent speed assistance device. However, liability does exist
17 if the manufacturer, distributor or retailer knowingly engages in a
18 repair or update to the intelligent speed assistance device and such
19 repair or update proximately causes loss, injury, or damage.

20 (2) Nothing in this chapter requires a manufacturer, distributor,
21 or retailer of a motor vehicle to manufacture, distribute, or offer
22 for sale a motor vehicle that includes or is compatible with an
23 intelligent speed assistance device.

24 (3) Nothing in this chapter prohibits a lessor or lienholder from
25 requiring that a motor vehicle lessee or owner notify the lessor or
26 lienholder that an intelligent speed assistance device has been
27 installed on a motor vehicle that is subject to a lease or finance
28 agreement.

29 **Sec. 11.** RCW 10.21.030 and 2018 c 276 s 4 are each amended to
30 read as follows:

31 (1) The judicial officer in any felony, misdemeanor, or gross
32 misdemeanor case may at any time amend the order to impose additional
33 or different conditions of release. The conditions imposed under this
34 chapter supplement but do not supplant provisions of law allowing the
35 imposition of conditions to assure the appearance of the defendant at
36 trial or to prevent interference with the administration of justice.

37 (2) Appropriate conditions of release under this chapter include,
38 but are not limited to, the following:

1 (a) The defendant may be placed in the custody of a pretrial
2 release program;

3 (b) The defendant may have restrictions placed upon travel,
4 association, or place of abode during the period of release;

5 (c) The defendant may be required to comply with a specified
6 curfew;

7 (d) The defendant may be required to return to custody during
8 specified hours or to be placed on electronic monitoring, as defined
9 in RCW 9.94A.030, if available. The defendant, if convicted, may not
10 have the period of incarceration reduced by the number of days spent
11 on electronic monitoring;

12 (e) The defendant may be required to comply with a program of
13 home detention. For a felony offense, home detention is defined in
14 RCW 9.94A.030;

15 (f) The defendant may be prohibited from approaching or
16 communicating in any manner with particular persons or classes of
17 persons;

18 (g) The defendant may be prohibited from going to certain
19 geographical areas or premises;

20 (h) The defendant may be prohibited from possessing any dangerous
21 weapons or firearms;

22 (i) The defendant may be prohibited from possessing or consuming
23 any intoxicating liquors or drugs not prescribed to the defendant.
24 The defendant may be required to submit to testing to determine the
25 defendant's compliance with this condition;

26 (j) The defendant may be prohibited from operating a motor
27 vehicle that is not equipped with an ignition interlock device;

28 (k) The defendant may be prohibited from operating a motor
29 vehicle that is not equipped with an intelligent speed assistance
30 device, as defined in section 3 of this act and configured and
31 programmed as provided in section 5(3) of this act;

32 (l) The defendant may be required to report regularly to and
33 remain under the supervision of an officer of the court or other
34 person or agency; and

35 ~~((+l))~~ (m) The defendant may be prohibited from committing any
36 violations of criminal law.

37 **Sec. 12.** RCW 46.20.2892 and 2021 c 240 s 7 are each amended to
38 read as follows:

1 (1)(a) Whenever the official records of the department show that
2 a person has committed a traffic infraction for a moving violation on
3 three or more occasions within a one-year period, or on four or more
4 occasions within a two-year period, the department must suspend the
5 license of the driver for a period of 60 days and establish a period
6 of probation for one calendar year to begin when the suspension ends.
7 Prior to reinstatement of a license, the person must complete a safe
8 driving course as recommended by the department. During the period of
9 probation, and subject to the requirements of (b) of this subsection,
10 the person must not be convicted of any additional traffic
11 infractions for moving violations. Any traffic infraction for a
12 moving violation committed during the period of probation shall
13 result in an additional 30-day suspension to run consecutively with
14 any suspension already being served.

15 (b)(i) During the first 120 days of the period of probation,
16 following the period of suspension for an accumulation of moving
17 violations under this section in which one or more of the violations
18 is for excessive speeding, as defined in section 2 of this act, the
19 person may not operate a vehicle upon which a properly functioning
20 intelligent speed assistance device has not been installed. The
21 operation of a vehicle without such a properly functioning
22 intelligent speed assistance device is a traffic infraction.

23 (2) When a person has committed a traffic infraction for a moving
24 violation on two occasions within a one-year period or three
25 occasions within a two-year period, the department shall send the
26 person a notice that an additional infraction will result in
27 suspension of the person's license for a period of 60 days.

28 (3) The department may not charge a reissue fee at the end of the
29 term of suspension under this section.

30 (4) For purposes of this section, multiple traffic infractions
31 issued during or as the result of a single traffic stop constitute
32 one occasion.

33 (5) A person who is required to operate a motor vehicle with an
34 intelligent speed assistance device under subsection (1) of this
35 section remains exclusively responsible for operation of the motor
36 vehicle in a safe and lawful manner at all times. The obligation
37 under subsection (1) of this section to use an intelligent speed
38 assistance device is not a defense or mitigating circumstance to a
39 violation of rules of the road, as set forth in law.

1 **Sec. 13.** RCW 46.20.391 and 2021 c 240 s 10 are each amended to
2 read as follows:

3 (1) Any person licensed under this chapter who is convicted of an
4 offense relating to motor vehicles for which suspension or revocation
5 of the driver's license is mandatory, other than vehicular homicide,
6 vehicular assault, driving while under the influence of intoxicating
7 liquor or any drug, or being in actual physical control of a motor
8 vehicle while under the influence of intoxicating liquor or any drug,
9 may submit to the department an application for a temporary
10 restricted driver's license. The department, upon receipt of the
11 prescribed fee and upon determining that the petitioner is eligible
12 to receive the license, may issue a temporary restricted driver's
13 license and may set definite restrictions as provided in RCW
14 46.20.394.

15 (2)(a) A person licensed under this chapter whose driver's
16 license is suspended administratively due to failure to appear or
17 respond pursuant to RCW 46.20.289; a violation of the financial
18 responsibility laws under chapter 46.29 RCW; or for multiple
19 violations within a specified period of time under RCW 46.20.291, may
20 apply to the department for an occupational driver's license.

21 (b) An occupational driver's license issued to an applicant
22 described in (a) of this subsection shall be valid for the period of
23 the suspension or revocation.

24 (3) An applicant for an occupational or temporary restricted
25 driver's license who qualifies under subsection (1) or (2) of this
26 section is eligible to receive such license only if:

27 (a) Within seven years immediately preceding the date of the
28 offense that gave rise to the present conviction or incident, the
29 applicant has not committed vehicular homicide under RCW 46.61.520 or
30 vehicular assault under RCW 46.61.522; and

31 (b) The applicant demonstrates that it is necessary for him or
32 her to operate a motor vehicle because he or she:

33 (i) Is engaged in an occupation or trade that makes it essential
34 that he or she operate a motor vehicle;

35 (ii) Is undergoing continuing health care or providing continuing
36 care to another who is dependent upon the applicant;

37 (iii) Is enrolled in an educational institution and pursuing a
38 course of study leading to a diploma, degree, or other certification
39 of successful educational completion;

1 (iv) Is undergoing substance abuse treatment or is participating
2 in meetings of a (~~(twelve-step)~~) 12-step group such as Alcoholics
3 Anonymous that requires the petitioner to drive to or from the
4 treatment or meetings;

5 (v) Is fulfilling court-ordered community service
6 responsibilities;

7 (vi) Is in a program that assists persons who are enrolled in a
8 WorkFirst program pursuant to chapter 74.08A RCW to become gainfully
9 employed and the program requires a driver's license;

10 (vii) Is in an apprenticeship, on-the-job training, or welfare-
11 to-work program; or

12 (viii) Presents evidence that he or she has applied for a
13 position in an apprenticeship or on-the-job training program for
14 which a driver's license is required to begin the program, provided
15 that a license granted under this provision shall be in effect for no
16 longer than (~~(fourteen)~~) 14 days; and

17 (c) The applicant files satisfactory proof of financial
18 responsibility under chapter 46.29 RCW; and

19 (d) Upon receipt of evidence that a holder of an occupational
20 driver's license granted under this subsection is no longer enrolled
21 in an apprenticeship or on-the-job training program, the director
22 shall give written notice by first-class mail to the driver that the
23 occupational driver's license shall be canceled. If at any time
24 before the cancellation goes into effect the driver submits evidence
25 of continued enrollment in the program, the cancellation shall be
26 stayed. If the cancellation becomes effective, the driver may obtain,
27 at no additional charge, a new occupational driver's license upon
28 submittal of evidence of enrollment in another program that meets the
29 criteria set forth in this subsection; and

30 (e) The department shall not issue an occupational driver's
31 license under (b)(iv) of this subsection if the applicant is able to
32 receive transit services sufficient to allow for the applicant's
33 participation in the programs referenced under (b)(iv) of this
34 subsection.

35 (4)(a)(i) If a person has applied for a temporary restricted
36 driver's license because the person's license has been suspended
37 under RCW 46.61.500(2), the terms of a license issued under this
38 section must require the person to use a properly functioning
39 intelligent speed assistance device while operating a motor vehicle.

1 (ii) If a person has applied for an occupational driver's license
2 because the person's license has been suspended administratively as a
3 result of an accumulation of moving violations under RCW 46.20.2892,
4 and at least one of the violations was for excessive speeding, the
5 terms of an occupational driver's license issued under this section
6 must require the person to use a properly functioning intelligent
7 speed assistance device while operating a motor vehicle.

8 (b) A person subject to the requirements in (a) of this
9 subsection may not operate a motor vehicle without such a properly
10 functioning device during the duration of the license.

11 (c)(i) A person who operates a motor vehicle with an intelligent
12 speed assistance device remains exclusively responsible for the
13 operation of the motor vehicle in a safe and lawful manner at all
14 times.

15 (ii) The obligation under this subsection (4) to use an
16 intelligent speed assistance device is not a defense or mitigating
17 circumstance to a violation of rules of the road, as set forth in
18 law.

19 (5) A person aggrieved by the decision of the department on the
20 application for an occupational or temporary restricted driver's
21 license may request a hearing as provided by rule of the department.

22 ~~((+5))~~ (6) The director shall cancel an occupational or
23 temporary restricted driver's license after receiving notice that the
24 holder thereof has been convicted of operating a motor vehicle in
25 violation of its restrictions, no longer meets the eligibility
26 requirements, or has been convicted of or found to have committed a
27 separate offense or any other act or omission that under this chapter
28 would warrant suspension or revocation of a regular driver's license.
29 The department must give notice of the cancellation as provided under
30 RCW 46.20.245. A person whose occupational or temporary restricted
31 driver's license has been canceled under this section may reapply for
32 a new occupational or temporary restricted driver's license if he or
33 she is otherwise qualified under this section and pays the fee
34 required under RCW 46.20.380.

35 **Sec. 14.** RCW 46.61.500 and 2020 c 330 s 14 are each amended to
36 read as follows:

37 (1) Any person who drives any vehicle in willful or wanton
38 disregard for the safety of persons or property is guilty of reckless
39 driving. ~~((Violation))~~ Except as provided in subsection (4) of this

1 section, violation of the provisions of this section is a gross
2 misdemeanor punishable by imprisonment for up to (~~three hundred~~
3 ~~sixty-four~~) 364 days and by a fine of not more than (~~five thousand~~
4 ~~dollars~~) \$5,000.

5 (2)(a) Subject to (b) of this subsection, the license or permit
6 to drive or any nonresident privilege of any person convicted of
7 reckless driving shall be suspended by the department for not less
8 than (~~thirty~~) 30 days.

9 (b) When a reckless driving conviction is a result of a charge
10 that was originally filed as a violation of RCW 46.61.502 or
11 46.61.504, or an equivalent local ordinance, the department shall
12 grant credit on a day-for-day basis for any portion of a suspension,
13 revocation, or denial already served under an administrative action
14 arising out of the same incident. In the case of a person whose day-
15 for-day credit is for a period equal to or greater than the period of
16 suspension required under this section, the department shall provide
17 notice of full credit, shall provide for no further suspension under
18 this section, and shall impose no additional reissue fees for this
19 credit. During any period of suspension, revocation, or denial due to
20 a conviction for reckless driving as the result of a charge
21 originally filed as a violation of RCW 46.61.502 or 46.61.504, any
22 person who has obtained an ignition interlock driver's license under
23 RCW 46.20.385 may continue to drive a motor vehicle pursuant to the
24 provision of the ignition interlock driver's license without
25 obtaining a separate temporary restricted driver's license under RCW
26 46.20.391.

27 (3)(a) Except as provided under (b) of this subsection, a person
28 convicted of reckless driving who has one or more prior offenses as
29 defined in RCW 46.61.5055(14) within seven years shall be required,
30 under RCW 46.20.720, to install an ignition interlock device on all
31 vehicles operated by the person if the conviction is the result of a
32 charge that was originally filed as a violation of RCW 46.61.502,
33 46.61.504, or an equivalent local ordinance.

34 (b) A person convicted of reckless driving shall be required,
35 under RCW 46.20.720, to install an ignition interlock device on all
36 vehicles operated by the person if the conviction is the result of a
37 charge that was originally filed as a violation of RCW 46.61.520
38 committed while under the influence of intoxicating liquor or any
39 drug or RCW 46.61.522 committed while under the influence of
40 intoxicating liquor or any drug.

1 (4) (a) Following the period of suspension under subsection (2) of
2 this section, the department must establish a period of probation for
3 150 days. During the period of probation, the person may not operate
4 a vehicle upon which a properly functioning intelligent speed
5 assistance device has not been installed.

6 (b) The operation of a vehicle without such a properly
7 functioning intelligent speed assistance device following the
8 suspension as provided in (a) of this subsection is a traffic
9 infraction.

10 (c) Any traffic infraction for a moving violation committed
11 during the period of probation shall result in an additional 30-day
12 suspension or revocation to run consecutively with any suspension
13 already being served.

14 (d) A person who is required to operate a motor vehicle with an
15 intelligent speed assistance device under this subsection (4) remains
16 exclusively responsible for operation of the motor vehicle in a safe
17 and lawful manner at all times. The obligation to use an intelligent
18 speed assistance device is not a defense or mitigating circumstance
19 to a violation of rules of the road, as set forth in law.

20 **Sec. 15.** RCW 43.84.092 and 2024 c 210 s 5 and 2024 c 168 s 13
21 are each reenacted and amended to read as follows:

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

25 (2) The treasury income account shall be utilized to pay or
26 receive funds associated with federal programs as required by the
27 federal cash management improvement act of 1990. The treasury income
28 account is subject in all respects to chapter 43.88 RCW, but no
29 appropriation is required for refunds or allocations of interest
30 earnings required by the cash management improvement act. Refunds of
31 interest to the federal treasury required under the cash management
32 improvement act fall under RCW 43.88.180 and shall not require
33 appropriation. The office of financial management shall determine the
34 amounts due to or from the federal government pursuant to the cash
35 management improvement act. The office of financial management may
36 direct transfers of funds between accounts as deemed necessary to
37 implement the provisions of the cash management improvement act, and
38 this subsection. Refunds or allocations shall occur prior to the

distributions of earnings set forth in subsection (4) of this section.

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

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

(a) The following accounts and funds shall receive their proportionate share of earnings based upon each account's and fund's average daily balance for the period: The abandoned recreational vehicle disposal account, the aeronautics account, the Alaskan Way viaduct replacement project account, the budget stabilization account, the capital vessel replacement account, the capitol building construction account, the Central Washington University capital projects account, the charitable, educational, penal and reformatory institutions account, the Chehalis basin account, the Chehalis basin taxable account, the clean fuels credit account, the clean fuels transportation investment account, the cleanup settlement account, the climate active transportation account, the climate transit programs account, the Columbia river basin water supply development account, the Columbia river basin taxable bond water supply development account, the Columbia river basin water supply revenue recovery account, the common school construction fund, the community forest trust account, the connecting Washington account, the county arterial preservation account, the county criminal justice assistance account, the covenant homeownership account, the deferred compensation administrative account, the deferred compensation principal account, the department of licensing services account, the department of retirement systems expense account, the developmental disabilities community services account, the diesel idle reduction account, the opioid abatement settlement account, the drinking water assistance account, the administrative subaccount of the drinking

1 water assistance account, the early learning facilities development
2 account, the early learning facilities revolving account, the Eastern
3 Washington University capital projects account, the education
4 construction fund, the education legacy trust account, the election
5 account, the electric vehicle account, the energy freedom account,
6 the energy recovery act account, the essential rail assistance
7 account, The Evergreen State College capital projects account, the
8 fair start for kids account, the family medicine workforce
9 development account, the ferry bond retirement fund, the fish,
10 wildlife, and conservation account, the freight mobility investment
11 account, the freight mobility multimodal account, the grade crossing
12 protective fund, the higher education retirement plan supplemental
13 benefit fund, the Washington student loan account, the highway bond
14 retirement fund, the highway infrastructure account, the highway
15 safety fund, the hospital safety net assessment fund, the intelligent
16 speed assistance device revolving account, the Interstate 5 bridge
17 replacement project account, the Interstate 405 and state route
18 number 167 express toll lanes account, the judges' retirement
19 account, the judicial retirement administrative account, the judicial
20 retirement principal account, the limited fish and wildlife account,
21 the local leasehold excise tax account, the local real estate excise
22 tax account, the local sales and use tax account, the marine
23 resources stewardship trust account, the medical aid account, the
24 money-purchase retirement savings administrative account, the money-
25 purchase retirement savings principal account, the motor vehicle
26 fund, the motorcycle safety education account, the move ahead WA
27 account, the move ahead WA flexible account, the multimodal
28 transportation account, the multiuse roadway safety account, the
29 municipal criminal justice assistance account, the oyster reserve
30 land account, the pension funding stabilization account, the
31 perpetual surveillance and maintenance account, the pilotage account,
32 the pollution liability insurance agency underground storage tank
33 revolving account, the public employees' retirement system plan 1
34 account, the public employees' retirement system combined plan 2 and
35 plan 3 account, the public facilities construction loan revolving
36 account, the public health supplemental account, the public works
37 assistance account, the Puget Sound capital construction account, the
38 Puget Sound ferry operations account, the Puget Sound Gateway
39 facility account, the Puget Sound taxpayer accountability account,
40 the real estate appraiser commission account, the recreational

1 vehicle account, the regional mobility grant program account, the
2 reserve officers' relief and pension principal fund, the resource
3 management cost account, the rural arterial trust account, the rural
4 mobility grant program account, the rural Washington loan fund, the
5 second injury fund, the sexual assault prevention and response
6 account, the site closure account, the skilled nursing facility
7 safety net trust fund, the small city pavement and sidewalk account,
8 the special category C account, the special wildlife account, the
9 state hazard mitigation revolving loan account, the state investment
10 board expense account, the state investment board commingled trust
11 fund accounts, the state patrol highway account, the state
12 reclamation revolving account, the state route number 520 civil
13 penalties account, the state route number 520 corridor account, the
14 statewide broadband account, the statewide tourism marketing account,
15 the supplemental pension account, the Tacoma Narrows toll bridge
16 account, the teachers' retirement system plan 1 account, the
17 teachers' retirement system combined plan 2 and plan 3 account, the
18 tobacco prevention and control account, the tobacco settlement
19 account, the toll facility bond retirement account, the
20 transportation 2003 account (nickel account), the transportation
21 equipment fund, the JUDY transportation future funding program
22 account, the transportation improvement account, the transportation
23 improvement board bond retirement account, the transportation
24 infrastructure account, the transportation partnership account, the
25 traumatic brain injury account, the tribal opioid prevention and
26 treatment account, the University of Washington bond retirement fund,
27 the University of Washington building account, the voluntary cleanup
28 account, the volunteer firefighters' relief and pension principal
29 fund, the volunteer firefighters' and reserve officers'
30 administrative fund, the vulnerable roadway user education account,
31 the Washington judicial retirement system account, the Washington law
32 enforcement officers' and firefighters' system plan 1 retirement
33 account, the Washington law enforcement officers' and firefighters'
34 system plan 2 retirement account, the Washington public safety
35 employees' plan 2 retirement account, the Washington school
36 employees' retirement system combined plan 2 and 3 account, the
37 Washington state patrol retirement account, the Washington State
38 University building account, the Washington State University bond
39 retirement fund, the water pollution control revolving administration
40 account, the water pollution control revolving fund, the Western

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

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

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

18 NEW SECTION. **Sec. 16.** This act may be known and cited as the
19 BEAM act.

20 NEW SECTION. **Sec. 17.** Sections 4 through 6 of this act are each
21 added to chapter 46.20 RCW.

22 NEW SECTION. **Sec. 18.** This act takes effect January 1, 2029.

Passed by the House April 21, 2025.

Passed by the Senate April 15, 2025.

Approved by the Governor May 12, 2025.

Filed in Office of Secretary of State May 14, 2025.

--- END ---