

1 **Sec. 101.** RCW 82.36.025 and 2007 c 515 s 3 are each amended to
2 read as follows:

3 (1) A motor vehicle fuel tax rate of twenty-three cents per
4 gallon on motor vehicle fuel shall be imposed on motor vehicle fuel
5 licensees, other than motor vehicle fuel distributors.

6 (2) Beginning July 1, 2003, an additional and cumulative motor
7 vehicle fuel tax rate of five cents per gallon on motor vehicle fuel
8 shall be imposed on motor vehicle fuel licensees, other than motor
9 vehicle fuel distributors. This subsection (2) expires when the bonds
10 issued for transportation 2003 projects are retired.

11 (3) Beginning July 1, 2005, an additional and cumulative motor
12 vehicle fuel tax rate of three cents per gallon on motor vehicle fuel
13 shall be imposed on motor vehicle fuel licensees, other than motor
14 vehicle fuel distributors.

15 (4) Beginning July 1, 2006, an additional and cumulative motor
16 vehicle fuel tax rate of three cents per gallon on motor vehicle fuel
17 shall be imposed on motor vehicle fuel licensees, other than motor
18 vehicle fuel distributors.

19 (5) Beginning July 1, 2007, an additional and cumulative motor
20 vehicle fuel tax rate of two cents per gallon on motor vehicle fuel
21 shall be imposed on motor vehicle fuel licensees, other than motor
22 vehicle fuel distributors.

23 (6) Beginning July 1, 2008, an additional and cumulative motor
24 vehicle fuel tax rate of one and one-half cents per gallon on motor
25 vehicle fuel shall be imposed on motor vehicle fuel licensees, other
26 than motor vehicle fuel distributors.

27 (7) Beginning July 1, 2015, an additional and cumulative motor
28 vehicle fuel tax rate of five cents per gallon on motor vehicle fuel
29 shall be imposed on motor vehicle fuel licensees, other than motor
30 vehicle fuel distributors.

31 (8) This section takes effect only if the following are enacted
32 by June 30, 2015:

33 (a) Chapter ... (Senate Bill No. ... (S-0345/15)), Laws of 2015;

34 (b) Chapter ... (Senate Bill No. ... (S-1300/15)), Laws of 2015;

35 (c) Chapter ... (Senate Bill No. ... (S-0367/15)), Laws of 2015;

36 (d) Chapter ... (Senate Bill No. ... (S-0366/15)), Laws of 2015;

37 (e) Chapter ... (Senate Bill No. ... (S-1268/15)), Laws of 2015;

38 and

39 (f) Chapter ... (Senate Bill No. ... (S-0368/15)), Laws of 2015.

1 **Sec. 102.** RCW 82.38.030 and 2014 c 216 s 201 are each amended to
2 read as follows:

3 (1) There is levied and imposed upon fuel licensees a tax at the
4 rate of twenty-three cents per each gallon of fuel, measured at
5 standard pressure and temperature.

6 (2) Beginning July 1, 2003, an additional and cumulative tax rate
7 of five cents per each gallon of fuel, measured at standard pressure
8 and temperature is imposed on fuel licensees. This subsection (2)
9 expires when the bonds issued for transportation 2003 projects are
10 retired.

11 (3) Beginning July 1, 2005, an additional and cumulative tax rate
12 of three cents per each gallon of fuel, measured at standard pressure
13 and temperature is imposed on fuel licensees.

14 (4) Beginning July 1, 2006, an additional and cumulative tax rate
15 of three cents per each gallon of fuel, measured at standard pressure
16 and temperature is imposed on fuel licensees.

17 (5) Beginning July 1, 2007, an additional and cumulative tax rate
18 of two cents per each gallon of fuel, measured at standard pressure
19 and temperature is imposed on fuel licensees.

20 (6) Beginning July 1, 2008, an additional and cumulative tax rate
21 of one and one-half cents per each gallon of fuel, measured at
22 standard pressure and temperature is imposed on fuel licensees.

23 (7) Beginning July 1, 2015, an additional and cumulative tax rate
24 of five cents per each gallon of fuel, measured at standard pressure
25 and temperature is imposed on fuel licensees.

26 (8) Taxes are imposed when:

27 (a) Fuel is removed in this state from a terminal if the fuel is
28 removed at the rack unless the removal is by a licensed supplier or
29 distributor for direct delivery to a destination outside of the
30 state, or the removal is by a fuel supplier for direct delivery to an
31 international fuel tax agreement licensee under RCW 82.38.320;

32 (b) Fuel is removed in this state from a refinery if either of
33 the following applies:

34 (i) The removal is by bulk transfer and the refiner or the owner
35 of the fuel immediately before the removal is not a licensed
36 supplier; or

37 (ii) The removal is at the refinery rack unless the removal is to
38 a licensed supplier or distributor for direct delivery to a
39 destination outside of the state, or the removal is to a licensed

1 supplier for direct delivery to an international fuel tax agreement
2 licensee under RCW 82.38.320;

3 (c) Fuel enters into this state for sale, consumption, use, or
4 storage, unless the fuel enters this state for direct delivery to an
5 international fuel tax agreement licensee under RCW 82.38.320, if
6 either of the following applies:

7 (i) The entry is by bulk transfer and the importer is not a
8 licensed supplier; or

9 (ii) The entry is not by bulk transfer;

10 (d) Fuel enters this state by means outside the bulk transfer-
11 terminal system and is delivered directly to a licensed terminal
12 unless the owner is a licensed distributor or supplier;

13 (e) Fuel is sold or removed in this state to an unlicensed entity
14 unless there was a prior taxable removal, entry, or sale of the fuel;

15 (f) Blended fuel is removed or sold in this state by the blender
16 of the fuel. The number of gallons of blended fuel subject to tax is
17 the difference between the total number of gallons of blended fuel
18 removed or sold and the number of gallons of previously taxed fuel
19 used to produce the blended fuel;

20 (g) Dyed special fuel is used on a highway, as authorized by the
21 internal revenue code, unless the use is exempt from the fuel tax;

22 (h) Dyed special fuel is held for sale, sold, used, or is
23 intended to be used in violation of this chapter;

24 (i) Special fuel purchased by an international fuel tax agreement
25 licensee under RCW 82.38.320 is used on a highway; and

26 (j) Fuel is sold by a licensed fuel supplier to a fuel
27 distributor or fuel blender and the fuel is not removed from the bulk
28 transfer-terminal system.

29 (9) This section takes effect only if the following are enacted
30 by June 30, 2015:

31 (a) Chapter ... (Senate Bill No. ... (S-0345/15)), Laws of 2015;

32 (b) Chapter ... (Senate Bill No. ... (S-1300/15)), Laws of 2015;

33 (c) Chapter ... (Senate Bill No. ... (S-0367/15)), Laws of 2015;

34 (d) Chapter ... (Senate Bill No. ... (S-0366/15)), Laws of 2015;

35 (e) Chapter ... (Senate Bill No. ... (S-1268/15)), Laws of 2015;

36 and

37 (f) Chapter ... (Senate Bill No. ... (S-0368/15)), Laws of 2015.

38 **Sec. 103.** RCW 82.38.030 and 2015 c ... s 102 (section 102 of
39 this act) are each amended to read as follows:

1 (1) There is levied and imposed upon fuel licensees a tax at the
2 rate of twenty-three cents per each gallon of fuel, measured at
3 standard pressure and temperature.

4 (2) Beginning July 1, 2003, an additional and cumulative tax rate
5 of five cents per each gallon of fuel, measured at standard pressure
6 and temperature is imposed on fuel licensees. This subsection (2)
7 expires when the bonds issued for transportation 2003 projects are
8 retired.

9 (3) Beginning July 1, 2005, an additional and cumulative tax rate
10 of three cents per each gallon of fuel, measured at standard pressure
11 and temperature is imposed on fuel licensees.

12 (4) Beginning July 1, 2006, an additional and cumulative tax rate
13 of three cents per each gallon of fuel, measured at standard pressure
14 and temperature is imposed on fuel licensees.

15 (5) Beginning July 1, 2007, an additional and cumulative tax rate
16 of two cents per each gallon of fuel, measured at standard pressure
17 and temperature is imposed on fuel licensees.

18 (6) Beginning July 1, 2008, an additional and cumulative tax rate
19 of one and one-half cents per each gallon of fuel, measured at
20 standard pressure and temperature is imposed on fuel licensees.

21 (7) Beginning July 1, 2015, an additional and cumulative tax rate
22 of five cents per each gallon of fuel, measured at standard pressure
23 and temperature is imposed on fuel licensees.

24 (8) Beginning July 1, 2016, an additional and cumulative tax rate
25 of four and two-tenths cents per each gallon of fuel, measured at
26 standard pressure and temperature is imposed on fuel licensees.

27 (9) Beginning July 1, 2017, an additional and cumulative motor
28 vehicle fuel tax rate of two and one-half cents per each gallon of
29 fuel, measured at standard pressure and temperature is imposed on
30 fuel licensees.

31 (10) Taxes are imposed when:

32 (a) Fuel is removed in this state from a terminal if the fuel is
33 removed at the rack unless the removal is by a licensed supplier or
34 distributor for direct delivery to a destination outside of the
35 state, or the removal is by a fuel supplier for direct delivery to an
36 international fuel tax agreement licensee under RCW 82.38.320;

37 (b) Fuel is removed in this state from a refinery if either of
38 the following applies:

1 (i) The removal is by bulk transfer and the refiner or the owner
2 of the fuel immediately before the removal is not a licensed
3 supplier; or

4 (ii) The removal is at the refinery rack unless the removal is to
5 a licensed supplier or distributor for direct delivery to a
6 destination outside of the state, or the removal is to a licensed
7 supplier for direct delivery to an international fuel tax agreement
8 licensee under RCW 82.38.320;

9 (c) Fuel enters into this state for sale, consumption, use, or
10 storage, unless the fuel enters this state for direct delivery to an
11 international fuel tax agreement licensee under RCW 82.38.320, if
12 either of the following applies:

13 (i) The entry is by bulk transfer and the importer is not a
14 licensed supplier; or

15 (ii) The entry is not by bulk transfer;

16 (d) Fuel enters this state by means outside the bulk transfer-
17 terminal system and is delivered directly to a licensed terminal
18 unless the owner is a licensed distributor or supplier;

19 (e) Fuel is sold or removed in this state to an unlicensed entity
20 unless there was a prior taxable removal, entry, or sale of the fuel;

21 (f) Blended fuel is removed or sold in this state by the blender
22 of the fuel. The number of gallons of blended fuel subject to tax is
23 the difference between the total number of gallons of blended fuel
24 removed or sold and the number of gallons of previously taxed fuel
25 used to produce the blended fuel;

26 (g) Dyed special fuel is used on a highway, as authorized by the
27 internal revenue code, unless the use is exempt from the fuel tax;

28 (h) Dyed special fuel is held for sale, sold, used, or is
29 intended to be used in violation of this chapter;

30 (i) Special fuel purchased by an international fuel tax agreement
31 licensee under RCW 82.38.320 is used on a highway; and

32 (j) Fuel is sold by a licensed fuel supplier to a fuel
33 distributor or fuel blender and the fuel is not removed from the bulk
34 transfer-terminal system.

35 (11) This section takes effect only if the following are enacted
36 by June 30, 2015:

37 (a) Chapter ... (Senate Bill No. ... (S-0345/15)), Laws of 2015;

38 (b) Chapter ... (Senate Bill No. ... (S-1300/15)), Laws of 2015;

39 (c) Chapter ... (Senate Bill No. ... (S-0367/15)), Laws of 2015;

40 (d) Chapter ... (Senate Bill No. ... (S-0366/15)), Laws of 2015;

1 (e) Chapter ... (Senate Bill No. ... (S-1268/15)), Laws of 2015;
2 and
3 (f) Chapter ... (Senate Bill No. ... (S-0368/15)), Laws of 2015.

4 **Sec. 104.** RCW 46.68.090 and 2011 c 120 s 4 are each amended to
5 read as follows:

6 (1) All moneys that have accrued or may accrue to the motor
7 vehicle fund from the motor vehicle fuel tax and special fuel tax
8 shall be first expended for purposes enumerated in (a) and (b) of
9 this subsection. The remaining net tax amount shall be distributed
10 monthly by the state treasurer in accordance with subsections (2)
11 through ~~((7))~~ (8) of this section.

12 (a) For payment of refunds of motor vehicle fuel tax and special
13 fuel tax that has been paid and is refundable as provided by law;

14 (b) For payment of amounts to be expended pursuant to
15 appropriations for the administrative expenses of the offices of
16 state treasurer, state auditor, and the department of licensing of
17 the state of Washington in the administration of the motor vehicle
18 fuel tax and the special fuel tax, which sums shall be distributed
19 monthly.

20 (2) All of the remaining net tax amount collected under RCW
21 82.36.025(1) and 82.38.030(1) shall be distributed as set forth in
22 (a) through (j) of this subsection.

23 (a) For distribution to the motor vehicle fund an amount equal to
24 44.387 percent to be expended for highway purposes of the state as
25 defined in RCW 46.68.130;

26 (b) For distribution to the special category C account, hereby
27 created in the motor vehicle fund, an amount equal to 3.2609 percent
28 to be expended for special category C projects. Special category C
29 projects are category C projects that, due to high cost only, will
30 require bond financing to complete construction.

31 The following criteria, listed in order of priority, shall be
32 used in determining which special category C projects have the
33 highest priority:

- 34 (i) Accident experience;
- 35 (ii) Fatal accident experience;
- 36 (iii) Capacity to move people and goods safely and at reasonable
37 speeds without undue congestion; and
- 38 (iv) Continuity of development of the highway transportation
39 network.

1 Moneys deposited in the special category C account in the motor
2 vehicle fund may be used for payment of debt service on bonds the
3 proceeds of which are used to finance special category C projects
4 under this subsection (2)(b);

5 (c) For distribution to the Puget Sound ferry operations account
6 in the motor vehicle fund an amount equal to 2.3283 percent;

7 (d) For distribution to the Puget Sound capital construction
8 account in the motor vehicle fund an amount equal to 2.3726 percent;

9 (e) For distribution to the transportation improvement account in
10 the motor vehicle fund an amount equal to 7.5597 percent;

11 (f) For distribution to the transportation improvement account in
12 the motor vehicle fund an amount equal to 5.6739 percent and expended
13 in accordance with RCW 47.26.086;

14 (g) For distribution to the cities and towns from the motor
15 vehicle fund an amount equal to 10.6961 percent in accordance with
16 RCW 46.68.110;

17 (h) For distribution to the counties from the motor vehicle fund
18 an amount equal to 19.2287 percent: (i) Out of which there shall be
19 distributed from time to time, as directed by the department of
20 transportation, those sums as may be necessary to carry out the
21 provisions of RCW 47.56.725; and (ii) less any amounts appropriated
22 to the county road administration board to implement the provisions
23 of RCW 47.56.725(4), with the balance of such county share to be
24 distributed monthly as the same accrues for distribution in
25 accordance with RCW 46.68.120;

26 (i) For distribution to the county arterial preservation account,
27 hereby created in the motor vehicle fund an amount equal to 1.9565
28 percent. These funds shall be distributed by the county road
29 administration board to counties in proportions corresponding to the
30 number of paved arterial lane miles in the unincorporated area of
31 each county and shall be used for improvements to sustain the
32 structural, safety, and operational integrity of county arterials.
33 The county road administration board shall adopt reasonable rules and
34 develop policies to implement this program and to assure that a
35 pavement management system is used;

36 (j) For distribution to the rural arterial trust account in the
37 motor vehicle fund an amount equal to 2.5363 percent and expended in
38 accordance with RCW 36.79.020.

1 (3) The remaining net tax amount collected under RCW 82.36.025(2)
2 and 82.38.030(2) shall be distributed to the transportation 2003
3 account (nickel account).

4 (4) The remaining net tax amount collected under RCW 82.36.025(3)
5 and 82.38.030(3) shall be distributed as follows:

6 (a) 8.3333 percent shall be distributed to the incorporated
7 cities and towns of the state in accordance with RCW 46.68.110;

8 (b) 8.3333 percent shall be distributed to counties of the state
9 in accordance with RCW 46.68.120; and

10 (c) The remainder shall be distributed to the transportation
11 partnership account created in RCW 46.68.290.

12 (5) The remaining net tax amount collected under RCW 82.36.025(4)
13 and 82.38.030(4) shall be distributed as follows:

14 (a) 8.3333 percent shall be distributed to the incorporated
15 cities and towns of the state in accordance with RCW 46.68.110;

16 (b) 8.3333 percent shall be distributed to counties of the state
17 in accordance with RCW 46.68.120; and

18 (c) The remainder shall be distributed to the transportation
19 partnership account created in RCW 46.68.290.

20 (6) The remaining net tax amount collected under RCW 82.36.025
21 (5) and (6) and 82.38.030 (5) and (6) shall be distributed to the
22 transportation partnership account created in RCW 46.68.290.

23 (7) The remaining net tax amount collected under RCW 82.36.025(7)
24 and 82.38.030(7) shall be distributed to the connecting Washington
25 account created in section 106 of this act.

26 (8) Nothing in this section or in RCW 46.68.130 may be construed
27 so as to violate any terms or conditions contained in any highway
28 construction bond issues now or hereafter authorized by statute and
29 whose payment is by such statute pledged to be paid from any excise
30 taxes on motor vehicle fuel and special fuels.

31 (9) This section takes effect only if the following are enacted
32 by June 30, 2015:

33 (a) Chapter ... (Senate Bill No. ... (S-0345/15)), Laws of 2015;

34 (b) Chapter ... (Senate Bill No. ... (S-1300/15)), Laws of 2015;

35 (c) Chapter ... (Senate Bill No. ... (S-0367/15)), Laws of 2015;

36 (d) Chapter ... (Senate Bill No. ... (S-0366/15)), Laws of 2015;

37 (e) Chapter ... (Senate Bill No. ... (S-1268/15)), Laws of 2015;

38 and

39 (f) Chapter ... (Senate Bill No. ... (S-0368/15)), Laws of 2015.

1 **Sec. 105.** RCW 46.68.090 and 2013 c 225 s 645 are each amended to
2 read as follows:

3 (1) All moneys that have accrued or may accrue to the motor
4 vehicle fund from the motor vehicle fuel tax and special fuel tax
5 must be first expended for purposes enumerated in (a) and (b) of this
6 subsection. The remaining net tax amount must be distributed monthly
7 by the state treasurer in accordance with subsections (2) through
8 (~~((7))~~) (8) of this section.

9 (a) For payment of refunds of motor vehicle fuel tax and special
10 fuel tax that has been paid and is refundable as provided by law;

11 (b) For payment of amounts to be expended pursuant to
12 appropriations for the administrative expenses of the offices of
13 state treasurer, state auditor, and the department of licensing of
14 the state of Washington in the administration of the motor vehicle
15 fuel tax and the special fuel tax, which sums must be distributed
16 monthly.

17 (2) All of the remaining net tax amount collected under RCW
18 82.38.030(1) must be distributed as set forth in (a) through (j) of
19 this subsection.

20 (a) For distribution to the motor vehicle fund an amount equal to
21 44.387 percent to be expended for highway purposes of the state as
22 defined in RCW 46.68.130;

23 (b)(i) For distribution to the special category C account, hereby
24 created in the motor vehicle fund, an amount equal to 3.2609 percent
25 to be expended for special category C projects. Special category C
26 projects are category C projects that, due to high cost only, will
27 require bond financing to complete construction.

28 (ii) The following criteria, listed in order of priority, must be
29 used in determining which special category C projects have the
30 highest priority:

31 (A) Accident experience;

32 (B) Fatal accident experience;

33 (C) Capacity to move people and goods safely and at reasonable
34 speeds without undue congestion; and

35 (D) Continuity of development of the highway transportation
36 network.

37 (iii) Moneys deposited in the special category C account in the
38 motor vehicle fund may be used for payment of debt service on bonds
39 the proceeds of which are used to finance special category C projects
40 under this subsection (2)(b);

1 (c) For distribution to the Puget Sound ferry operations account
2 in the motor vehicle fund an amount equal to 2.3283 percent;

3 (d) For distribution to the Puget Sound capital construction
4 account in the motor vehicle fund an amount equal to 2.3726 percent;

5 (e) For distribution to the transportation improvement account in
6 the motor vehicle fund an amount equal to 7.5597 percent;

7 (f) For distribution to the transportation improvement account in
8 the motor vehicle fund an amount equal to 5.6739 percent and expended
9 in accordance with RCW 47.26.086;

10 (g) For distribution to the cities and towns from the motor
11 vehicle fund an amount equal to 10.6961 percent in accordance with
12 RCW 46.68.110;

13 (h) For distribution to the counties from the motor vehicle fund
14 an amount equal to 19.2287 percent: (i) Out of which there must be
15 distributed from time to time, as directed by the department of
16 transportation, those sums as may be necessary to carry out the
17 provisions of RCW 47.56.725; and (ii) less any amounts appropriated
18 to the county road administration board to implement the provisions
19 of RCW 47.56.725(4), with the balance of such county share to be
20 distributed monthly as the same accrues for distribution in
21 accordance with RCW 46.68.120;

22 (i) For distribution to the county arterial preservation account,
23 hereby created in the motor vehicle fund an amount equal to 1.9565
24 percent. These funds must be distributed by the county road
25 administration board to counties in proportions corresponding to the
26 number of paved arterial lane miles in the unincorporated area of
27 each county and must be used for improvements to sustain the
28 structural, safety, and operational integrity of county arterials.
29 The county road administration board must adopt reasonable rules and
30 develop policies to implement this program and to assure that a
31 pavement management system is used;

32 (j) For distribution to the rural arterial trust account in the
33 motor vehicle fund an amount equal to 2.5363 percent and expended in
34 accordance with RCW 36.79.020.

35 (3) The remaining net tax amount collected under RCW 82.38.030(2)
36 must be distributed to the transportation 2003 account (nickel
37 account).

38 (4) The remaining net tax amount collected under RCW 82.38.030(3)
39 must be distributed as follows:

1 (a) 8.3333 percent must be distributed to the incorporated cities
2 and towns of the state in accordance with RCW 46.68.110;

3 (b) 8.3333 percent must be distributed to counties of the state
4 in accordance with RCW 46.68.120; and

5 (c) The remainder must be distributed to the transportation
6 partnership account created in RCW 46.68.290.

7 (5) The remaining net tax amount collected under RCW 82.38.030(4)
8 must be distributed as follows:

9 (a) 8.3333 percent must be distributed to the incorporated cities
10 and towns of the state in accordance with RCW 46.68.110;

11 (b) 8.3333 percent must be distributed to counties of the state
12 in accordance with RCW 46.68.120; and

13 (c) The remainder must be distributed to the transportation
14 partnership account created in RCW 46.68.290.

15 (6) The remaining net tax amount collected under RCW 82.38.030
16 (5) and (6) must be distributed to the transportation partnership
17 account created in RCW 46.68.290.

18 (7) The remaining net tax amount collected under RCW 82.38.030
19 (7), (8), and (9) must be distributed to the connecting Washington
20 account created in section 106 of this act.

21 (8) Nothing in this section or in RCW 46.68.130 may be construed
22 so as to violate any terms or conditions contained in any highway
23 construction bond issues now or hereafter authorized by statute and
24 whose payment is by such statute pledged to be paid from any excise
25 taxes on motor vehicle fuel and special fuels.

26 (9) This section takes effect only if the following are enacted
27 by June 30, 2015:

28 (a) Chapter ... (Senate Bill No. ... (S-0345/15)), Laws of 2015;

29 (b) Chapter ... (Senate Bill No. ... (S-1300/15)), Laws of 2015;

30 (c) Chapter ... (Senate Bill No. ... (S-0367/15)), Laws of 2015;

31 (d) Chapter ... (Senate Bill No. ... (S-0366/15)), Laws of 2015;

32 (e) Chapter ... (Senate Bill No. ... (S-1268/15)), Laws of 2015;

33 and

34 (f) Chapter ... (Senate Bill No. ... (S-0368/15)), Laws of 2015.

35 NEW SECTION. Sec. 106. A new section is added to chapter 46.68
36 RCW to read as follows:

37 (1) The connecting Washington account is created in the motor
38 vehicle fund. Moneys in the account may be spent only after
39 appropriation. Expenditures from the account must be used only for

1 projects or improvements identified as connecting Washington projects
2 or improvements in a transportation appropriations act, including any
3 principal and interest on bonds authorized for the projects or
4 improvements.

5 (2) In addition to any other revenue that is directed to the
6 connecting Washington account, the following fees are deposited into
7 the account if the executive branch adopts, orders, or otherwise
8 implements any fuel standard, or sets carbon reduction requirements,
9 for fuel distributors or vehicles based upon or defined by the carbon
10 intensity of the fuel or greenhouse gas emissions, including a low
11 carbon fuel standard:

- 12 (a) Weight fees on light trucks under RCW 46.17.355(7);
- 13 (b) The portion of passenger vehicle weight fees under RCW
14 46.17.365(1) that are the result of fee increases in section 202 of
15 this act;
- 16 (c) Weight fees on passenger vehicles under RCW 46.17.365(3);
- 17 (d) The portion of commercial driver's license related fees under
18 RCW 46.25.052, 46.25.060, and 46.25.100 that are the result of fee
19 increases in sections 206 through 208 of this act; and
- 20 (e) The portion of the enhanced driver's license and identicard
21 fees under RCW 46.20.202 that are a result of fee increases in
22 section 209 of this act.

23 (3) This section takes effect only if the following are enacted
24 by June 30, 2015:

- 25 (a) Chapter ... (Senate Bill No. ... (S-0345/15)), Laws of 2015;
- 26 (b) Chapter ... (Senate Bill No. ... (S-1300/15)), Laws of 2015;
- 27 (c) Chapter ... (Senate Bill No. ... (S-0367/15)), Laws of 2015;
- 28 (d) Chapter ... (Senate Bill No. ... (S-0366/15)), Laws of 2015;
- 29 (e) Chapter ... (Senate Bill No. ... (S-1268/15)), Laws of 2015;
- 30 and
- 31 (f) Chapter ... (Senate Bill No. ... (S-0368/15)), Laws of 2015.

32 **Sec. 107.** RCW 43.84.092 and 2014 c 112 s 106, 2014 c 74 s 5, and
33 2014 c 32 s 6 are each reenacted and amended to read as follows:

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

37 (2) The treasury income account shall be utilized to pay or
38 receive funds associated with federal programs as required by the
39 federal cash management improvement act of 1990. The treasury income

1 account is subject in all respects to chapter 43.88 RCW, but no
2 appropriation is required for refunds or allocations of interest
3 earnings required by the cash management improvement act. Refunds of
4 interest to the federal treasury required under the cash management
5 improvement act fall under RCW 43.88.180 and shall not require
6 appropriation. The office of financial management shall determine the
7 amounts due to or from the federal government pursuant to the cash
8 management improvement act. The office of financial management may
9 direct transfers of funds between accounts as deemed necessary to
10 implement the provisions of the cash management improvement act, and
11 this subsection. Refunds or allocations shall occur prior to the
12 distributions of earnings set forth in subsection (4) of this
13 section.

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

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

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

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

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

1 account. Earnings derived from investing balances of the agricultural
2 permanent fund, the normal school permanent fund, the permanent
3 common school fund, the scientific permanent fund, the state
4 university permanent fund, and the state reclamation revolving
5 account shall be allocated to their respective beneficiary accounts.

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

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

15 (6) This section takes effect only if the following are enacted
16 by June 30, 2015:

17 (a) Chapter ... (Senate Bill No. ... (S-0345/15)), Laws of 2015;

18 (b) Chapter ... (Senate Bill No. ... (S-1300/15)), Laws of 2015;

19 (c) Chapter ... (Senate Bill No. ... (S-0367/15)), Laws of 2015;

20 (d) Chapter ... (Senate Bill No. ... (S-0366/15)), Laws of 2015;

21 (e) Chapter ... (Senate Bill No. ... (S-1268/15)), Laws of 2015;

22 and

23 (f) Chapter ... (Senate Bill No. ... (S-0368/15)), Laws of 2015.

24 **Sec. 108.** RCW 43.84.092 and 2014 c 112 s 107, 2014 c 74 s 6, and
25 2014 c 32 s 7 are each reenacted and amended to read as follows:

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

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

1 direct transfers of funds between accounts as deemed necessary to
2 implement the provisions of the cash management improvement act, and
3 this subsection. Refunds or allocations shall occur prior to the
4 distributions of earnings set forth in subsection (4) of this
5 section.

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

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

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

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

1 investment board expense account, the state investment board
2 commingled trust fund accounts, the state patrol highway account, the
3 state route number 520 civil penalties account, the state route
4 number 520 corridor account, the state wildlife account, the
5 supplemental pension account, the Tacoma Narrows toll bridge account,
6 the teachers' retirement system plan 1 account, the teachers'
7 retirement system combined plan 2 and plan 3 account, the tobacco
8 prevention and control account, the tobacco settlement account, the
9 toll facility bond retirement account, the transportation 2003
10 account (nickel account), the transportation equipment fund, the
11 transportation fund, the transportation improvement account, the
12 transportation improvement board bond retirement account, the
13 transportation infrastructure account, the transportation partnership
14 account, the traumatic brain injury account, the tuition recovery
15 trust fund, the University of Washington bond retirement fund, the
16 University of Washington building account, the volunteer
17 firefighters' and reserve officers' relief and pension principal
18 fund, the volunteer firefighters' and reserve officers'
19 administrative fund, the Washington judicial retirement system
20 account, the Washington law enforcement officers' and firefighters'
21 system plan 1 retirement account, the Washington law enforcement
22 officers' and firefighters' system plan 2 retirement account, the
23 Washington public safety employees' plan 2 retirement account, the
24 Washington school employees' retirement system combined plan 2 and 3
25 account, the Washington state health insurance pool account, the
26 Washington state patrol retirement account, the Washington State
27 University building account, the Washington State University bond
28 retirement fund, the water pollution control revolving administration
29 account, the water pollution control revolving fund, the Western
30 Washington University capital projects account, the Yakima integrated
31 plan implementation account, the Yakima integrated plan
32 implementation revenue recovery account, and the Yakima integrated
33 plan implementation taxable bond account. Earnings derived from
34 investing balances of the agricultural permanent fund, the normal
35 school permanent fund, the permanent common school fund, the
36 scientific permanent fund, the state university permanent fund, and
37 the state reclamation revolving account shall be allocated to their
38 respective beneficiary accounts.

39 (b) Any state agency that has independent authority over accounts
40 or funds not statutorily required to be held in the state treasury

1 that deposits funds into a fund or account in the state treasury
2 pursuant to an agreement with the office of the state treasurer shall
3 receive its proportionate share of earnings based upon each account's
4 or fund's average daily balance for the period.

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

8 (6) This section takes effect only if the following are enacted
9 by June 30, 2015:

10 (a) Chapter ... (Senate Bill No. ... (S-0345/15)), Laws of 2015;

11 (b) Chapter ... (Senate Bill No. ... (S-1300/15)), Laws of 2015;

12 (c) Chapter ... (Senate Bill No. ... (S-0367/15)), Laws of 2015;

13 (d) Chapter ... (Senate Bill No. ... (S-0366/15)), Laws of 2015;

14 (e) Chapter ... (Senate Bill No. ... (S-1268/15)), Laws of 2015;

15 and

16 (f) Chapter ... (Senate Bill No. ... (S-0368/15)), Laws of 2015.

17 **Nonhighway Refunds**

18 **Sec. 109.** RCW 46.09.520 and 2010 1st sp.s. c 37 s 936 and 2010 c
19 161 s 222 are each reenacted and amended to read as follows:

20 (1) From time to time, but at least once each year, the state
21 treasurer shall refund from the motor vehicle fund one percent of the
22 motor vehicle fuel tax revenues collected under chapter 82.36 RCW,
23 based on a tax rate of: (a) Nineteen cents per gallon of motor
24 vehicle fuel from July 1, 2003, through June 30, 2005; (b) twenty
25 cents per gallon of motor vehicle fuel from July 1, 2005, through
26 June 30, 2007; (c) twenty-one cents per gallon of motor vehicle fuel
27 from July 1, 2007, through June 30, 2009; (d) twenty-two cents per
28 gallon of motor vehicle fuel from July 1, 2009, through June 30,
29 2011; ~~((and))~~ (e) twenty-three cents per gallon of motor vehicle fuel
30 beginning July 1, 2011; and (f) twenty-eight cents per gallon of
31 motor vehicle fuel beginning July 1, 2015, and thereafter, less
32 proper deductions for refunds and costs of collection as provided in
33 RCW 46.68.090.

34 (2) The treasurer shall place these funds in the general fund as
35 follows:

36 (a) Thirty-six percent shall be credited to the ORV and
37 nonhighway vehicle account and administered by the department of
38 natural resources solely for acquisition, planning, development,

1 maintenance, and management of ORV, nonmotorized, and nonhighway road
2 recreation facilities, and information programs and maintenance of
3 nonhighway roads;

4 (b) Three and one-half percent shall be credited to the ORV and
5 nonhighway vehicle account and administered by the department of fish
6 and wildlife solely for the acquisition, planning, development,
7 maintenance, and management of ORV, nonmotorized, and nonhighway road
8 recreation facilities and the maintenance of nonhighway roads;

9 (c) Two percent shall be credited to the ORV and nonhighway
10 vehicle account and administered by the parks and recreation
11 commission solely for the acquisition, planning, development,
12 maintenance, and management of ORV, nonmotorized, and nonhighway road
13 recreation facilities; and

14 (d) Fifty-eight and one-half percent shall be credited to the
15 nonhighway and off-road vehicle activities program account to be
16 administered by the board for planning, acquisition, development,
17 maintenance, and management of ORV, nonmotorized, and nonhighway road
18 recreation facilities and for education, information, and law
19 enforcement programs. The funds under this subsection shall be
20 expended in accordance with the following limitations:

21 (i) Not more than thirty percent may be expended for education,
22 information, and law enforcement programs under this chapter;

23 (ii) Not less than seventy percent may be expended for ORV,
24 nonmotorized, and nonhighway road recreation facilities. Except as
25 provided in (d)(iii) of this subsection, of this amount:

26 (A) Not less than thirty percent, together with the funds the
27 board receives under RCW 46.68.045, may be expended for ORV
28 recreation facilities;

29 (B) Not less than thirty percent may be expended for nonmotorized
30 recreation facilities. Funds expended under this subsection
31 (2)(d)(ii)(B) shall be known as Ira Spring outdoor recreation
32 facilities funds; and

33 (C) Not less than thirty percent may be expended for nonhighway
34 road recreation facilities;

35 (iii) The board may waive the minimum percentage cited in (d)(ii)
36 of this subsection due to insufficient requests for funds or projects
37 that score low in the board's project evaluation. Funds remaining
38 after such a waiver must be allocated in accordance with board
39 policy.

1 (3) On a yearly basis an agency may not, except as provided in
2 RCW 46.68.045, expend more than ten percent of the funds it receives
3 under this chapter for general administration expenses incurred in
4 carrying out this chapter.

5 (4) During the 2009-2011 fiscal biennium, the legislature may
6 appropriate such amounts as reflect the excess fund balance in the
7 NOVA account to the department of natural resources to install
8 consistent off-road vehicle signage at department-managed recreation
9 sites, and to implement the recreation opportunities on department-
10 managed lands in the Reiter block and Ahtanum state forest, and to
11 the state parks and recreation commission. The legislature finds that
12 the appropriation of funds from the NOVA account during the 2009-2011
13 fiscal biennium for maintenance and operation of state parks or to
14 improve accessibility for boaters and off-road vehicle users at state
15 parks will benefit boaters and off-road vehicle users and others who
16 use nonhighway and nonmotorized recreational facilities. The
17 appropriations under this subsection are not required to follow the
18 specific distribution specified in subsection (2) of this section.

19 (5) This section takes effect only if the following are enacted
20 by June 30, 2015:

21 (a) Chapter ... (Senate Bill No. ... (S-0345/15)), Laws of 2015;

22 (b) Chapter ... (Senate Bill No. ... (S-1300/15)), Laws of 2015;

23 (c) Chapter ... (Senate Bill No. ... (S-0367/15)), Laws of 2015;

24 (d) Chapter ... (Senate Bill No. ... (S-0366/15)), Laws of 2015;

25 (e) Chapter ... (Senate Bill No. ... (S-1268/15)), Laws of 2015;

26 and

27 (f) Chapter ... (Senate Bill No. ... (S-0368/15)), Laws of 2015.

28 **Sec. 110.** RCW 46.09.520 and 2015 c ... s 109 (section 109 of
29 this act) are each amended to read as follows:

30 (1) From time to time, but at least once each year, the state
31 treasurer must refund from the motor vehicle fund one percent of the
32 motor vehicle fuel tax revenues collected under chapter 82.38 RCW,
33 based on a tax rate of: (a) Nineteen cents per gallon of motor
34 vehicle fuel from July 1, 2003, through June 30, 2005; (b) twenty
35 cents per gallon of motor vehicle fuel from July 1, 2005, through
36 June 30, 2007; (c) twenty-one cents per gallon of motor vehicle fuel
37 from July 1, 2007, through June 30, 2009; (d) twenty-two cents per
38 gallon of motor vehicle fuel from July 1, 2009, through June 30,
39 2011; (e) twenty-three cents per gallon of motor vehicle fuel

1 beginning July 1, 2011; ~~((and))~~ (f) twenty-eight cents per gallon of
2 motor vehicle fuel beginning July 1, 2015; (g) thirty-two and two-
3 tenths cents per gallon of motor vehicle fuel beginning July 1, 2016;
4 and (h) thirty-four and seven-tenths cents per gallon of motor
5 vehicle fuel beginning July 1, 2017, and thereafter, less proper
6 deductions for refunds and costs of collection as provided in RCW
7 46.68.090.

8 (2) The treasurer must place these funds in the general fund as
9 follows:

10 (a) Thirty-six percent must be credited to the ORV and nonhighway
11 vehicle account and administered by the department of natural
12 resources solely for acquisition, planning, development, maintenance,
13 and management of ORV, nonmotorized, and nonhighway road recreation
14 facilities, and information programs and maintenance of nonhighway
15 roads;

16 (b) Three and one-half percent must be credited to the ORV and
17 nonhighway vehicle account and administered by the department of fish
18 and wildlife solely for the acquisition, planning, development,
19 maintenance, and management of ORV, nonmotorized, and nonhighway road
20 recreation facilities and the maintenance of nonhighway roads;

21 (c) Two percent must be credited to the ORV and nonhighway
22 vehicle account and administered by the parks and recreation
23 commission solely for the acquisition, planning, development,
24 maintenance, and management of ORV, nonmotorized, and nonhighway road
25 recreation facilities; and

26 (d) Fifty-eight and one-half percent must be credited to the
27 nonhighway and off-road vehicle activities program account to be
28 administered by the board for planning, acquisition, development,
29 maintenance, and management of ORV, nonmotorized, and nonhighway road
30 recreation facilities and for education, information, and law
31 enforcement programs. The funds under this subsection must be
32 expended in accordance with the following limitations:

33 (i) Not more than thirty percent may be expended for education,
34 information, and law enforcement programs under this chapter;

35 (ii) Not less than seventy percent may be expended for ORV,
36 nonmotorized, and nonhighway road recreation facilities. Except as
37 provided in (d)(iii) of this subsection, of this amount:

38 (A) Not less than thirty percent, together with the funds the
39 board receives under RCW 46.68.045, may be expended for ORV
40 recreation facilities;

1 (B) Not less than thirty percent may be expended for nonmotorized
2 recreation facilities. Funds expended under this subsection
3 (2)(d)(ii)(B) are known as Ira Spring outdoor recreation facilities
4 funds; and

5 (C) Not less than thirty percent may be expended for nonhighway
6 road recreation facilities;

7 (iii) The board may waive the minimum percentage cited in (d)(ii)
8 of this subsection due to insufficient requests for funds or projects
9 that score low in the board's project evaluation. Funds remaining
10 after such a waiver must be allocated in accordance with board
11 policy.

12 (3) On a yearly basis an agency may not, except as provided in
13 RCW 46.68.045, expend more than ten percent of the funds it receives
14 under this chapter for general administration expenses incurred in
15 carrying out this chapter.

16 (4) During the 2009-2011 fiscal biennium, the legislature may
17 appropriate such amounts as reflect the excess fund balance in the
18 NOVA account to the department of natural resources to install
19 consistent off-road vehicle signage at department-managed recreation
20 sites, and to implement the recreation opportunities on department-
21 managed lands in the Reiter block and Ahtanum state forest, and to
22 the state parks and recreation commission. The legislature finds that
23 the appropriation of funds from the NOVA account during the 2009-2011
24 fiscal biennium for maintenance and operation of state parks or to
25 improve accessibility for boaters and off-road vehicle users at state
26 parks will benefit boaters and off-road vehicle users and others who
27 use nonhighway and nonmotorized recreational facilities. The
28 appropriations under this subsection are not required to follow the
29 specific distribution specified in subsection (2) of this section.

30 (5) This section takes effect only if the following are enacted
31 by June 30, 2015:

32 (a) Chapter ... (Senate Bill No. ... (S-0345/15)), Laws of 2015;

33 (b) Chapter ... (Senate Bill No. ... (S-1300/15)), Laws of 2015;

34 (c) Chapter ... (Senate Bill No. ... (S-0367/15)), Laws of 2015;

35 (d) Chapter ... (Senate Bill No. ... (S-0366/15)), Laws of 2015;

36 (e) Chapter ... (Senate Bill No. ... (S-1268/15)), Laws of 2015;

37 and

38 (f) Chapter ... (Senate Bill No. ... (S-0368/15)), Laws of 2015.

1 **Sec. 111.** RCW 46.10.530 and 2003 c 361 s 408 are each amended to
2 read as follows:

3 From time to time, but at least once each four years, the
4 department shall determine the amount of moneys paid to it as motor
5 vehicle fuel tax that is tax on snowmobile fuel. Such determination
6 shall use one hundred thirty-five gallons as the average yearly fuel
7 usage per snowmobile, the number of registered snowmobiles during the
8 calendar year under determination, and a fuel tax rate of: (1)
9 Nineteen cents per gallon of motor vehicle fuel from July 1, 2003,
10 through June 30, 2005; (2) twenty cents per gallon of motor vehicle
11 fuel from July 1, 2005, through June 30, 2007; (3) twenty-one cents
12 per gallon of motor vehicle fuel from July 1, 2007, through June 30,
13 2009; (4) twenty-two cents per gallon of motor vehicle fuel from July
14 1, 2009, through June 30, 2011; (~~and~~) (5) twenty-three cents per
15 gallon of motor vehicle fuel beginning July 1, 2011; (6) twenty-eight
16 cents per gallon of motor vehicle fuel beginning July 1, 2015; (7)
17 thirty-two and two-tenths cents per gallon of motor vehicle fuel
18 beginning July 1, 2016; and (8) thirty-four and seven-tenths cents
19 per gallon of motor vehicle fuel beginning July 1, 2017, and
20 thereafter.

21 This section takes effect only if the following are enacted by
22 June 30, 2015:

- 23 (a) Chapter ... (Senate Bill No. ... (S-0345/15)), Laws of 2015;
24 (b) Chapter ... (Senate Bill No. ... (S-1300/15)), Laws of 2015;
25 (c) Chapter ... (Senate Bill No. ... (S-0367/15)), Laws of 2015;
26 (d) Chapter ... (Senate Bill No. ... (S-0366/15)), Laws of 2015;
27 (e) Chapter ... (Senate Bill No. ... (S-1268/15)), Laws of 2015;
28 and
29 (f) Chapter ... (Senate Bill No. ... (S-0368/15)), Laws of 2015.

30 **Sec. 112.** RCW 79A.25.070 and 2010 c 23 s 3 are each amended to
31 read as follows:

32 Upon expiration of the time limited by RCW 82.36.330 for claiming
33 of refunds of tax on marine fuel, the state of Washington shall
34 succeed to the right to such refunds. The director of licensing,
35 after taking into account past and anticipated claims for refunds
36 from and deposits to the marine fuel tax refund account, shall
37 request the state treasurer to transfer monthly from the marine fuel
38 tax refund account an amount equal to the proportion of the moneys in
39 the account representing a motor vehicle fuel tax rate of: (1)

1 Nineteen cents per gallon of motor vehicle fuel from July 1, 2003,
2 through June 30, 2005; (2) twenty cents per gallon of motor vehicle
3 fuel from July 1, 2005, through June 30, 2007; (3) twenty-one cents
4 per gallon of motor vehicle fuel from July 1, 2007, through June 30,
5 2009; (4) twenty-two cents per gallon of motor vehicle fuel from July
6 1, 2009, through June 30, 2011; (~~and~~) (5) twenty-three cents per
7 gallon of motor vehicle fuel beginning July 1, 2011; (6) twenty-eight
8 cents per gallon of motor vehicle fuel beginning July 1, 2015; (7)
9 thirty-two and two-tenths cents per gallon of motor vehicle fuel
10 beginning July 1, 2016; and (8) thirty-four and seven-tenths cents
11 per gallon of motor vehicle fuel beginning July 1, 2017, and
12 thereafter, to the recreation resource account and the remainder to
13 the motor vehicle fund.

14 This section takes effect only if the following are enacted by
15 June 30, 2015:

16 (a) Chapter ... (Senate Bill No. ... (S-0345/15)), Laws of 2015;

17 (b) Chapter ... (Senate Bill No. ... (S-1300/15)), Laws of 2015;

18 (c) Chapter ... (Senate Bill No. ... (S-0367/15)), Laws of 2015;

19 (d) Chapter ... (Senate Bill No. ... (S-0366/15)), Laws of 2015;

20 (e) Chapter ... (Senate Bill No. ... (S-1268/15)), Laws of 2015;

21 and

22 (f) Chapter ... (Senate Bill No. ... (S-0368/15)), Laws of 2015.

23 **Handling Loss Deduction**

24 NEW SECTION. Sec. 113. (1) RCW 82.38.083 (Deductions—Handling
25 losses—Reports) and 2013 c 225 s 205 are each repealed.

26 (2) This section takes effect only if the following are enacted
27 by June 30, 2015:

28 (a) Chapter ... (Senate Bill No. ... (S-0345/15)), Laws of 2015;

29 (b) Chapter ... (Senate Bill No. ... (S-1300/15)), Laws of 2015;

30 (c) Chapter ... (Senate Bill No. ... (S-0367/15)), Laws of 2015;

31 (d) Chapter ... (Senate Bill No. ... (S-0366/15)), Laws of 2015;

32 (e) Chapter ... (Senate Bill No. ... (S-1268/15)), Laws of 2015;

33 and

34 (f) Chapter ... (Senate Bill No. ... (S-0368/15)), Laws of 2015.

35 **PART II**

36 **FEES**

37 **License Fees By Weight & Freight Project Fee**

1 **Sec. 201.** RCW 46.17.355 and 2011 c 171 s 61 are each amended to
2 read as follows:

3 (1) In lieu of the vehicle license fee required under RCW
4 46.17.350 and before accepting an application for a vehicle
5 registration for motor vehicles described in RCW 46.16A.455, the
6 department, county auditor or other agent, or subagent appointed by
7 the director shall require the applicant, unless specifically exempt,
8 to pay the following license fee by weight:

9	WEIGHT	SCHEDULE A	SCHEDULE B
10	4,000 pounds	(\$38.00) <u>\$ 53.00</u>	(\$38.00) <u>\$ 53.00</u>
11	6,000 pounds	(\$48.00) <u>\$ 73.00</u>	(\$48.00) <u>\$ 73.00</u>
12	8,000 pounds	(\$58.00) <u>\$ 93.00</u>	(\$58.00) <u>\$ 93.00</u>
13	10,000 pounds	(\$60.00) <u>\$ 93.00</u>	(\$60.00) <u>\$ 93.00</u>
14	12,000 pounds	(\$77.00) <u>\$ 81.00</u>	(\$77.00) <u>\$ 81.00</u>
15	14,000 pounds	\$ 88.00	\$ 88.00
16	16,000 pounds	\$ 100.00	\$ 100.00
17	18,000 pounds	\$ 152.00	\$ 152.00
18	20,000 pounds	\$ 169.00	\$ 169.00
19	22,000 pounds	\$ 183.00	\$ 183.00
20	24,000 pounds	\$ 198.00	\$ 198.00
21	26,000 pounds	\$ 209.00	\$ 209.00
22	28,000 pounds	\$ 247.00	\$ 247.00
23	30,000 pounds	\$ 285.00	\$ 285.00
24	32,000 pounds	\$ 344.00	\$ 344.00
25	34,000 pounds	\$ 366.00	\$ 366.00
26	36,000 pounds	\$ 397.00	\$ 397.00
27	38,000 pounds	\$ 436.00	\$ 436.00
28	40,000 pounds	\$ 499.00	\$ 499.00
29	42,000 pounds	\$ 519.00	\$ 609.00
30	44,000 pounds	\$ 530.00	\$ 620.00
31	46,000 pounds	\$ 570.00	\$ 660.00
32	48,000 pounds	\$ 594.00	\$ 684.00
33	50,000 pounds	\$ 645.00	\$ 735.00
34	52,000 pounds	\$ 678.00	\$ 768.00

1	54,000 pounds	\$ 732.00	\$ 822.00
2	56,000 pounds	\$ 773.00	\$ 863.00
3	58,000 pounds	\$ 804.00	\$ 894.00
4	60,000 pounds	\$ 857.00	\$ 947.00
5	62,000 pounds	\$ 919.00	\$ 1,009.00
6	64,000 pounds	\$ 939.00	\$ 1,029.00
7	66,000 pounds	\$ 1,046.00	\$ 1,136.00
8	68,000 pounds	\$ 1,091.00	\$ 1,181.00
9	70,000 pounds	\$ 1,175.00	\$ 1,265.00
10	72,000 pounds	\$ 1,257.00	\$ 1,347.00
11	74,000 pounds	\$ 1,366.00	\$ 1,456.00
12	76,000 pounds	\$ 1,476.00	\$ 1,566.00
13	78,000 pounds	\$ 1,612.00	\$ 1,702.00
14	80,000 pounds	\$ 1,740.00	\$ 1,830.00
15	82,000 pounds	\$ 1,861.00	\$ 1,951.00
16	84,000 pounds	\$ 1,981.00	\$ 2,071.00
17	86,000 pounds	\$ 2,102.00	\$ 2,192.00
18	88,000 pounds	\$ 2,223.00	\$ 2,313.00
19	90,000 pounds	\$ 2,344.00	\$ 2,434.00
20	92,000 pounds	\$ 2,464.00	\$ 2,554.00
21	94,000 pounds	\$ 2,585.00	\$ 2,675.00
22	96,000 pounds	\$ 2,706.00	\$ 2,796.00
23	98,000 pounds	\$ 2,827.00	\$ 2,917.00
24	100,000 pounds	\$ 2,947.00	\$ 3,037.00
25	102,000 pounds	\$ 3,068.00	\$ 3,158.00
26	104,000 pounds	\$ 3,189.00	\$ 3,279.00
27	105,500 pounds	\$ 3,310.00	\$ 3,400.00

28 (2) Schedule A applies to vehicles either used exclusively for
29 hauling logs or that do not tow trailers. Schedule B applies to
30 vehicles that tow trailers and are not covered under Schedule A.

31 (3) If the resultant gross weight is not listed in the table
32 provided in subsection (1) of this section, it must be increased to
33 the next higher weight.

1 (4) The license fees provided in subsection (1) of this section
2 and the freight project fee provided in subsection (6) of this
3 section are in addition to the filing fee required under RCW
4 46.17.005 and any other fee or tax required by law.

5 (5) The license fee based on declared gross weight as provided in
6 subsection (1) of this section must be distributed under RCW
7 46.68.035.

8 (6) In addition to the license fee based on declared gross weight
9 as provided in subsection (1) of this section, the department, county
10 auditor or other agent, or subagent appointed by the director must
11 require an applicant with a vehicle with a declared gross weight of
12 more than 10,000 pounds, unless specifically exempt, to pay a freight
13 project fee equal to fifteen percent of the license fee provided in
14 subsection (1) of this section, rounded to the nearest whole dollar,
15 which must be distributed under RCW 46.68.035.

16 (7) Beginning July 1, 2022, in addition to the license fee based
17 on declared gross weight as provided in subsection (1) of this
18 section, the department, county auditor or other agent, or subagent
19 appointed by the director must require an applicant with a vehicle
20 with a declared gross weight of less than 12,000 pounds, unless
21 specifically exempt, to pay an additional weight fee of eight
22 dollars, which must be distributed to the multimodal transportation
23 account under RCW 47.66.070 unless the executive branch adopts,
24 orders, or otherwise implements any fuel standard, or sets carbon
25 reduction requirements, for fuel distributors or vehicles based upon
26 or defined by the carbon intensity of the fuel or greenhouse gas
27 emissions, including a low carbon fuel standard, in which case the
28 fee must be distributed to the connecting Washington account created
29 under section 106 of this act.

30 (8) This section takes effect only if the following are enacted
31 by June 30, 2015:

- 32 (a) Chapter ... (Senate Bill No. ... (S-0345/15)), Laws of 2015;
33 (b) Chapter ... (Senate Bill No. ... (S-1300/15)), Laws of 2015;
34 (c) Chapter ... (Senate Bill No. ... (S-0367/15)), Laws of 2015;
35 (d) Chapter ... (Senate Bill No. ... (S-0366/15)), Laws of 2015;
36 (e) Chapter ... (Senate Bill No. ... (S-1268/15)), Laws of 2015;

37 and

- 38 (f) Chapter ... (Senate Bill No. ... (S-0368/15)), Laws of 2015.

1 **Sec. 202.** RCW 46.17.365 and 2010 c 161 s 533 are each amended to
2 read as follows:

3 (1) A person applying for a motor vehicle registration and paying
4 the vehicle license fee required in RCW 46.17.350(1) (a), (d), (e),
5 (h), (j), (n), and (o) shall pay a motor vehicle weight fee in
6 addition to all other fees and taxes required by law. The motor
7 vehicle weight fee:

8 (a) Must be based on the motor vehicle scale weight as follows:

<u>WEIGHT</u>	<u>FEE</u>
<u>4,000 pounds</u>	<u>\$ 25.00</u>
<u>6,000 pounds</u>	<u>\$ 45.00</u>
<u>8,000 pounds</u>	<u>\$ 65.00</u>
<u>16,000 pounds and over</u>	<u>\$ 72.00;</u>

14 (b) ~~((Is the difference determined by subtracting the vehicle~~
15 ~~license fee required in RCW 46.17.350 from the license fee in~~
16 ~~Schedule B of RCW 46.17.355, plus two dollars)) If the resultant~~
17 ~~motor vehicle scale weight is not listed in the table provided in (a)~~
18 ~~of this subsection, must be increased to the next highest weight; and~~

19 (c) Must be distributed under RCW 46.68.415 unless the executive
20 branch adopts, orders, or otherwise implements any fuel standard, or
21 sets carbon reduction requirements, for fuel distributors or vehicles
22 based upon or defined by the carbon intensity of the fuel or
23 greenhouse gas emissions, including a low carbon fuel standard, in
24 which case the portion of revenue that is the result of fee increases
25 in this section (section 202 of this act) must be distributed to the
26 connecting Washington account created under section 106 of this act.

27 (2) A person applying for a motor home vehicle registration
28 shall, in lieu of the motor vehicle weight fee required in subsection
29 (1) of this section, pay a motor home vehicle weight fee of seventy-
30 five dollars in addition to all other fees and taxes required by law.
31 The motor home vehicle weight fee must be distributed under RCW
32 46.68.415.

33 (3) Beginning July 1, 2022, in addition to the motor vehicle
34 weight fee as provided in subsection (1) of this section, the
35 department, county auditor or other agent, or subagent appointed by
36 the director must require an applicant to pay an additional weight
37 fee of eight dollars, which must be distributed to the multimodal
38 transportation account under RCW 47.66.070 unless the executive

1 branch adopts, orders, or otherwise implements any fuel standard, or
2 sets carbon reduction requirements, for fuel distributors or vehicles
3 based upon or defined by the carbon intensity of the fuel or
4 greenhouse gas emissions, including a low carbon fuel standard, in
5 which case the fee must be distributed to the connecting Washington
6 account created under section 106 of this act.

7 (4) The department shall:

8 (a) Rely on motor vehicle empty scale weights provided by vehicle
9 manufacturers, or other sources defined by the department, to
10 determine the weight of each motor vehicle; and

11 (b) Adopt rules for determining weight for vehicles without
12 manufacturer empty scale weights.

13 (5) This section takes effect only if the following are enacted
14 by June 30, 2015:

15 (a) Chapter ... (Senate Bill No. ... (S-0345/15)), Laws of 2015;

16 (b) Chapter ... (Senate Bill No. ... (S-1300/15)), Laws of 2015;

17 (c) Chapter ... (Senate Bill No. ... (S-0367/15)), Laws of 2015;

18 (d) Chapter ... (Senate Bill No. ... (S-0366/15)), Laws of 2015;

19 (e) Chapter ... (Senate Bill No. ... (S-1268/15)), Laws of 2015;

20 and

21 (f) Chapter ... (Senate Bill No. ... (S-0368/15)), Laws of 2015.

22 NEW SECTION. Sec. 203. Sections 201 and 202 of this act apply
23 to vehicle registrations that are due or become due on or after July
24 1, 2016.

25 **Electric Vehicle Fee**

26 **Sec. 204.** RCW 46.17.323 and 2012 c 74 s 10 are each amended to
27 read as follows:

28 (1) Before accepting an application for an annual vehicle
29 registration renewal for ((an—electric)) a vehicle that uses
30 ((propulsion units powered solely by)) at least one method of
31 propulsion that is capable of being reenergized by an external source
32 of electricity, the department, county auditor or other agent, or
33 subagent appointed by the director must require the applicant to pay
34 a one hundred dollar fee in addition to any other fees and taxes
35 required by law. The one hundred dollar fee is due only at the time
36 of annual registration renewal.

37 (2) This section only applies to:

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

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

5 (3)(a) The fee under this section is imposed to provide funds to
6 mitigate the impact of vehicles on state roads and highways and for
7 the purpose of evaluating the feasibility of transitioning from a
8 revenue collection system based on fuel taxes to a road user
9 assessment system, and is separate and distinct from other vehicle
10 license fees. Proceeds from the fee must be (~~used for highway~~
11 ~~purposes, and~~) deposited into the transportation innovative
12 partnership account created in RCW 47.29.230 for the purpose of
13 creating and funding the Washington electric vehicle infrastructure
14 bank as provided in section 401 of this act. By July 1, 2026, or once
15 the total number of electric vehicles subject to this fee has reached
16 one-half of one percent of the state's total registered vehicle
17 fleet, whichever occurs first, or if the executive branch adopts,
18 orders, or otherwise implements any fuel standard, or sets carbon
19 reduction requirements, for fuel distributors or vehicles based upon
20 or defined by the carbon intensity of the fuel or greenhouse gas
21 emissions, including a low carbon fuel standard, proceeds must be
22 deposited in the motor vehicle fund created in RCW 46.68.070(~~or~~
23 subject to)) and distributed in the manner provided in (b) of this
24 subsection.

25 (b) (~~If in any year the amount of proceeds from the fee~~
26 ~~collected under this section exceeds one million dollars, the excess~~
27 ~~amount over one million dollars must be deposited~~) Any fee proceeds
28 eligible for deposit in the motor vehicle fund must be distributed as
29 follows:

30 (i) Seventy percent to the motor vehicle fund created in RCW
31 46.68.070;

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

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

36 (4) This section takes effect only if the following are enacted
37 by June 30, 2015:

38 (a) Chapter ... (Senate Bill No. ... (S-0345/15)), Laws of 2015;

39 (b) Chapter ... (Senate Bill No. ... (S-1300/15)), Laws of 2015;

40 (c) Chapter ... (Senate Bill No. ... (S-0367/15)), Laws of 2015;

1 (d) Chapter ... (Senate Bill No. ... (S-0366/15)), Laws of 2015;
2 (e) Chapter ... (Senate Bill No. ... (S-1268/15)), Laws of 2015;
3 and
4 (f) Chapter ... (Senate Bill No. ... (S-0368/15)), Laws of 2015.

5 NEW SECTION. **Sec. 205.** Section 204 of this act applies to
6 vehicle registrations that are due or become due on or after July 1,
7 2017.

8 **Commercial Driver's License Fees**

9 **Sec. 206.** RCW 46.25.052 and 2013 c 224 s 5 are each amended to
10 read as follows:

11 (1) The department may issue a CLP to an applicant who is at
12 least eighteen years of age and holds a valid Washington state
13 driver's license and who has:

14 (a) Submitted an application on a form or in a format provided by
15 the department;

16 (b) Passed the general knowledge examination required for
17 issuance of a CDL under RCW 46.25.060 for the commercial motor
18 vehicle classification in which the applicant operates or expects to
19 operate; and

20 (c) Paid the appropriate examination fee or fees and an
21 application fee of (~~ten~~) forty dollars.

22 (2) A CLP must be marked "commercial learner's permit" or "CLP,"
23 and must be, to the maximum extent practicable, tamperproof. Other
24 than a photograph of the applicant, it must include, but not be
25 limited to, the information required on a CDL under RCW 46.25.080(1).

26 (3) The holder of a CLP may drive a commercial motor vehicle on a
27 highway only when in possession of a valid driver's license and
28 accompanied by the holder of a valid CDL who has the proper CDL
29 classification and endorsement or endorsements necessary to operate
30 the commercial motor vehicle. The CDL holder must at all times be
31 physically present in the front seat of the vehicle next to the CLP
32 holder or, in the case of a passenger vehicle, directly behind or in
33 the first row behind the driver and must have the CLP holder under
34 observation and direct supervision.

35 (4) A CLP may be classified in the same manner as a CDL under RCW
36 46.25.080(2)(a).

1 (5) CLPs may be issued with only P, S, or N endorsements as
2 described in RCW 46.25.080(2)(b).

3 (a) The holder of a CLP with a P endorsement must have taken and
4 passed the P endorsement knowledge examination. The holder of a CLP
5 with a P endorsement is prohibited from operating a commercial motor
6 vehicle carrying passengers other than authorized employees or
7 representatives of the department and the federal motor carrier
8 safety administration, examiners, other trainees, and the CDL holder
9 accompanying the CLP holder as required under subsection (2) of this
10 section. The P endorsement must be class specific.

11 (b) The holder of a CLP with an S endorsement must have taken and
12 passed the S endorsement knowledge examination. The holder of a CLP
13 with an S endorsement is prohibited from operating a school bus with
14 passengers other than authorized employees or representatives of the
15 department and the federal motor carrier safety administration,
16 examiners, other trainees, and the CDL holder accompanying the CLP
17 holder as required under subsection (2) of this section.

18 (c) The holder of a CLP with an N endorsement must have taken and
19 passed the N endorsement knowledge examination. The holder of a CLP
20 with an N endorsement may only operate an empty tank vehicle and is
21 prohibited from operating any tank vehicle that previously contained
22 hazardous materials and has not been purged of any residue.

23 (6) A CLP may be issued with appropriate restrictions as
24 described in RCW 46.25.080(2)(c). In addition, a CLP may be issued
25 with the following restrictions:

26 (a) "P" restricts the driver from operating a bus with
27 passengers;

28 (b) "X" restricts the driver from operating a tank vehicle that
29 contains cargo; and

30 (c) Any restriction as established by rule of the department.

31 (7) The holder of a CLP is not authorized to operate a commercial
32 motor vehicle transporting hazardous materials.

33 (8) A CLP may not be issued for a period to exceed one hundred
34 eighty days. The department may renew the CLP for one additional one
35 hundred eighty-day period without requiring the CLP holder to retake
36 the general and endorsement knowledge examinations.

37 (9) The department must transmit the fees collected for CLPs to
38 the state treasurer for deposit in the highway safety fund unless the
39 executive branch adopts, orders, or otherwise implements any fuel
40 standard, or sets carbon reduction requirements, for fuel

1 distributors or vehicles based upon or defined by the carbon
2 intensity of the fuel or greenhouse gas emissions, including a low
3 carbon fuel standard, in which case the portion of revenue that is
4 the result of fee increases in this section (section 206 of this act)
5 must be distributed to the connecting Washington account created
6 under section 106 of this act.

7 (10) This section takes effect only if the following are enacted
8 by June 30, 2015:

9 (a) Chapter ... (Senate Bill No. ... (S-0345/15)), Laws of 2015;

10 (b) Chapter ... (Senate Bill No. ... (S-1300/15)), Laws of 2015;

11 (c) Chapter ... (Senate Bill No. ... (S-0367/15)), Laws of 2015;

12 (d) Chapter ... (Senate Bill No. ... (S-0366/15)), Laws of 2015;

13 (e) Chapter ... (Senate Bill No. ... (S-1268/15)), Laws of 2015;

14 and

15 (f) Chapter ... (Senate Bill No. ... (S-0368/15)), Laws of 2015.

16 **Sec. 207.** RCW 46.25.060 and 2013 c 224 s 6 are each amended to
17 read as follows:

18 (1)(a) No person may be issued a commercial driver's license
19 unless that person:

20 (i) Is a resident of this state;

21 (ii) Has successfully completed a course of instruction in the
22 operation of a commercial motor vehicle that has been approved by the
23 director or has been certified by an employer as having the skills
24 and training necessary to operate a commercial motor vehicle safely;

25 (iii) If he or she does not hold a valid commercial driver's
26 license of the appropriate classification, has been issued a
27 commercial learner's permit under RCW 46.25.052; and

28 (iv) Has passed a knowledge and skills examination for driving a
29 commercial motor vehicle that complies with minimum federal standards
30 established by federal regulation enumerated in 49 C.F.R. Part 383,
31 subparts F, G, and H, in addition to other requirements imposed by
32 state law or federal regulation. The department may not allow the
33 person to take the skills examination during the first fourteen days
34 after initial issuance of the person's commercial learner's permit.
35 The examinations must be prescribed and conducted by the department.

36 (b) In addition to the fee charged for issuance or renewal of any
37 license, the applicant shall pay a fee of no more than (~~ten~~)
38 thirty-five dollars for (~~each~~) the classified knowledge
39 examination, classified endorsement knowledge examination, or any

1 combination of classified license and endorsement knowledge
2 examinations. The applicant shall pay a fee of no more than (~~one~~)
3 two hundred fifty dollars for each classified skill examination or
4 combination of classified skill examinations conducted by the
5 department.

6 (c) The department may authorize a person, including an agency of
7 this or another state, an employer, a private driver training
8 facility, or other private institution, or a department, agency, or
9 instrumentality of local government, to administer the skills
10 examination specified by this section under the following conditions:

11 (i) The examination is the same which would otherwise be
12 administered by the state;

13 (ii) The third party has entered into an agreement with the state
14 that complies with the requirements of 49 C.F.R. Sec. 383.75; and

15 (iii) The director has adopted rules as to the third party
16 testing program and the development and justification for fees
17 charged by any third party.

18 (d) If the applicant's primary use of a commercial driver's
19 license is for any of the following, then the applicant shall pay a
20 fee of no more than (~~seventy-five~~) two hundred twenty-five dollars
21 for (~~each~~) the classified skill examination or combination of
22 classified skill examinations whether conducted by the department or
23 a third-party tester:

24 (i) Public benefit not-for-profit corporations that are federally
25 supported head start programs; or

26 (ii) Public benefit not-for-profit corporations that support
27 early childhood education and assistance programs as described in RCW
28 43.215.405(2).

29 (e) If the applicant's primary use of a commercial driver's
30 license is to drive a school bus, the applicant shall pay a fee of no
31 more than one hundred dollars for the classified skill examination or
32 combination of classified skill examinations conducted by the
33 department.

34 (f) Payment of the examination fees under this subsection
35 entitles the applicant to take the examination up to two times in
36 order to pass.

37 (2)(a) The department may waive the skills examination and the
38 requirement for completion of a course of instruction in the
39 operation of a commercial motor vehicle specified in this section for

1 a commercial driver's license applicant who meets the requirements of
2 49 C.F.R. Sec. 383.77.

3 (b) An applicant who operates a commercial motor vehicle for
4 agribusiness purposes is exempt from the course of instruction
5 completion and employer skills and training certification
6 requirements under this section. By January 1, 2010, the department
7 shall submit recommendations regarding the continuance of this
8 exemption to the transportation committees of the legislature. For
9 purposes of this subsection (2)(b), "agribusiness" means a private
10 carrier who in the normal course of business primarily transports:

11 (i) Farm machinery, farm equipment, implements of husbandry, farm
12 supplies, and materials used in farming;

13 (ii) Agricultural inputs, such as seed, feed, fertilizer, and
14 crop protection products;

15 (iii) Unprocessed agricultural commodities, as defined in RCW
16 17.21.020, where such commodities are produced by farmers, ranchers,
17 vineyardists, or orchardists; or

18 (iv) Any combination of (b)(i) through (iii) of this subsection.

19 The department shall notify the transportation committees of the
20 legislature if the federal government takes action affecting the
21 exemption provided in this subsection (2)(b).

22 (3) A commercial driver's license or commercial learner's permit
23 may not be issued to a person while the person is subject to a
24 disqualification from driving a commercial motor vehicle, or while
25 the person's driver's license is suspended, revoked, or canceled in
26 any state, nor may a commercial driver's license be issued to a
27 person who has a commercial driver's license issued by any other
28 state unless the person first surrenders all such licenses, which
29 must be returned to the issuing state for cancellation.

30 (4) The fees under this section must be deposited into the
31 highway safety fund unless the executive branch adopts, orders, or
32 otherwise implements any fuel standard, or sets carbon reduction
33 requirements, for fuel distributors or vehicles based upon or defined
34 by the carbon intensity of the fuel or greenhouse gas emissions,
35 including a low carbon fuel standard, in which case the portion of
36 revenue that is the result of fee increases in this section (section
37 207 of this act) must be distributed to the connecting Washington
38 account created under section 106 of this act.

39 (5) This section takes effect only if the following are enacted
40 by June 30, 2015:

- 1 (a) Chapter ... (Senate Bill No. ... (S-0345/15)), Laws of 2015;
2 (b) Chapter ... (Senate Bill No. ... (S-1300/15)), Laws of 2015;
3 (c) Chapter ... (Senate Bill No. ... (S-0367/15)), Laws of 2015;
4 (d) Chapter ... (Senate Bill No. ... (S-0366/15)), Laws of 2015;
5 (e) Chapter ... (Senate Bill No. ... (S-1268/15)), Laws of 2015;
6 and
7 (f) Chapter ... (Senate Bill No. ... (S-0368/15)), Laws of 2015.

8 **Sec. 208.** RCW 46.25.100 and 2013 c 224 s 12 are each amended to
9 read as follows:

10 (1) When a person has been disqualified from operating a
11 commercial motor vehicle, the person is not entitled to have the
12 commercial driver's license or commercial learner's permit restored
13 until after the expiration of the appropriate disqualification period
14 required under RCW 46.25.090 or until the department has received a
15 drug and alcohol assessment and evidence is presented of satisfactory
16 participation in or completion of any required drug or alcohol
17 treatment program for ending the disqualification under RCW
18 46.25.090(7). After expiration of the appropriate period and upon
19 payment of a requalification fee of (~~twenty~~) thirty-five dollars,
20 or one hundred fifty dollars if the person has been disqualified
21 under RCW 46.25.090(7), the person may apply for a new, duplicate, or
22 renewal commercial driver's license or commercial learner's permit as
23 provided by law. If the person has been disqualified for a period of
24 one year or more, the person shall demonstrate that he or she meets
25 the commercial driver's license or commercial learner's permit
26 qualification standards specified in RCW 46.25.060.

27 (2) The fees under this section must be deposited into the
28 highway safety fund unless the executive branch adopts, orders, or
29 otherwise implements any fuel standard, or sets carbon reduction
30 requirements, for fuel distributors or vehicles based upon or defined
31 by the carbon intensity of the fuel or greenhouse gas emissions,
32 including a low carbon fuel standard, in which case the portion of
33 revenue that is the result of fee increases in this section (section
34 208 of this act) must be distributed to the connecting Washington
35 account created under section 106 of this act.

36 (3) This section takes effect only if the following are enacted
37 by June 30, 2015:

- 38 (a) Chapter ... (Senate Bill No. ... (S-0345/15)), Laws of 2015;
39 (b) Chapter ... (Senate Bill No. ... (S-1300/15)), Laws of 2015;

1 (c) Chapter ... (Senate Bill No. ... (S-0367/15)), Laws of 2015;
2 (d) Chapter ... (Senate Bill No. ... (S-0366/15)), Laws of 2015;
3 (e) Chapter ... (Senate Bill No. ... (S-1268/15)), Laws of 2015;
4 and
5 (f) Chapter ... (Senate Bill No. ... (S-0368/15)), Laws of 2015.

6 **Enhanced Driver's License & Identocard Fees**

7 **Sec. 209.** RCW 46.20.202 and 2007 c 7 s 1 are each amended to
8 read as follows:

9 (1) The department may enter into a memorandum of understanding
10 with any federal agency for the purposes of facilitating the crossing
11 of the border between the state of Washington and the Canadian
12 province of British Columbia.

13 (2) The department may enter into an agreement with the Canadian
14 province of British Columbia for the purposes of implementing a
15 border-crossing initiative.

16 (3)(a) The department may issue an enhanced driver's license or
17 identocard for the purposes of crossing the border between the state
18 of Washington and the Canadian province of British Columbia to an
19 applicant who provides the department with proof of: United States
20 citizenship, identity, and state residency. The department shall
21 continue to offer a standard driver's license and identocard. If the
22 department chooses to issue an enhanced driver's license, the
23 department must allow each applicant to choose between a standard
24 driver's license or identocard, or an enhanced driver's license or
25 identocard.

26 (b) The department shall implement a one-to-many biometric
27 matching system for the enhanced driver's license or identocard. An
28 applicant for an enhanced driver's license or identocard shall submit
29 a biometric identifier as designated by the department. The biometric
30 identifier must be used solely for the purpose of verifying the
31 identity of the holders and for any purpose set out in RCW 46.20.037.
32 Applicants are required to sign a declaration acknowledging their
33 understanding of the one-to-many biometric match.

34 (c) The enhanced driver's license or identocard must include
35 reasonable security measures to protect the privacy of Washington
36 state residents, including reasonable safeguards to protect against
37 unauthorized disclosure of data about Washington state residents. If
38 the enhanced driver's license or identocard includes a radio

1 frequency identification chip, or similar technology, the department
2 shall ensure that the technology is encrypted or otherwise secure
3 from unauthorized data access.

4 (d) The requirements of this subsection are in addition to the
5 requirements otherwise imposed on applicants for a driver's license
6 or identicard. The department shall adopt such rules as necessary to
7 meet the requirements of this subsection. From time to time the
8 department shall review technological innovations related to the
9 security of identity cards and amend the rules related to enhanced
10 driver's licenses and identicards as the director deems consistent
11 with this section and appropriate to protect the privacy of
12 Washington state residents.

13 (e) Notwithstanding RCW 46.20.118, the department may make images
14 associated with enhanced drivers' licenses or identicards from the
15 negative file available to United States customs and border agents
16 for the purposes of verifying identity.

17 (4) (~~The department may set a fee for the issuance of enhanced~~
18 ~~drivers' licenses and identicards under this section.~~) The fee for
19 an enhanced driver's license or enhanced identicard is fifty-four
20 dollars, which is in addition to the fees for any regular driver's
21 license or identicard. If the enhanced driver's license or enhanced
22 identicard is issued, renewed, or extended for a period other than
23 six years, the fee for each class is nine dollars for each year that
24 the enhanced driver's license or enhanced identicard is issued,
25 renewed, or extended.

26 (5) The enhanced driver's license and enhanced identicard fee
27 under this section must be deposited into the highway safety fund
28 unless the executive branch adopts, orders, or otherwise implements
29 any fuel standard, or sets carbon reduction requirements, for fuel
30 distributors or vehicles based upon or defined by the carbon
31 intensity of the fuel or greenhouse gas emissions, including a low
32 carbon fuel standard, in which case the portion of revenue that is
33 the result of fee increases in this section (section 209 of this act)
34 must be distributed to the connecting Washington account created
35 under section 106 of this act.

36 (6) This section takes effect only if the following are enacted
37 by June 30, 2015:

- 38 (a) Chapter ... (Senate Bill No. ... (S-0345/15)), Laws of 2015;
39 (b) Chapter ... (Senate Bill No. ... (S-1300/15)), Laws of 2015;
40 (c) Chapter ... (Senate Bill No. ... (S-0367/15)), Laws of 2015;

1 (d) Chapter ... (Senate Bill No. ... (S-0366/15)), Laws of 2015;
2 (e) Chapter ... (Senate Bill No. ... (S-1268/15)), Laws of 2015;
3 and
4 (f) Chapter ... (Senate Bill No. ... (S-0368/15)), Laws of 2015.

5 **Studded Tire Fee**

6 NEW SECTION. Sec. 210. A new section is added to chapter 46.37
7 RCW to read as follows:

8 (1)(a) In addition to all other fees imposed on the retail sale
9 of tires, a five dollar fee is imposed on the retail sale of each new
10 tire sold that contains studs. For the purposes of this subsection,
11 "new tire sold that contains studs" means a tire that is manufactured
12 for vehicle purposes and contains metal studs, and does not include
13 bicycle tires or retreaded vehicle tires.

14 (b) The five dollar fee must be paid by the buyer to the seller,
15 and each seller must collect from the buyer the full amount of the
16 fee. The fee collected from the buyer by the seller must be paid to
17 the department of revenue in accordance with RCW 82.32.045; however,
18 the seller retains ten percent of the fee collected.

19 (c) The portion of the fee paid to the department of revenue
20 under (b) of this subsection must be deposited in the motor vehicle
21 fund created under RCW 46.68.070.

22 (2) The fee to be collected by the seller, less the ten percent
23 that the seller retains as specified in subsection (1)(b) of this
24 section, must be held in trust by the seller until paid to the
25 department of revenue, and any seller who appropriates or converts
26 the fee collected to any use other than the payment of the fee on the
27 due date is guilty of a gross misdemeanor.

28 (3) Any seller that fails to collect the fee imposed under this
29 section or, having collected the fee, fails to pay it to the
30 department of revenue by the date due, whether such failure is the
31 result of the seller or the result of acts or conditions beyond the
32 seller's control, is personally liable to the state for the amount of
33 the fee.

34 (4) The amount of the fee, until paid by the buyer to the seller
35 or to the department of revenue, constitutes a debt from the buyer to
36 the seller. Any seller who fails or refuses to collect the fee as
37 required with the intent to violate this section or to gain some

1 advantage or benefit and any buyer who refuses to pay the fee due is
2 guilty of a misdemeanor.

3 (5) The department of revenue must collect on the business excise
4 tax return from the businesses selling new tires that contain studs
5 at retail the number of tires sold and the fee imposed under this
6 section. The department of revenue must incorporate into its audit
7 cycle a reconciliation of the number of tires sold and the amount of
8 revenue collected by the businesses selling new tires that contain
9 studs.

10 (6) All other applicable provisions of chapter 82.32 RCW have
11 full force and application with respect to the fee imposed under this
12 section.

13 (7) The department of revenue must administer this section.

14 (8) This section takes effect only if the following are enacted
15 by June 30, 2015:

- 16 (a) Chapter ... (Senate Bill No. ... (S-0345/15)), Laws of 2015;
17 (b) Chapter ... (Senate Bill No. ... (S-1300/15)), Laws of 2015;
18 (c) Chapter ... (Senate Bill No. ... (S-0367/15)), Laws of 2015;
19 (d) Chapter ... (Senate Bill No. ... (S-0366/15)), Laws of 2015;
20 (e) Chapter ... (Senate Bill No. ... (S-1268/15)), Laws of 2015;
21 and
22 (f) Chapter ... (Senate Bill No. ... (S-0368/15)), Laws of 2015.

23 **Report of Sale & Transitional Ownership Fees**

24 **Sec. 211.** RCW 46.17.050 and 2014 c 59 s 3 are each amended to
25 read as follows:

26 (1) Before accepting a report of sale filed under RCW
27 46.12.650(2), the department, county auditor or other agent, or
28 subagent appointed by the director shall require the applicant to
29 pay((+

30 (+)) the filing fee under RCW 46.17.005(1), the license plate
31 technology fee under RCW 46.17.015, ~~((and))~~ the license service fee
32 under RCW 46.17.025 ~~((to the county auditor or other agent; and~~
33 ~~(+))~~, and the service fee under RCW 46.17.040(1)(b) ~~((to the~~
34 ~~subagent))~~.

35 (2) Services fees collected under this section by the department
36 or county auditor or other agent appointed by the director must be
37 credited to the capital vessel replacement account under RCW
38 47.60.322.

1 (3) This section takes effect only if the following are enacted
2 by June 30, 2015:

3 (a) Chapter ... (Senate Bill No. ... (S-0345/15)), Laws of 2015;

4 (b) Chapter ... (Senate Bill No. ... (S-1300/15)), Laws of 2015;

5 (c) Chapter ... (Senate Bill No. ... (S-0367/15)), Laws of 2015;

6 (d) Chapter ... (Senate Bill No. ... (S-0366/15)), Laws of 2015;

7 (e) Chapter ... (Senate Bill No. ... (S-1268/15)), Laws of 2015;

8 and

9 (f) Chapter ... (Senate Bill No. ... (S-0368/15)), Laws of 2015.

10 **Sec. 212.** RCW 46.17.060 and 2014 c 59 s 4 are each amended to
11 read as follows:

12 (1) Before accepting a transitional ownership record filed under
13 RCW 46.12.660, the department, county auditor or other agent, or
14 subagent appointed by the director shall require the applicant to
15 pay(

16 (+)
17 the filing fee under RCW 46.17.005(1), the license plate
18 technology fee under RCW 46.17.015, (~~and~~) the license service fee
19 under RCW 46.17.025 (~~to the county auditor or other agent; and~~

20 (+)), and the service fee under RCW 46.17.040(1)(b) (~~to the~~
21 subagent)).

22 (2) Services fees collected under this section by the department
23 or county auditor or other agent appointed by the director must be
24 credited to the capital vessel replacement account under RCW
25 47.60.322.

26 (3) This section takes effect only if the following are enacted
27 by June 30, 2015:

28 (a) Chapter ... (Senate Bill No. ... (S-0345/15)), Laws of 2015;

29 (b) Chapter ... (Senate Bill No. ... (S-1300/15)), Laws of 2015;

30 (c) Chapter ... (Senate Bill No. ... (S-0367/15)), Laws of 2015;

31 (d) Chapter ... (Senate Bill No. ... (S-0366/15)), Laws of 2015;

32 (e) Chapter ... (Senate Bill No. ... (S-1268/15)), Laws of 2015;

33 and

34 (f) Chapter ... (Senate Bill No. ... (S-0368/15)), Laws of 2015.

35 **Sec. 213.** RCW 47.60.322 and 2014 c 59 s 1 are each amended to
36 read as follows:

37 (1) The capital vessel replacement account is created in the
38 motor vehicle fund. All revenues generated from the vessel
replacement surcharge under RCW 47.60.315(7) and service fees

1 collected by the department of licensing or county auditor or other
2 agent appointed by the director under RCW 46.17.040, 46.17.050, and
3 46.17.060 must be deposited into the account. Moneys in the account
4 may be spent only after appropriation. Expenditures from the account
5 may be used only for the construction or purchase of ferry vessels
6 and to pay the principal and interest on bonds authorized for the
7 construction or purchase of ferry vessels. However, expenditures from
8 the account must first be used to support the construction or
9 purchase, including any applicable financing costs, of a ferry vessel
10 with a carrying capacity of at least one hundred forty-four cars.

11 (2) The state treasurer may not transfer any moneys from the
12 capital vessel replacement account except to the transportation 2003
13 account (nickel account) for debt service on bonds issued for the
14 construction of 144-car class ferry vessels.

15 (3) This section takes effect only if the following are enacted
16 by June 30, 2015:

17 (a) Chapter ... (Senate Bill No. ... (S-0345/15)), Laws of 2015;

18 (b) Chapter ... (Senate Bill No. ... (S-1300/15)), Laws of 2015;

19 (c) Chapter ... (Senate Bill No. ... (S-0367/15)), Laws of 2015;

20 (d) Chapter ... (Senate Bill No. ... (S-0366/15)), Laws of 2015;

21 (e) Chapter ... (Senate Bill No. ... (S-1268/15)), Laws of 2015;

22 and

23 (f) Chapter ... (Senate Bill No. ... (S-0368/15)), Laws of 2015.

24 **Sec. 214.** RCW 46.12.650 and 2010 c 161 s 309 are each amended to
25 read as follows:

26 (1) **Releasing interest.** An owner releasing interest in a vehicle
27 shall:

28 (a) Sign the release of interest section provided on the
29 certificate of title or on a release of interest document or form
30 approved by the department;

31 (b) Give the certificate of title or most recent evidence of
32 ownership to the person gaining the interest in the vehicle;

33 (c) Give the person gaining interest in the vehicle an odometer
34 disclosure statement if one is required; and

35 (d) Report the vehicle sold as provided in subsection (2) of this
36 section.

37 (2) **Report of sale.** An owner shall notify the department, county
38 auditor or other agent, or subagent appointed by the director in

1 writing within (~~five~~) twenty-one business days after a vehicle is
2 or has been:

- 3 (a) Sold;
- 4 (b) Given as a gift to another person;
- 5 (c) Traded, either privately or to a dealership;
- 6 (d) Donated to charity;
- 7 (e) Turned over to an insurance company or wrecking yard; or
- 8 (f) Disposed of.

9 (3) **Report of sale properly filed.** A report of sale is properly
10 filed if it is received by the department, county auditor or other
11 agent, or subagent appointed by the director within (~~five~~) twenty-
12 one business days after the date of sale or transfer and it includes:

- 13 (a) The date of sale or transfer;
- 14 (b) The owner's name and address;
- 15 (c) The name and address of the person acquiring the vehicle;
- 16 (d) The vehicle identification number and license plate number;
- 17 (e) A date or stamp by the department showing it was received on
18 or before the (~~fifth~~) twenty-first business day after the date of
19 sale or transfer; and

20 (f) Payment of the fees required under RCW 46.17.050 (~~if the~~
21 ~~report of sale is processed by a county auditor or other agent or~~
22 ~~subagent appointed by the director~~)).

23 (4) **Report of sale - administration.** (a) The department shall:

- 24 (~~(a)~~) (i) Provide or approve reports of sale forms;
- 25 (~~(b)~~) (ii) Provide a system enabling an owner to submit reports
26 of sale electronically;

27 (~~(c)~~) (iii) Immediately update the department's vehicle record
28 when a report of sale has been filed;

29 (~~(d)~~) (iv) Provide instructions on release of interest forms
30 that allow the seller of a vehicle to release their interest in a
31 vehicle at the same time a financial institution, as defined in RCW
32 (~~30.22.040~~) 30A.22.040, releases its lien on the vehicle; and

33 (~~(e)~~) (v) Send a report to the department of revenue that lists
34 vehicles for which a report of sale has been received but no transfer
35 of ownership has taken place. The department shall send the report
36 once each quarter.

37 (b) A report of sale that is received by the department, county
38 auditor or other agent, or subagent appointed by the director after
39 the twenty-first day becomes effective on the day it is received by

1 the department, county auditor or other agent, or subagent appointed
2 by the director.

3 (5)(a) **Transferring ownership.** A person who has recently acquired
4 a vehicle by purchase, exchange, gift, lease, inheritance, or legal
5 action shall apply to the department, county auditor or other agent,
6 or subagent appointed by the director for a new certificate of title
7 within fifteen days of delivery of the vehicle. A secured party who
8 has possession of the certificate of title shall either:

9 (i) Apply for a new certificate of title on behalf of the owner
10 and pay the fee required under RCW 46.17.100; or

11 (ii) Provide all required documents to the owner, as long as the
12 transfer was not a breach of its security agreement, to allow the
13 owner to apply for a new certificate of title.

14 (b) Compliance with this subsection does not affect the rights of
15 the secured party.

16 (6) **Certificate of title delivered to secured party.** The
17 certificate of title must be kept by or delivered to the person who
18 becomes the secured party when a security interest is reserved or
19 created at the time of the transfer of ownership. The parties must
20 comply with RCW 46.12.675.

21 (7) **Penalty for late transfer.** A person who has recently acquired
22 a motor vehicle by purchase, exchange, gift, lease, inheritance, or
23 legal action who does not apply for a new certificate of title within
24 fifteen calendar days of delivery of the vehicle is charged a
25 penalty, as described in RCW 46.17.140, when applying for a new
26 certificate of title. It is a misdemeanor to fail or neglect to apply
27 for a transfer of ownership within forty-five days after delivery of
28 the vehicle. The misdemeanor is a single continuing offense for each
29 day that passes regardless of the number of days that have elapsed
30 following the forty-five day time period.

31 (8) **Penalty for late transfer - exceptions.** The penalty is not
32 charged if the delay in application is due to at least one of the
33 following:

34 (a) The department requests additional supporting documents;

35 (b) The department, county auditor or other agent, or subagent
36 fails to perform or is neglectful;

37 (c) The owner is prevented from applying due to an illness or
38 extended hospitalization;

39 (d) The legal owner fails or neglects to release interest;

1 (e) The owner did not know of the filing of a report of sale by
2 the previous owner and signs an affidavit to the fact; or

3 (f) The department finds other conditions exist that adequately
4 explain the delay.

5 (9) **Review and issue.** The department shall review applications
6 for certificates of title and issue certificates of title when it has
7 determined that all applicable provisions of law have been complied
8 with.

9 (10) **Rules.** The department may adopt rules as necessary to
10 implement this section.

11 (11) This section takes effect only if the following are enacted
12 by June 30, 2015:

13 (a) Chapter ... (Senate Bill No. ... (S-0345/15)), Laws of 2015;

14 (b) Chapter ... (Senate Bill No. ... (S-1300/15)), Laws of 2015;

15 (c) Chapter ... (Senate Bill No. ... (S-0367/15)), Laws of 2015;

16 (d) Chapter ... (Senate Bill No. ... (S-0366/15)), Laws of 2015;

17 (e) Chapter ... (Senate Bill No. ... (S-1268/15)), Laws of 2015;

18 and

19 (f) Chapter ... (Senate Bill No. ... (S-0368/15)), Laws of 2015.

20 **Intermittent-Use Trailer Fee**

21 NEW SECTION. **Sec. 215.** A new section is added to chapter 46.16A
22 RCW to read as follows:

23 (1) A trailer that is used only for intermittent personal use,
24 including participation in club activities, exhibitions, tours, and
25 parades, may be issued a permanent license plate and registration.
26 The permanent license plate and registration is valid until the
27 trailer is sold, permanently removed from the state, or otherwise
28 disposed of by the registered owner. To be eligible to receive a
29 permanent license plate and registration, the registered owner of the
30 intermittent-use trailer must:

31 (a) Apply for a permanent license plate and registration with the
32 department, county auditor or other agent, or subagent appointed by
33 the director; and

34 (b) Pay the fee required under section 216 of this act.

35 (2) A trailer with a permanent license plate and registration
36 under this section is exempt from annual registration renewal under
37 RCW 46.16A.110 and periodic license plate replacement under RCW
38 46.16A.200.

1 (3) The permanent license plate and registration under this
2 section expire when the trailer changes ownership, is permanently
3 removed from the state, or is otherwise disposed of, and must be
4 removed from the trailer prior to conveyance.

5 (4) A person in violation of this section is subject to a traffic
6 infraction with a maximum fine of one hundred fifty dollars including
7 all other applicable assessments and fees.

8 (5) In lieu of displaying a standard issue license plate, a
9 person applying for a permanent license plate and registration under
10 this section for a trailer that is at least thirty years old may
11 apply to the department to display a license plate that was issued by
12 the department the year that the intermittent-use trailer was
13 manufactured.

14 (6) For purposes of this section, "intermittent personal use"
15 means use that is not general or daily, but seasonal or sporadic, and
16 not more than once per week on average.

17 (7) The department may adopt rules to implement this section.

18 (8) This section takes effect only if the following are enacted
19 by June 30, 2015:

20 (a) Chapter ... (Senate Bill No. ... (S-0345/15)), Laws of 2015;

21 (b) Chapter ... (Senate Bill No. ... (S-1300/15)), Laws of 2015;

22 (c) Chapter ... (Senate Bill No. ... (S-0367/15)), Laws of 2015;

23 (d) Chapter ... (Senate Bill No. ... (S-0366/15)), Laws of 2015;

24 (e) Chapter ... (Senate Bill No. ... (S-1268/15)), Laws of 2015;

25 and

26 (f) Chapter ... (Senate Bill No. ... (S-0368/15)), Laws of 2015.

27 NEW SECTION. **Sec. 216.** A new section is added to chapter 46.17
28 RCW to read as follows:

29 (1) Before accepting an application for a permanent intermittent-
30 use trailer license plate and registration authorized under section
31 215 of this act, the department, county auditor or other agent, or
32 subagent appointed by the director must require an applicant to pay a
33 one hundred eighty-seven dollar and fifty cent fee. The one hundred
34 eighty-seven dollar and fifty cent fee must be deposited and
35 distributed under RCW 46.68.030.

36 (2) This section takes effect only if the following are enacted
37 by June 30, 2015:

38 (a) Chapter ... (Senate Bill No. ... (S-0345/15)), Laws of 2015;

39 (b) Chapter ... (Senate Bill No. ... (S-1300/15)), Laws of 2015;

- 1 (c) Chapter ... (Senate Bill No. ... (S-0367/15)), Laws of 2015;
2 (d) Chapter ... (Senate Bill No. ... (S-0366/15)), Laws of 2015;
3 (e) Chapter ... (Senate Bill No. ... (S-1268/15)), Laws of 2015;
4 and
5 (f) Chapter ... (Senate Bill No. ... (S-0368/15)), Laws of 2015.

6 **PART III**
7 **LOCAL REVENUE OPTIONS**
8 **Transportation Benefit Districts**

9 **Sec. 301.** RCW 36.73.065 and 2012 c 152 s 3 are each amended to
10 read as follows:

11 (1) Except as provided in subsection (4) of this section, taxes,
12 fees, charges, and tolls may not be imposed by a district without
13 approval of a majority of the voters in the district voting on a
14 proposition at a general or special election. The proposition must
15 include a specific description of: (a) The transportation improvement
16 or improvements proposed by the district; (b) any rebate program
17 proposed to be established under RCW 36.73.067; and (c) the proposed
18 taxes, fees, charges, and the range of tolls imposed by the district
19 to raise revenue to fund the improvement or improvements or rebate
20 program, as applicable.

21 (2) Voter approval under this section must be accorded
22 substantial weight regarding the validity of a transportation
23 improvement as defined in RCW 36.73.015.

24 (3) A district may not increase any taxes, fees, charges, or
25 range of tolls imposed or change a rebate program under this chapter
26 once the taxes, fees, charges, tolls, or rebate program takes effect,
27 (~~unless~~) except:

28 (a) If authorized by the district voters pursuant to RCW
29 36.73.160; or

30 (b) For up to forty dollars of the vehicle fee authorized in RCW
31 82.80.140 by the governing board of the district if a vehicle fee of
32 twenty dollars has been imposed for at least twenty-four months.

33 (4)(a) A district that includes all the territory within the
34 boundaries of the jurisdiction, or jurisdictions, establishing the
35 district may impose by a majority vote of the governing board of the
36 district the following fees and charges:

37 (i) Up to twenty dollars of the vehicle fee authorized in RCW
38 82.80.140; (~~or~~)

1 (ii) Up to forty dollars of the vehicle fee authorized in RCW
2 82.80.140 if a vehicle fee of twenty dollars has been imposed for at
3 least twenty-four months; or

4 (iii) A fee or charge in accordance with RCW 36.73.120.

5 (b) The vehicle fee authorized in (a) of this subsection may only
6 be imposed for a passenger-only ferry transportation improvement if
7 the vehicle fee is first approved by a majority of the voters within
8 the jurisdiction of the district.

9 (c)(i) A district solely comprised of a city or cities (~~shall~~)
10 may not impose the fees or charges identified in (a) of this
11 subsection within one hundred eighty days after July 22, 2007, unless
12 the county in which the city or cities reside, by resolution,
13 declares that it will not impose the fees or charges identified in
14 (a) of this subsection within the one hundred eighty-day period; or

15 (ii) A district solely comprised of a city or cities identified
16 in RCW 36.73.020(6)(b) may not impose the fees or charges until after
17 May 22, 2008, unless the county in which the city or cities reside,
18 by resolution, declares that it will not impose the fees or charges
19 identified in (a) of this subsection through May 22, 2008.

20 (5) If the interlocal agreement in RCW 82.80.140(2)(a) cannot be
21 reached, a district that includes only the unincorporated territory
22 of a county may impose by a majority vote of the governing body of
23 the district up to: (a) Twenty dollars of the vehicle fee authorized
24 in RCW 82.80.140; or (b) forty dollars of the vehicle fee authorized
25 in RCW 82.80.140 if a fee of twenty dollars has been imposed for at
26 least twenty-four months.

27 (6) This section takes effect only if the following are enacted
28 by June 30, 2015:

29 (a) Chapter ... (Senate Bill No. ... (S-0345/15)), Laws of 2015;

30 (b) Chapter ... (Senate Bill No. ... (S-1300/15)), Laws of 2015;

31 (c) Chapter ... (Senate Bill No. ... (S-0367/15)), Laws of 2015;

32 (d) Chapter ... (Senate Bill No. ... (S-0366/15)), Laws of 2015;

33 (e) Chapter ... (Senate Bill No. ... (S-1268/15)), Laws of 2015;

34 and

35 (f) Chapter ... (Senate Bill No. ... (S-0368/15)), Laws of 2015.

36 **Sec. 302.** RCW 82.80.140 and 2010 c 161 s 917 are each amended to
37 read as follows:

38 (1) Subject to the provisions of RCW 36.73.065, a transportation
39 benefit district under chapter 36.73 RCW may fix and impose an annual

1 vehicle fee, not to exceed one hundred dollars per vehicle registered
2 in the district, for each vehicle subject to vehicle license fees
3 under RCW 46.17.350(1) (a), (c), (d), (e), (g), (h), (j), or (n)
4 through (q) and for each vehicle subject to gross weight license fees
5 under RCW 46.17.355 with a scale weight of six thousand pounds or
6 less.

7 (2)(a) A district that includes all the territory within the
8 boundaries of the jurisdiction, or jurisdictions, establishing the
9 district may impose by a majority vote of the governing board of the
10 district up to twenty dollars of the vehicle fee authorized in
11 subsection (1) of this section or up to forty dollars of the vehicle
12 fee authorized in subsection (1) of this section if a twenty dollar
13 vehicle fee has been imposed for at least twenty-four months.

14 If the district is countywide, the revenues of the fee (~~shall~~)
15 must be distributed to each city within the (~~county~~) district by
16 interlocal agreement. The interlocal agreement is effective when
17 approved by the (~~county~~) district and sixty percent of the cities
18 representing seventy-five percent of the population of the cities
19 within the (~~county~~) district in which the countywide fee is
20 collected.

21 (b) A district may not impose a fee under this subsection (2):

22 (i) For a passenger-only ferry transportation improvement unless
23 the vehicle fee is first approved by a majority of the voters within
24 the jurisdiction of the district; or

25 (ii) That, if combined with the fees previously imposed by
26 another district within its boundaries under RCW 36.73.065(4)(a)(i),
27 exceeds (~~twenty~~) forty dollars.

28 If a district imposes or increases a fee under this subsection
29 (2) that, if combined with the fees previously imposed by another
30 district within its boundaries, exceeds (~~twenty~~) forty dollars, the
31 district shall provide a credit for the previously imposed fees so
32 that the combined vehicle fee does not exceed (~~twenty~~) forty
33 dollars.

34 (3) The department of licensing shall administer and collect the
35 fee. The department shall deduct a percentage amount, as provided by
36 contract, not to exceed one percent of the fees collected, for
37 administration and collection expenses incurred by it. The department
38 shall remit remaining proceeds to the custody of the state treasurer.
39 The state treasurer shall distribute the proceeds to the district on
40 a monthly basis.

1 (4) No fee under this section may be collected until six months
2 after approval under RCW 36.73.065.

3 (5) The vehicle fee under this section applies only when renewing
4 a vehicle registration, and is effective upon the registration
5 renewal date as provided by the department of licensing.

6 (6) The following vehicles are exempt from the fee under this
7 section:

8 (a) Campers, as defined in RCW 46.04.085;

9 (b) Farm tractors or farm vehicles, as defined in RCW 46.04.180
10 and 46.04.181;

11 (c) Mopeds, as defined in RCW 46.04.304;

12 (d) Off-road and nonhighway vehicles, as defined in RCW
13 46.04.365;

14 (e) Private use single-axle trailer, as defined in RCW 46.04.422;

15 (f) Snowmobiles, as defined in RCW 46.04.546; and

16 (g) Vehicles registered under chapter 46.87 RCW and the
17 international registration plan.

18 (7) This section takes effect only if the following are enacted
19 by June 30, 2015:

20 (a) Chapter ... (Senate Bill No. ... (S-0345/15)), Laws of 2015;

21 (b) Chapter ... (Senate Bill No. ... (S-1300/15)), Laws of 2015;

22 (c) Chapter ... (Senate Bill No. ... (S-0367/15)), Laws of 2015;

23 (d) Chapter ... (Senate Bill No. ... (S-0366/15)), Laws of 2015;

24 (e) Chapter ... (Senate Bill No. ... (S-1268/15)), Laws of 2015;

25 and

26 (f) Chapter ... (Senate Bill No. ... (S-0368/15)), Laws of 2015.

27 **Community Transit Sales Tax**

28 **Sec. 303.** RCW 82.14.045 and 2008 c 86 s 102 are each amended to
29 read as follows:

30 (1) The legislative body of any city pursuant to RCW 35.92.060,
31 of any county which has created an unincorporated transportation
32 benefit area pursuant to RCW 36.57.100 and 36.57.110, of any public
33 transportation benefit area pursuant to RCW 36.57A.080 and
34 36.57A.090, of any county transportation authority established
35 pursuant to chapter 36.57 RCW, and of any metropolitan municipal
36 corporation within a county with a population of one million or more
37 pursuant to chapter 35.58 RCW, may, by resolution or ordinance for
38 the sole purpose of providing funds for the operation, maintenance,

1 or capital needs of public transportation systems or public
2 transportation limited to persons with special needs under RCW
3 36.57.130 and 36.57A.180, and in lieu of the excise taxes authorized
4 by RCW 35.95.040, submit an authorizing proposition to the voters or
5 include such authorization in a proposition to perform the function
6 of public transportation or public transportation limited to persons
7 with special needs under RCW 36.57.130 and 36.57A.180, and if
8 approved by a majority of persons voting thereon, impose a sales and
9 use tax in accordance with the terms of this chapter. Where an
10 authorizing proposition is submitted by a county on behalf of an
11 unincorporated transportation benefit area, it shall be voted upon by
12 the voters residing within the boundaries of such unincorporated
13 transportation benefit area and, if approved, the sales and use tax
14 shall be imposed only within such area. Notwithstanding any
15 provisions of this section to the contrary, any county in which a
16 county public transportation plan has been adopted pursuant to RCW
17 36.57.070 and the voters of such county have authorized the
18 imposition of a sales and use tax pursuant to the provisions of
19 section 10, chapter 167, Laws of 1974 ex. sess., prior to July 1,
20 1975, shall be authorized to fix and impose a sales and use tax as
21 provided in this section at not to exceed the rate so authorized
22 without additional approval of the voters of such county as otherwise
23 required by this section.

24 The tax authorized by this section shall be in addition to the
25 tax authorized by RCW 82.14.030 and shall be collected from those
26 persons who are taxable by the state under chapters 82.08 and 82.12
27 RCW upon the occurrence of any taxable event within such city, public
28 transportation benefit area, county, or metropolitan municipal
29 corporation as the case may be. The rate of such tax shall be one-
30 tenth, two-tenths, three-tenths, four-tenths, five-tenths, six-
31 tenths, seven-tenths, eight-tenths, or nine-tenths of one percent of
32 the selling price (in the case of a sales tax) or value of the
33 article used (in the case of a use tax). The rate of such tax shall
34 not exceed the rate authorized by the voters unless such increase
35 shall be similarly approved.

36 (2)(a) In the event a metropolitan municipal corporation imposes
37 a sales and use tax pursuant to this chapter no city, county which
38 has created an unincorporated transportation benefit area, public
39 transportation benefit area authority, or county transportation
40 authority wholly within such metropolitan municipal corporation shall

1 be empowered to impose and/or collect taxes under RCW 35.95.040 or
2 this section, but nothing herein shall prevent such city or county
3 from imposing sales and use taxes pursuant to any other
4 authorization.

5 (b) In the event a county transportation authority imposes a
6 sales and use tax under this section, no city, county which has
7 created an unincorporated transportation benefit area, public
8 transportation benefit area, or metropolitan municipal corporation,
9 located within the territory of the authority, shall be empowered to
10 impose or collect taxes under RCW 35.95.040 or this section.

11 (c) In the event a public transportation benefit area imposes a
12 sales and use tax under this section, no city, county which has
13 created an unincorporated transportation benefit area, or
14 metropolitan municipal corporation, located wholly or partly within
15 the territory of the public transportation benefit area, shall be
16 empowered to impose or collect taxes under RCW 35.95.040 or this
17 section.

18 (3) The legislative body of a public transportation benefit area
19 located in a county with a population of seven hundred thousand or
20 more that also contains a city with a population of seventy-five
21 thousand or more operating a transit system pursuant to chapter 35.95
22 RCW may submit an authorizing proposition to the voters and, if
23 approved by a majority of persons voting on the proposition, impose a
24 sales and use tax in accordance with the terms of this chapter of
25 one-tenth, two-tenths, or three-tenths of one percent of the selling
26 price, in the case of a sales tax, or value of the article used, in
27 the case of a use tax, in addition to the rate in subsection (1) of
28 this section.

29 (4) This section takes effect only if the following are enacted
30 by June 30, 2015:

- 31 (a) Chapter ... (Senate Bill No. ... (S-0345/15)), Laws of 2015;
- 32 (b) Chapter ... (Senate Bill No. ... (S-1300/15)), Laws of 2015;
- 33 (c) Chapter ... (Senate Bill No. ... (S-0367/15)), Laws of 2015;
- 34 (d) Chapter ... (Senate Bill No. ... (S-0366/15)), Laws of 2015;
- 35 (e) Chapter ... (Senate Bill No. ... (S-1268/15)), Laws of 2015;
- 36 and
- 37 (f) Chapter ... (Senate Bill No. ... (S-0368/15)), Laws of 2015.

38 **Passenger-Only Ferry Service Districts**

1 NEW SECTION. **Sec. 304.** A new section is added to chapter 36.57A
2 RCW to read as follows:

3 (1) A governing body of a public transportation benefit area,
4 located in a county that only borders the western side of Puget Sound
5 with a population of more than two hundred thousand and contains one
6 or more Washington state ferries terminals, may establish one or more
7 passenger-only ferry service districts within all or a portion of the
8 boundaries of the public transportation benefit area establishing the
9 passenger-only ferry service district. A passenger-only ferry service
10 district may include all or a portion of a city or town as long as
11 all or a portion of the city or town boundaries are within the
12 boundaries of the establishing public transportation benefit area.
13 The members of the public transportation benefit area governing body
14 proposing to establish the passenger-only ferry service district,
15 acting ex officio and independently, constitutes the governing body
16 of the passenger-only ferry service district.

17 (2) A passenger-only ferry service district may establish,
18 finance, and provide passenger-only ferry service, and associated
19 services to support and augment passenger-only ferry service
20 operation, within its boundaries in the same manner as authorized for
21 public transportation benefit areas under this chapter.

22 (3) A passenger-only ferry service district constitutes a body
23 corporate and possesses all the usual powers of a corporation for
24 public purposes as well as all other powers that may be conferred by
25 statute including, but not limited to, the authority to hire
26 employees, staff, and services, to enter into contracts, to acquire,
27 hold, and dispose of real and personal property, and to sue and be
28 sued. Public works contract limits applicable to the public
29 transportation benefit area that established the passenger-only ferry
30 service district apply to the district. For purposes of this section,
31 "passenger-only ferry service district" means a quasi-municipal
32 corporation and independent taxing authority within the meaning of
33 Article VII, section 1 of the state Constitution, and a taxing
34 district within the meaning of Article VII, section 2 of the state
35 Constitution, created by the legislative body of a public
36 transportation benefit area.

37 (4) Before a passenger-only ferry service district may provide
38 passenger-only ferry service, it must develop a passenger-only ferry
39 investment plan, including elements: To operate or contract for the
40 operation of passenger-only ferry services; to purchase, lease, or

1 rent ferry vessels and dock facilities for the provision of transit
2 service; and to identify other activities necessary to implement the
3 plan. The plan must set forth terminal locations to be served,
4 projected costs of providing services, and revenues to be generated
5 from tolls, locally collected tax revenues, and other revenue
6 sources. The plan must ensure that services provided under the plan
7 are for the benefit of the residents of the passenger-only ferry
8 service district. The passenger-only ferry service district may use
9 any of its powers to carry out this purpose, unless otherwise
10 prohibited by law. In addition, the passenger-only ferry service
11 district may enter into: Contracts and agreements to operate
12 passenger-only ferry service; public-private partnerships; and
13 design-build, general contractor/construction management, or other
14 alternative procurement processes substantially consistent with
15 chapter 39.10 RCW.

16 (5) A passenger-only ferry service district may be dissolved by a
17 majority vote of the governing body when all obligations under any
18 general obligation bonds issued by the passenger-only ferry service
19 district have been discharged and any other contractual obligations
20 of the passenger-only ferry service district have either been
21 discharged or assumed by another governmental entity.

22 (6) This section takes effect only if the following are enacted
23 by June 30, 2015:

24 (a) Chapter ... (Senate Bill No. ... (S-0345/15)), Laws of 2015;

25 (b) Chapter ... (Senate Bill No. ... (S-1300/15)), Laws of 2015;

26 (c) Chapter ... (Senate Bill No. ... (S-0367/15)), Laws of 2015;

27 (d) Chapter ... (Senate Bill No. ... (S-0366/15)), Laws of 2015;

28 (e) Chapter ... (Senate Bill No. ... (S-1268/15)), Laws of 2015;

29 and

30 (f) Chapter ... (Senate Bill No. ... (S-0368/15)), Laws of 2015.

31 NEW SECTION. **Sec. 305.** A new section is added to chapter 36.57A
32 RCW to read as follows:

33 (1) A passenger-only ferry service district may, as part of a
34 passenger-only ferry investment plan, recommend some or all of the
35 following revenue sources as provided in this chapter:

36 (a) A sales and use tax, as authorized in section 306 of this
37 act;

38 (b) A parking tax, as authorized in section 307 of this act;

1 (c) Tolls for passengers, packages, and, where applicable,
2 parking; and

3 (d) Charges or licensing fees for advertising, leasing space for
4 services to ferry passengers, and other revenue generating
5 activities.

6 (2) Taxes may not be imposed without an affirmative vote of the
7 majority of the voters within the boundaries of the passenger-only
8 ferry service district voting on a single ballot proposition to both
9 approve a passenger-only ferry investment plan and to approve taxes
10 to implement the plan. Revenues from these taxes and fees may be used
11 only to implement the plan and must be used for the benefit of the
12 residents of the passenger-only ferry service district. A district
13 must contract with the department of revenue for the administration
14 and collection of a sales and use tax as authorized in section 306 of
15 this act. A district may contract with other appropriate entities for
16 the administration and collection of any of the other taxes or
17 charges authorized in this section.

18 (3) This section takes effect only if the following are enacted
19 by June 30, 2015:

20 (a) Chapter ... (Senate Bill No. ... (S-0345/15)), Laws of 2015;

21 (b) Chapter ... (Senate Bill No. ... (S-1300/15)), Laws of 2015;

22 (c) Chapter ... (Senate Bill No. ... (S-0367/15)), Laws of 2015;

23 (d) Chapter ... (Senate Bill No. ... (S-0366/15)), Laws of 2015;

24 (e) Chapter ... (Senate Bill No. ... (S-1268/15)), Laws of 2015;

25 and

26 (f) Chapter ... (Senate Bill No. ... (S-0368/15)), Laws of 2015.

27 NEW SECTION. **Sec. 306.** A new section is added to chapter 82.14
28 RCW to read as follows:

29 (1) Passenger-only ferry service districts providing passenger-
30 only ferry service as provided in section 304 of this act may submit
31 an authorizing proposition to the voters and, if approved by a
32 majority of persons voting, fix and impose a sales and use tax in
33 accordance with the terms of this chapter, solely for the purpose of
34 providing passenger-only ferry service and associated services to
35 support and augment passenger-only ferry service operation.

36 (2) The tax authorized under this section is in addition to other
37 taxes authorized by law and must be collected from those persons who
38 are taxable by the state under chapters 82.08 and 82.12 RCW upon the
39 occurrence of a taxable event within the taxing district. The maximum

1 rate of the tax must be approved by the voters and may not exceed
2 three-tenths of one percent of the selling price in the case of a
3 sales tax or value of the article used in the case of a use tax.

4 (3) This section takes effect only if the following are enacted
5 by June 30, 2015:

6 (a) Chapter ... (Senate Bill No. ... (S-0345/15)), Laws of 2015;

7 (b) Chapter ... (Senate Bill No. ... (S-1300/15)), Laws of 2015;

8 (c) Chapter ... (Senate Bill No. ... (S-0367/15)), Laws of 2015;

9 (d) Chapter ... (Senate Bill No. ... (S-0366/15)), Laws of 2015;

10 (e) Chapter ... (Senate Bill No. ... (S-1268/15)), Laws of 2015;

11 and

12 (f) Chapter ... (Senate Bill No. ... (S-0368/15)), Laws of 2015.

13 NEW SECTION. **Sec. 307.** A new section is added to chapter 82.80
14 RCW to read as follows:

15 (1) Subject to the conditions of this section, a passenger-only
16 ferry service district located in a county with a population of one
17 million or less as of January 1, 2016, may fix and impose a parking
18 tax on all persons engaged in a commercial parking business within
19 its respective jurisdiction.

20 (2) In lieu of the tax in subsection (1) of this section, a
21 passenger-only ferry service district located in a county with a
22 population of one million or less as of January 1, 2016, may fix and
23 impose a tax for the act or privilege of parking a motor vehicle in a
24 facility operated by a commercial parking business. The passenger-
25 only ferry service district may provide that:

26 (a) The tax is paid by the operator or owner of the motor
27 vehicle;

28 (b) The tax applies to all parking for which a fee is paid,
29 whether paid or leased, including parking supplied with a lease of
30 nonresidential space;

31 (c) The tax is collected by the operator of the facility and
32 remitted to the city, county, or passenger-only ferry service
33 district;

34 (d) The tax is a fee per vehicle or is measured by the parking
35 charge;

36 (e) The tax rate varies with zoning or location of the facility,
37 the duration of the parking, the time of entry or exit, the type or
38 use of the vehicle, or other reasonable factors; and

1 (f) Tax exempt carpools, vehicles with special license plates and
2 parking placards for persons with disabilities, or government
3 vehicles are exempt from the tax.

4 (3) The rate of the tax under subsection (1) of this section may
5 be based either upon gross proceeds or the number of vehicle stalls
6 available for commercial parking use. The rates charged must be
7 uniform for the same class or type of commercial parking business.

8 (4) The passenger-only ferry service district levying the tax
9 provided for in subsection (1) or (2) of this section may provide for
10 its payment on a monthly, quarterly, or annual basis.

11 (5) The proceeds of the parking tax imposed by a passenger-only
12 ferry service district under subsection (1) or (2) of this section
13 must be used as provided in section 305 of this act.

14 (6) "Commercial parking business" as used in this section, means
15 the ownership, lease, operation, or management of a commercial
16 parking lot in which fees are charged. "Commercial parking lot" means
17 a covered or uncovered area with stalls for the purpose of parking
18 motor vehicles.

19 (7) This section takes effect only if the following are enacted
20 by June 30, 2015:

21 (a) Chapter ... (Senate Bill No. ... (S-0345/15)), Laws of 2015;

22 (b) Chapter ... (Senate Bill No. ... (S-1300/15)), Laws of 2015;

23 (c) Chapter ... (Senate Bill No. ... (S-0367/15)), Laws of 2015;

24 (d) Chapter ... (Senate Bill No. ... (S-0366/15)), Laws of 2015;

25 (e) Chapter ... (Senate Bill No. ... (S-1268/15)), Laws of 2015;

26 and

27 (f) Chapter ... (Senate Bill No. ... (S-0368/15)), Laws of 2015.

28 NEW SECTION. **Sec. 308.** A new section is added to chapter 36.57A
29 RCW to read as follows:

30 (1) To carry out the purposes of this chapter, a passenger-only
31 ferry service district may issue general obligation bonds, not to
32 exceed an amount, together with any other outstanding nonvoter-
33 approved general obligation indebtedness, equal to one and one-half
34 percent of the value of the taxable property within the area, as the
35 term "value of the taxable property" is defined in RCW 39.36.015. A
36 passenger-only ferry service district may also issue general
37 obligation bonds for capital purposes only, together with any
38 outstanding general obligation indebtedness, not to exceed an amount
39 equal to five percent of the value of the taxable property within the

1 area, as the term "value of the taxable property" is defined in RCW
2 39.36.015, when authorized by the voters of the area pursuant to
3 Article VIII, section 6 of the state Constitution.

4 (2) General obligation bonds with a maturity in excess of twenty-
5 five years may not be issued. The governing body of the passenger-
6 only ferry service district must by resolution determine for each
7 general obligation bond issue the amount, date, terms, conditions,
8 denominations, maximum fixed or variable interest rate or rates,
9 maturity or maturities, redemption rights, registration privileges,
10 manner of execution, manner of sale, callable provisions, if any,
11 covenants, and form, including registration as to principal and
12 interest, registration as to principal only, or bearer. Registration
13 may include, but not be limited to: (a) A book entry system of
14 recording the ownership of a bond whether or not physical bonds are
15 issued, or (b) recording the ownership of a bond together with the
16 requirement that the transfer of ownership may only be effected by
17 the surrender of the old bond and either the reissuance of the old
18 bond or the issuance of a new bond to the new owner. Facsimile
19 signatures may be used on the bonds and any coupons. Refunding
20 general obligation bonds may be issued in the same manner as general
21 obligation bonds are issued.

22 (3) Whenever general obligation bonds are issued to fund specific
23 projects or enterprises that generate revenues, charges, user fees,
24 or special assessments, the passenger-only ferry service district may
25 specifically pledge all or a portion of the revenues, charges, user
26 fees, or special assessments to refund the general obligation bonds.
27 The passenger-only ferry service district may also pledge any other
28 revenues that may be available to the district.

29 (4) In addition to general obligation bonds, a passenger-only
30 ferry service district may issue revenue bonds to be issued and sold
31 in accordance with chapter 39.46 RCW.

32 (5) This section takes effect only if the following are enacted
33 by June 30, 2015:

- 34 (a) Chapter ... (Senate Bill No. ... (S-0345/15)), Laws of 2015;
35 (b) Chapter ... (Senate Bill No. ... (S-1300/15)), Laws of 2015;
36 (c) Chapter ... (Senate Bill No. ... (S-0367/15)), Laws of 2015;
37 (d) Chapter ... (Senate Bill No. ... (S-0366/15)), Laws of 2015;
38 (e) Chapter ... (Senate Bill No. ... (S-1268/15)), Laws of 2015;
39 and
40 (f) Chapter ... (Senate Bill No. ... (S-0368/15)), Laws of 2015.

1 ~~((a))~~ (i) Employer tax as provided in RCW 81.104.150, other
2 than by regional transportation investment districts;

3 ~~((b))~~ (ii) Special motor vehicle excise tax as provided in RCW
4 81.104.160; ~~((and~~

5 ~~(c))~~ (iii) Regular property tax as provided in section 312 of
6 this act; and

7 (iv) Sales and use tax as provided in RCW 81.104.170.

8 (b) Revenues from these taxes may be used only to support those
9 purposes prescribed in subsection (10) of this section. Before the
10 date of an election authorizing an agency to impose any of the taxes
11 enumerated in this section and authorized in RCW 81.104.150,
12 81.104.160, ~~((and))~~ 81.104.170, and section 312 of this act, the
13 agency must comply with the process prescribed in RCW 81.104.100 (1)
14 and (2) and 81.104.110. No construction on exclusive right-of-way may
15 occur before the requirements of RCW 81.104.100(3) are met.

16 (5) Authorization in subsection (4) of this section ~~((shall))~~ may
17 not adversely affect the funding authority of transit agencies not
18 provided for in this chapter. Local option funds may be used to
19 support implementation of interlocal agreements with respect to the
20 establishment of regional high capacity transportation service.
21 Except when a regional transit authority exists, local jurisdictions
22 ~~((shall))~~ must retain control over moneys generated within their
23 boundaries, although funds may be commingled with those generated in
24 other areas for planning, construction, and operation of high
25 capacity transportation systems as set forth in the agreements.

26 (6) Agencies planning to construct and operate high capacity
27 transportation systems may contract with the state for collection and
28 transference of voter-approved local option revenue.

29 (7) Dedicated high capacity transportation funding sources
30 authorized in RCW 81.104.150, 81.104.160, ~~((and))~~ 81.104.170 ~~((shall~~
31 ~~be)),~~ and section 312 of this act are subject to voter approval by a
32 simple majority. A single ballot proposition may seek approval for
33 one or more of the authorized taxing sources. The ballot title
34 ~~((shall))~~ must reference the document identified in subsection (8) of
35 this section.

36 (8) Agencies ~~((shall))~~ must provide to the registered voters in
37 the area a document describing the systems plan and the financing
38 plan set forth in RCW 81.104.100. It ~~((shall))~~ must also describe the
39 relationship of the system to regional issues such as development
40 density at station locations and activity centers, and the

1 interrelationship of the system to adopted land use and
2 transportation demand management goals within the region. This
3 document (~~shall~~) must be provided to the voters at least twenty
4 days prior to the date of the election.

5 (9) For any election in which voter approval is sought for a high
6 capacity transportation system plan and financing plan pursuant to
7 RCW 81.104.040, a local voter's pamphlet (~~shall~~) must be produced
8 as provided in chapter (~~29.81A~~) 29A.32 RCW.

9 (10) Agencies providing high capacity transportation service
10 (~~shall~~) must retain responsibility for revenue encumbrance,
11 disbursement, and bonding. Funds may be used for any purpose relating
12 to planning, construction, and operation of high capacity
13 transportation systems and commuter rail systems, personal rapid
14 transit, busways, bus sets, and entrained and linked buses.

15 (11) This section takes effect only if the following are enacted
16 by June 30, 2015:

17 (a) Chapter ... (Senate Bill No. ... (S-0345/15)), Laws of 2015;

18 (b) Chapter ... (Senate Bill No. ... (S-1300/15)), Laws of 2015;

19 (c) Chapter ... (Senate Bill No. ... (S-0367/15)), Laws of 2015;

20 (d) Chapter ... (Senate Bill No. ... (S-0366/15)), Laws of 2015;

21 (e) Chapter ... (Senate Bill No. ... (S-1268/15)), Laws of 2015;

22 and

23 (f) Chapter ... (Senate Bill No. ... (S-0368/15)), Laws of 2015.

24 **Sec. 310.** RCW 81.104.160 and 2010 c 161 s 903 are each amended
25 to read as follows:

26 (1) Regional transit authorities that include a county with a
27 population of more than one million five hundred thousand may submit
28 an authorizing proposition to the voters, and if approved, may levy
29 and collect an excise tax, at a rate approved by the voters, but not
30 exceeding three-tenths of one percent on the value, under chapter
31 82.44 RCW, of every motor vehicle owned by a resident of the taxing
32 district, solely for the purpose of providing high capacity
33 transportation service. The maximum tax rate under this subsection
34 does not include a motor vehicle excise tax approved before the
35 effective date of this section if the tax will terminate on the date
36 bond debt to which the tax is pledged is repaid. This tax does not
37 apply to vehicles licensed under RCW 46.16A.455 except vehicles with
38 an unladen weight of six thousand pounds or less, RCW 46.16A.425 or
39 46.17.335(2). Notwithstanding any other provision of this subsection

1 or chapter 82.44 RCW, a motor vehicle excise tax imposed by a
2 regional transit authority before or after the effective date of this
3 section must comply with chapter 82.44 RCW as it existed on January
4 1, 1996, until December 31st of the year in which the regional
5 transit authority repays bond debt to which a motor vehicle excise
6 tax was pledged before the effective date of this section. Motor
7 vehicle taxes collected by regional transit authorities after
8 December 31st of the year in which a regional transit authority
9 repays bond debt to which a motor vehicle excise tax was pledged
10 before the effective date of this section must comply with chapter
11 82.44 RCW as it existed on the date the tax was approved by voters.

12 (2) An agency and high capacity transportation corridor area may
13 impose a sales and use tax solely for the purpose of providing high
14 capacity transportation service, in addition to the tax authorized by
15 RCW 82.14.030, upon retail car rentals within the applicable
16 jurisdiction that are taxable by the state under chapters 82.08 and
17 82.12 RCW. The rate of tax (~~shall~~) may not exceed 2.172 percent.
18 The rate of tax imposed under this subsection must bear the same
19 ratio of the 2.172 percent authorized that the rate imposed under
20 subsection (1) of this section bears to the rate authorized under
21 subsection (1) of this section. The base of the tax (~~shall be~~) is
22 the selling price in the case of a sales tax or the rental value of
23 the vehicle used in the case of a use tax.

24 (3) Any motor vehicle excise tax previously imposed under the
25 provisions of RCW 81.104.160(1) shall be repealed, terminated, and
26 expire on December 5, 2002, except for a motor vehicle excise tax for
27 which revenues have been contractually pledged to repay a bonded debt
28 issued before December 5, 2002, as determined by *Pierce County et al.*
29 *v. State*, 159 Wn.2d 16, 148 P.3d 1002 (2006). In the case of bonds
30 that were previously issued, the motor vehicle excise tax must comply
31 with chapter 82.44 RCW as it existed on January 1, 1996.

32 (4) This section takes effect only if the following are enacted
33 by June 30, 2015:

- 34 (a) Chapter ... (Senate Bill No. ... (S-0345/15)), Laws of 2015;
35 (b) Chapter ... (Senate Bill No. ... (S-1300/15)), Laws of 2015;
36 (c) Chapter ... (Senate Bill No. ... (S-0367/15)), Laws of 2015;
37 (d) Chapter ... (Senate Bill No. ... (S-0366/15)), Laws of 2015;
38 (e) Chapter ... (Senate Bill No. ... (S-1268/15)), Laws of 2015;
39 and
40 (f) Chapter ... (Senate Bill No. ... (S-0368/15)), Laws of 2015.

1 **Sec. 311.** RCW 81.104.170 and 2009 c 469 s 106 and 2009 c 280 s 5
2 are each reenacted and amended to read as follows:

3 (1) Cities that operate transit systems, county transportation
4 authorities, metropolitan municipal corporations, public
5 transportation benefit areas, high capacity transportation corridor
6 areas, and regional transit authorities may submit an authorizing
7 proposition to the voters and if approved by a majority of persons
8 voting, fix and impose a sales and use tax in accordance with the
9 terms of this chapter, solely for the purpose of providing high
10 capacity transportation service.

11 (2) The tax authorized pursuant to this section (~~shall be~~) is
12 in addition to the tax authorized by RCW 82.14.030 and (~~shall~~) must
13 be collected from those persons who are taxable by the state pursuant
14 to chapters 82.08 and 82.12 RCW upon the occurrence of any taxable
15 event within the taxing district. Except for the tax imposed by
16 regional transit authorities that include a county with a population
17 of more than one million five hundred thousand, the maximum rate of
18 such tax (~~shall~~) must be approved by the voters and (~~shall~~) may
19 not exceed one percent of the selling price (in the case of a sales
20 tax) or value of the article used (in the case of a use tax). The
21 maximum rate of such tax that may be imposed (~~shall~~) may not exceed
22 nine-tenths of one percent in any county that imposes a tax under RCW
23 82.14.340, or within a regional transit authority if any county
24 within the authority imposes a tax under RCW 82.14.340. The maximum
25 rate of such tax that may be imposed by a regional transit authority
26 that includes a county with a population of more than one million
27 five hundred thousand may not exceed 1.4 percent.

28 (3)(a) The exemptions in RCW 82.08.820 and 82.12.820 are for the
29 state portion of the sales and use tax and do not extend to the tax
30 authorized in this section.

31 (b) The exemptions in RCW 82.08.962 and 82.12.962 are for the
32 state and local sales and use taxes and include the tax authorized by
33 this section.

34 (4) This section takes effect only if the following are enacted
35 by June 30, 2015:

36 (a) Chapter ... (Senate Bill No. ... (S-0345/15)), Laws of 2015;

37 (b) Chapter ... (Senate Bill No. ... (S-1300/15)), Laws of 2015;

38 (c) Chapter ... (Senate Bill No. ... (S-0367/15)), Laws of 2015;

39 (d) Chapter ... (Senate Bill No. ... (S-0366/15)), Laws of 2015;

1 (e) Chapter ... (Senate Bill No. ... (S-1268/15)), Laws of 2015;
2 and
3 (f) Chapter ... (Senate Bill No. ... (S-0368/15)), Laws of 2015.

4 NEW SECTION. Sec. 312. A new section is added to chapter 81.104
5 RCW to read as follows:

6 (1) A regional transit authority that includes a county with a
7 population of more than one million five hundred thousand may impose
8 a regular property tax levy in an amount not to exceed ten cents per
9 thousand dollars of the assessed value of property in the regional
10 transit authority district in accordance with the terms of this
11 section.

12 (2) Any tax imposed under this section must be used for the
13 purpose of providing high capacity transportation service, as set
14 forth in a proposition that is approved by a majority of the persons
15 residing within the authority that vote on the proposition.

16 (3) Property taxes imposed under this section may be imposed for
17 the period of time required to pay the cost to plan, design,
18 construct, operate, and maintain the transit facilities set forth in
19 the approved proposition. Property taxes pledged to repay bonds may
20 be imposed at the pledged amount until the bonds are retired. After
21 the bonds are retired, property taxes authorized under this section
22 must be:

23 (a) Reduced to the level required to operate and maintain the
24 regional transit authority's transit facilities; or

25 (b) Terminated, unless the taxes have been extended by public
26 vote.

27 (4) The limitations in RCW 84.52.043 do not apply to the tax
28 authorized in this section.

29 (5) The limitation in RCW 84.55.010 does not apply to the first
30 levy imposed under this section.

31 (6) This section takes effect only if the following are enacted
32 by June 30, 2015:

33 (a) Chapter ... (Senate Bill No. ... (S-0345/15)), Laws of 2015;

34 (b) Chapter ... (Senate Bill No. ... (S-1300/15)), Laws of 2015;

35 (c) Chapter ... (Senate Bill No. ... (S-0367/15)), Laws of 2015;

36 (d) Chapter ... (Senate Bill No. ... (S-0366/15)), Laws of 2015;

37 (e) Chapter ... (Senate Bill No. ... (S-1268/15)), Laws of 2015;

38 and

39 (f) Chapter ... (Senate Bill No. ... (S-0368/15)), Laws of 2015.

1 **Sec. 313.** RCW 84.52.043 and 2011 c 275 s 2 are each amended to
2 read as follows:

3 Within and subject to the limitations imposed by RCW 84.52.050 as
4 amended, the regular ad valorem tax levies upon real and personal
5 property by the taxing districts hereafter named are as follows:

6 (1) Levies of the senior taxing districts are as follows: (a) The
7 levy by the state may not exceed three dollars and sixty cents per
8 thousand dollars of assessed value adjusted to the state equalized
9 value in accordance with the indicated ratio fixed by the state
10 department of revenue to be used exclusively for the support of the
11 common schools; (b) the levy by any county may not exceed one dollar
12 and eighty cents per thousand dollars of assessed value; (c) the levy
13 by any road district may not exceed two dollars and twenty-five cents
14 per thousand dollars of assessed value; and (d) the levy by any city
15 or town may not exceed three dollars and thirty-seven and one-half
16 cents per thousand dollars of assessed value. However any county is
17 hereby authorized to increase its levy from one dollar and eighty
18 cents to a rate not to exceed two dollars and forty-seven and one-
19 half cents per thousand dollars of assessed value for general county
20 purposes if the total levies for both the county and any road
21 district within the county do not exceed four dollars and five cents
22 per thousand dollars of assessed value, and no other taxing district
23 has its levy reduced as a result of the increased county levy.

24 (2) The aggregate levies of junior taxing districts and senior
25 taxing districts, other than the state, may not exceed five dollars
26 and ninety cents per thousand dollars of assessed valuation. The term
27 "junior taxing districts" includes all taxing districts other than
28 the state, counties, road districts, cities, towns, port districts,
29 and public utility districts. The limitations provided in this
30 subsection do not apply to: (a) Levies at the rates provided by
31 existing law by or for any port or public utility district; (b)
32 excess property tax levies authorized in Article VII, section 2 of
33 the state Constitution; (c) levies for acquiring conservation futures
34 as authorized under RCW 84.34.230; (d) levies for emergency medical
35 care or emergency medical services imposed under RCW 84.52.069; (e)
36 levies to finance affordable housing for very low-income housing
37 imposed under RCW 84.52.105; (f) the portions of levies by
38 metropolitan park districts that are protected under RCW 84.52.120;
39 (g) levies imposed by ferry districts under RCW 36.54.130; (h) levies
40 for criminal justice purposes under RCW 84.52.135; (i) the portions

1 of levies by fire protection districts that are protected under RCW
2 84.52.125; (j) levies by counties for transit-related purposes under
3 RCW 84.52.140; (~~and~~) (k) the protected portion of the levies
4 imposed under RCW 86.15.160 by flood control zone districts in a
5 county with a population of seven hundred seventy-five thousand or
6 more that are coextensive with a county; and (l) levies imposed by a
7 regional transit authority under section 312 of this act.

8 (3) This section takes effect only if the following are enacted
9 by June 30, 2015:

- 10 (a) Chapter ... (Senate Bill No. ... (S-0345/15)), Laws of 2015;
11 (b) Chapter ... (Senate Bill No. ... (S-1300/15)), Laws of 2015;
12 (c) Chapter ... (Senate Bill No. ... (S-0367/15)), Laws of 2015;
13 (d) Chapter ... (Senate Bill No. ... (S-0366/15)), Laws of 2015;
14 (e) Chapter ... (Senate Bill No. ... (S-1268/15)), Laws of 2015;
15 and
16 (f) Chapter ... (Senate Bill No. ... (S-0368/15)), Laws of 2015.

17 **Sec. 314.** RCW 84.52.043 and 2009 c 551 s 6 are each amended to
18 read as follows:

19 Within and subject to the limitations imposed by RCW 84.52.050 as
20 amended, the regular ad valorem tax levies upon real and personal
21 property by the taxing districts hereafter named (~~shall be~~) are as
22 follows:

23 (1) Levies of the senior taxing districts (~~shall be~~) are as
24 follows: (a) The levy by the state (~~shall~~) may not exceed three
25 dollars and sixty cents per thousand dollars of assessed value
26 adjusted to the state equalized value in accordance with the
27 indicated ratio fixed by the state department of revenue to be used
28 exclusively for the support of the common schools; (b) the levy by
29 any county (~~shall~~) may not exceed one dollar and eighty cents per
30 thousand dollars of assessed value; (c) the levy by any road district
31 (~~shall~~) may not exceed two dollars and twenty-five cents per
32 thousand dollars of assessed value; and (d) the levy by any city or
33 town (~~shall~~) may not exceed three dollars and thirty-seven and one-
34 half cents per thousand dollars of assessed value. However any county
35 is hereby authorized to increase its levy from one dollar and eighty
36 cents to a rate not to exceed two dollars and forty-seven and one-
37 half cents per thousand dollars of assessed value for general county
38 purposes if the total levies for both the county and any road
39 district within the county do not exceed four dollars and five cents

1 per thousand dollars of assessed value, and no other taxing district
2 has its levy reduced as a result of the increased county levy.

3 (2) The aggregate levies of junior taxing districts and senior
4 taxing districts, other than the state, (~~shall~~) may not exceed five
5 dollars and ninety cents per thousand dollars of assessed valuation.
6 The term "junior taxing districts" includes all taxing districts
7 other than the state, counties, road districts, cities, towns, port
8 districts, and public utility districts. The limitations provided in
9 this subsection (~~shall~~) do not apply to: (a) Levies at the rates
10 provided by existing law by or for any port or public utility
11 district; (b) excess property tax levies authorized in Article VII,
12 section 2 of the state Constitution; (c) levies for acquiring
13 conservation futures as authorized under RCW 84.34.230; (d) levies
14 for emergency medical care or emergency medical services imposed
15 under RCW 84.52.069; (e) levies to finance affordable housing for
16 very low-income housing imposed under RCW 84.52.105; (f) the portions
17 of levies by metropolitan park districts that are protected under RCW
18 84.52.120; (g) levies imposed by ferry districts under RCW 36.54.130;
19 (h) levies for criminal justice purposes under RCW 84.52.135; (i) the
20 portions of levies by fire protection districts that are protected
21 under RCW 84.52.125; (~~and~~) (j) levies by counties for transit-
22 related purposes under RCW 84.52.140; and (k) levies imposed by a
23 regional transit authority under section 312 of this act.

24 (3) This section takes effect only if the following are enacted
25 by June 30, 2015:

26 (a) Chapter ... (Senate Bill No. ... (S-0345/15)), Laws of 2015;

27 (b) Chapter ... (Senate Bill No. ... (S-1300/15)), Laws of 2015;

28 (c) Chapter ... (Senate Bill No. ... (S-0367/15)), Laws of 2015;

29 (d) Chapter ... (Senate Bill No. ... (S-0366/15)), Laws of 2015;

30 (e) Chapter ... (Senate Bill No. ... (S-1268/15)), Laws of 2015;

31 and

32 (f) Chapter ... (Senate Bill No. ... (S-0368/15)), Laws of 2015.

33 **Sec. 315.** RCW 84.52.010 and 2011 1st sp.s. c 28 s 2 are each
34 amended to read as follows:

35 (1) Except as is permitted under RCW 84.55.050, all taxes must be
36 levied or voted in specific amounts.

37 (2) The rate percent of all taxes for state and county purposes,
38 and purposes of taxing districts coextensive with the county, must be
39 determined, calculated and fixed by the county assessors of the

1 respective counties, within the limitations provided by law, upon the
2 assessed valuation of the property of the county, as shown by the
3 completed tax rolls of the county, and the rate percent of all taxes
4 levied for purposes of taxing districts within any county must be
5 determined, calculated and fixed by the county assessors of the
6 respective counties, within the limitations provided by law, upon the
7 assessed valuation of the property of the taxing districts
8 respectively.

9 (3) When a county assessor finds that the aggregate rate of tax
10 levy on any property, that is subject to the limitations set forth in
11 RCW 84.52.043 or 84.52.050, exceeds the limitations provided in
12 either of these sections, the assessor must recompute and establish a
13 consolidated levy in the following manner:

14 (a) The full certified rates of tax levy for state, county,
15 county road district, regional transit authority, and city or town
16 purposes must be extended on the tax rolls in amounts not exceeding
17 the limitations established by law; however any state levy takes
18 precedence over all other levies and may not be reduced for any
19 purpose other than that required by RCW 84.55.010. If, as a result of
20 the levies imposed under RCW 36.54.130, 84.34.230, 84.52.069,
21 84.52.105, the portion of the levy by a metropolitan park district
22 that was protected under RCW 84.52.120, 84.52.125, 84.52.135,
23 84.52.140, and the protected portion of the levy under RCW 86.15.160
24 by flood control zone districts in a county with a population of
25 seven hundred seventy-five thousand or more that are coextensive with
26 a county, the combined rate of regular property tax levies that are
27 subject to the one percent limitation exceeds one percent of the true
28 and fair value of any property, then these levies must be reduced as
29 follows:

30 (i) The portion of the levy by a metropolitan park district that
31 has a population of less than one hundred fifty thousand and is
32 located in a county with a population of one million five hundred
33 thousand or more that is protected under RCW 84.52.120 must be
34 reduced until the combined rate no longer exceeds one percent of the
35 true and fair value of any property or must be eliminated;

36 (ii) If the combined rate of regular property tax levies that are
37 subject to the one percent limitation still exceeds one percent of
38 the true and fair value of any property, the protected portion of the
39 levy imposed under RCW 86.15.160 by a flood control zone district in
40 a county with a population of seven hundred seventy-five thousand or

1 more that is coextensive with a county must be reduced until the
2 combined rate no longer exceeds one percent of the true and fair
3 value of any property or must be eliminated;

4 (iii) If the combined rate of regular property tax levies that
5 are subject to the one percent limitation still exceeds one percent
6 of the true and fair value of any property, the levy imposed by a
7 county under RCW 84.52.140 must be reduced until the combined rate no
8 longer exceeds one percent of the true and fair value of any property
9 or must be eliminated;

10 (iv) If the combined rate of regular property tax levies that are
11 subject to the one percent limitation still exceeds one percent of
12 the true and fair value of any property, the portion of the levy by a
13 fire protection district that is protected under RCW 84.52.125 must
14 be reduced until the combined rate no longer exceeds one percent of
15 the true and fair value of any property or must be eliminated;

16 (v) If the combined rate of regular property tax levies that are
17 subject to the one percent limitation still exceeds one percent of
18 the true and fair value of any property, the levy imposed by a county
19 under RCW 84.52.135 must be reduced until the combined rate no longer
20 exceeds one percent of the true and fair value of any property or
21 must be eliminated;

22 (vi) If the combined rate of regular property tax levies that are
23 subject to the one percent limitation still exceeds one percent of
24 the true and fair value of any property, the levy imposed by a ferry
25 district under RCW 36.54.130 must be reduced until the combined rate
26 no longer exceeds one percent of the true and fair value of any
27 property or must be eliminated;

28 (vii) If the combined rate of regular property tax levies that
29 are subject to the one percent limitation still exceeds one percent
30 of the true and fair value of any property, the portion of the levy
31 by a metropolitan park district with a population of one hundred
32 fifty thousand or more that is protected under RCW 84.52.120 must be
33 reduced until the combined rate no longer exceeds one percent of the
34 true and fair value of any property or must be eliminated;

35 (viii) If the combined rate of regular property tax levies that
36 are subject to the one percent limitation still exceeds one percent
37 of the true and fair value of any property, then the levies imposed
38 under RCW 84.34.230, 84.52.105, and any portion of the levy imposed
39 under RCW 84.52.069 that is in excess of thirty cents per thousand
40 dollars of assessed value, must be reduced on a pro rata basis until

1 the combined rate no longer exceeds one percent of the true and fair
2 value of any property or must be eliminated; and

3 (ix) If the combined rate of regular property tax levies that are
4 subject to the one percent limitation still exceeds one percent of
5 the true and fair value of any property, then the thirty cents per
6 thousand dollars of assessed value of tax levy imposed under RCW
7 84.52.069 must be reduced until the combined rate no longer exceeds
8 one percent of the true and fair value of any property or must be
9 eliminated.

10 (b) The certified rates of tax levy subject to these limitations
11 by all junior taxing districts imposing taxes on such property must
12 be reduced or eliminated as follows to bring the consolidated levy of
13 taxes on such property within the provisions of these limitations:

14 (i) First, the certified property tax levy rates of those junior
15 taxing districts authorized under RCW 36.68.525, 36.69.145,
16 35.95A.100, and 67.38.130 must be reduced on a pro rata basis or
17 eliminated;

18 (ii) Second, if the consolidated tax levy rate still exceeds
19 these limitations, the certified property tax levy rates of flood
20 control zone districts other than the portion of a levy protected
21 under RCW 84.52.815 must be reduced on a pro rata basis or
22 eliminated;

23 (iii) Third, if the consolidated tax levy rate still exceeds
24 these limitations, the certified property tax levy rates of all other
25 junior taxing districts, other than fire protection districts,
26 regional fire protection service authorities, library districts, the
27 first fifty cent per thousand dollars of assessed valuation levies
28 for metropolitan park districts, and the first fifty cent per
29 thousand dollars of assessed valuation levies for public hospital
30 districts, must be reduced on a pro rata basis or eliminated;

31 (iv) Fourth, if the consolidated tax levy rate still exceeds
32 these limitations, the first fifty cent per thousand dollars of
33 assessed valuation levies for metropolitan park districts created on
34 or after January 1, 2002, must be reduced on a pro rata basis or
35 eliminated;

36 (v) Fifth, if the consolidated tax levy rate still exceeds these
37 limitations, the certified property tax levy rates authorized to fire
38 protection districts under RCW 52.16.140 and 52.16.160 and regional
39 fire protection service authorities under RCW 52.26.140(1) (b) and
40 (c) must be reduced on a pro rata basis or eliminated; and

1 (vi) Sixth, if the consolidated tax levy rate still exceeds these
2 limitations, the certified property tax levy rates authorized for
3 fire protection districts under RCW 52.16.130, regional fire
4 protection service authorities under RCW 52.26.140(1)(a), library
5 districts, metropolitan park districts created before January 1,
6 2002, under their first fifty cent per thousand dollars of assessed
7 valuation levy, and public hospital districts under their first fifty
8 cent per thousand dollars of assessed valuation levy, must be reduced
9 on a pro rata basis or eliminated.

10 (4) This section takes effect only if the following are enacted
11 by June 30, 2015:

- 12 (a) Chapter ... (Senate Bill No. ... (S-0345/15)), Laws of 2015;
13 (b) Chapter ... (Senate Bill No. ... (S-1300/15)), Laws of 2015;
14 (c) Chapter ... (Senate Bill No. ... (S-0367/15)), Laws of 2015;
15 (d) Chapter ... (Senate Bill No. ... (S-0366/15)), Laws of 2015;
16 (e) Chapter ... (Senate Bill No. ... (S-1268/15)), Laws of 2015;
17 and
18 (f) Chapter ... (Senate Bill No. ... (S-0368/15)), Laws of 2015.

19 **Sec. 316.** RCW 84.52.010 and 2009 c 551 s 7 are each amended to
20 read as follows:

21 (1) Except as is permitted under RCW 84.55.050, all taxes
22 (~~shall~~) must be levied or voted in specific amounts.

23 (2) The rate percent of all taxes for state and county purposes,
24 and purposes of taxing districts coextensive with the county,
25 (~~shall~~) must be determined, calculated and fixed by the county
26 assessors of the respective counties, within the limitations provided
27 by law, upon the assessed valuation of the property of the county, as
28 shown by the completed tax rolls of the county, and the rate percent
29 of all taxes levied for purposes of taxing districts within any
30 county (~~shall~~) must be determined, calculated and fixed by the
31 county assessors of the respective counties, within the limitations
32 provided by law, upon the assessed valuation of the property of the
33 taxing districts respectively.

34 (3) When a county assessor finds that the aggregate rate of tax
35 levy on any property, that is subject to the limitations set forth in
36 RCW 84.52.043 or 84.52.050, exceeds the limitations provided in
37 either of these sections, the assessor (~~shall~~) must recompute and
38 establish a consolidated levy in the following manner:

1 (~~(1)~~) (a) The full certified rates of tax levy for state,
2 county, county road district, regional transit authority, and city or
3 town purposes (~~(shall)~~) must be extended on the tax rolls in amounts
4 not exceeding the limitations established by law; however any state
5 levy (~~(shall)~~) takes precedence over all other levies and (~~(shall)~~)
6 may not be reduced for any purpose other than that required by RCW
7 84.55.010. If, as a result of the levies imposed under RCW 36.54.130,
8 84.34.230, 84.52.069, 84.52.105, the portion of the levy by a
9 metropolitan park district that was protected under RCW 84.52.120,
10 84.52.125, 84.52.135, and 84.52.140, the combined rate of regular
11 property tax levies that are subject to the one percent limitation
12 exceeds one percent of the true and fair value of any property, then
13 these levies (~~(shall)~~) must be reduced as follows:

14 (~~(a)~~) (i) The levy imposed by a county under RCW 84.52.140
15 (~~(shall)~~) must be reduced until the combined rate no longer exceeds
16 one percent of the true and fair value of any property or (~~(shall)~~)
17 must be eliminated;

18 (~~(b)~~) (ii) If the combined rate of regular property tax levies
19 that are subject to the one percent limitation still exceeds one
20 percent of the true and fair value of any property, the portion of
21 the levy by a fire protection district that is protected under RCW
22 84.52.125 (~~(shall)~~) must be reduced until the combined rate no longer
23 exceeds one percent of the true and fair value of any property or
24 (~~(shall)~~) must be eliminated;

25 (~~(c)~~) (iii) If the combined rate of regular property tax levies
26 that are subject to the one percent limitation still exceeds one
27 percent of the true and fair value of any property, the levy imposed
28 by a county under RCW 84.52.135 must be reduced until the combined
29 rate no longer exceeds one percent of the true and fair value of any
30 property or must be eliminated;

31 (~~(d)~~) (iv) If the combined rate of regular property tax levies
32 that are subject to the one percent limitation still exceeds one
33 percent of the true and fair value of any property, the levy imposed
34 by a ferry district under RCW 36.54.130 must be reduced until the
35 combined rate no longer exceeds one percent of the true and fair
36 value of any property or must be eliminated;

37 (~~(e)~~) (v) If the combined rate of regular property tax levies
38 that are subject to the one percent limitation still exceeds one
39 percent of the true and fair value of any property, the portion of
40 the levy by a metropolitan park district that is protected under RCW

1 84.52.120 (~~shall~~) must be reduced until the combined rate no longer
2 exceeds one percent of the true and fair value of any property or
3 (~~shall~~) must be eliminated;

4 (~~(f)~~) (vi) If the combined rate of regular property tax levies
5 that are subject to the one percent limitation still exceeds one
6 percent of the true and fair value of any property, then the levies
7 imposed under RCW 84.34.230, 84.52.105, and any portion of the levy
8 imposed under RCW 84.52.069 that is in excess of thirty cents per
9 thousand dollars of assessed value, (~~shall~~) must be reduced on a
10 pro rata basis until the combined rate no longer exceeds one percent
11 of the true and fair value of any property or (~~shall~~) must be
12 eliminated; and

13 (~~(g)~~) (vii) If the combined rate of regular property tax levies
14 that are subject to the one percent limitation still exceeds one
15 percent of the true and fair value of any property, then the thirty
16 cents per thousand dollars of assessed value of tax levy imposed
17 under RCW 84.52.069 (~~shall~~) must be reduced until the combined rate
18 no longer exceeds one percent of the true and fair value of any
19 property or eliminated.

20 (~~(2)~~) (b) The certified rates of tax levy subject to these
21 limitations by all junior taxing districts imposing taxes on such
22 property (~~shall~~) must be reduced or eliminated as follows to bring
23 the consolidated levy of taxes on such property within the provisions
24 of these limitations:

25 (~~(a)~~) (i) First, the certified property tax levy rates of those
26 junior taxing districts authorized under RCW 36.68.525, 36.69.145,
27 35.95A.100, and 67.38.130 (~~shall~~) must be reduced on a pro rata
28 basis or eliminated;

29 (~~(b)~~) (ii) Second, if the consolidated tax levy rate still
30 exceeds these limitations, the certified property tax levy rates of
31 flood control zone districts (~~shall~~) must be reduced on a pro rata
32 basis or eliminated;

33 (~~(c)~~) (iii) Third, if the consolidated tax levy rate still
34 exceeds these limitations, the certified property tax levy rates of
35 all other junior taxing districts, other than fire protection
36 districts, regional fire protection service authorities, library
37 districts, the first fifty cent per thousand dollars of assessed
38 valuation levies for metropolitan park districts, and the first fifty
39 cent per thousand dollars of assessed valuation levies for public

1 hospital districts, (~~shall~~) must be reduced on a pro rata basis or
2 eliminated;

3 (~~(d)~~) (iv) Fourth, if the consolidated tax levy rate still
4 exceeds these limitations, the first fifty cent per thousand dollars
5 of assessed valuation levies for metropolitan park districts created
6 on or after January 1, 2002, (~~shall~~) must be reduced on a pro rata
7 basis or eliminated;

8 (~~(e)~~) (v) Fifth, if the consolidated tax levy rate still
9 exceeds these limitations, the certified property tax levy rates
10 authorized to fire protection districts under RCW 52.16.140 and
11 52.16.160 and regional fire protection service authorities under RCW
12 52.26.140(1) (b) and (c) (~~shall~~) must be reduced on a pro rata
13 basis or eliminated; and

14 (~~(f)~~) (vi) Sixth, if the consolidated tax levy rate still
15 exceeds these limitations, the certified property tax levy rates
16 authorized for fire protection districts under RCW 52.16.130,
17 regional fire protection service authorities under RCW
18 52.26.140(1)(a), library districts, metropolitan park districts
19 created before January 1, 2002, under their first fifty cent per
20 thousand dollars of assessed valuation levy, and public hospital
21 districts under their first fifty cent per thousand dollars of
22 assessed valuation levy, (~~shall~~) must be reduced on a pro rata
23 basis or eliminated.

24 (4) This section takes effect only if the following are enacted
25 by June 30, 2015:

26 (a) Chapter ... (Senate Bill No. ... (S-0345/15)), Laws of 2015;

27 (b) Chapter ... (Senate Bill No. ... (S-1300/15)), Laws of 2015;

28 (c) Chapter ... (Senate Bill No. ... (S-0367/15)), Laws of 2015;

29 (d) Chapter ... (Senate Bill No. ... (S-0366/15)), Laws of 2015;

30 (e) Chapter ... (Senate Bill No. ... (S-1268/15)), Laws of 2015;

31 and

32 (f) Chapter ... (Senate Bill No. ... (S-0368/15)), Laws of 2015.

33 **Sec. 317.** RCW 84.04.120 and 1999 c 153 s 69 are each amended to
34 read as follows:

35 (1) "Taxing district" (~~shall be held and construed to mean and~~
36 include)) means the state and any county, city, town, port district,
37 school district, road district, metropolitan park district, regional
38 transit authority, water-sewer district, or other municipal
39 corporation, now or hereafter existing, having the power or

1 authorized by law to impose burdens upon property within the district
2 in proportion to the value thereof, for the purpose of obtaining
3 revenue for public purposes, as distinguished from municipal
4 corporations authorized to impose burdens, or for which burdens may
5 be imposed, for such purposes, upon property in proportion to the
6 benefits accruing thereto.

7 (2) This section takes effect only if the following are enacted
8 by June 30, 2015:

9 (a) Chapter ... (Senate Bill No. ... (S-0345/15)), Laws of 2015;

10 (b) Chapter ... (Senate Bill No. ... (S-1300/15)), Laws of 2015;

11 (c) Chapter ... (Senate Bill No. ... (S-0367/15)), Laws of 2015;

12 (d) Chapter ... (Senate Bill No. ... (S-0366/15)), Laws of 2015;

13 (e) Chapter ... (Senate Bill No. ... (S-1268/15)), Laws of 2015;

14 and

15 (f) Chapter ... (Senate Bill No. ... (S-0368/15)), Laws of 2015.

16 **PART IV**

17 **MISCELLANEOUS**

18 **Electric Vehicle Infrastructure Bank**

19 NEW SECTION. Sec. 401. A new section is added to chapter 47.29
20 RCW to read as follows:

21 (1) A Washington electric vehicle infrastructure bank is hereby
22 established. The Washington electric vehicle infrastructure bank
23 shall provide financial assistance for the installation of publicly
24 accessible electric vehicle charging stations within the state.

25 (2) Electric vehicle infrastructure receiving financial
26 assistance must include both DC fast-charging stations and level 1 or
27 2 electric vehicle supply equipment. The department must confer with
28 the Washington department of commerce, and seek input from experts
29 representing local government, public utilities, electric vehicle
30 manufacturer representatives, and current Washington state electric
31 vehicle drivers to review information and advise the department on
32 policies and priorities for deployment of public charging station
33 locations.

34 (3) The department's public-private partnerships office must
35 administer all funds dispersed and received, including any funds
36 received under RCW 46.17.323 and deposited into the transportation
37 innovative partnership account created under RCW 47.29.230. Prior to
38 providing any financial assistance for electric vehicle

1 infrastructure projects, the department must submit a business plan
2 to the house of representatives and senate transportation committees
3 of the legislature and to the governor's office.

4 (4) Annual progress reports must be transmitted to the
5 legislature and governor as of December 1st of each year.

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

7 (6) This section takes effect only if the following are enacted
8 by June 30, 2015:

9 (a) Chapter ... (Senate Bill No. ... (S-0345/15)), Laws of 2015;

10 (b) Chapter ... (Senate Bill No. ... (S-1300/15)), Laws of 2015;

11 (c) Chapter ... (Senate Bill No. ... (S-0367/15)), Laws of 2015;

12 (d) Chapter ... (Senate Bill No. ... (S-0366/15)), Laws of 2015;

13 (e) Chapter ... (Senate Bill No. ... (S-1268/15)), Laws of 2015;

14 and

15 (f) Chapter ... (Senate Bill No. ... (S-0368/15)), Laws of 2015.

16 **Sec. 402.** RCW 81.77.170 and 1989 c 431 s 36 are each amended to
17 read as follows:

18 (1) For rate-making purposes, a fee, charge, or tax on the
19 collection or disposal of solid waste (~~shall be~~) is considered a
20 normal operating expense of the solid waste collection company,
21 including all taxes and fees imposed or increased under this act.
22 Filing for pass-through of any such fee, charge, or tax is not
23 considered a general rate proceeding.

24 (2) This section takes effect only if the following are enacted
25 by June 30, 2015:

26 (a) Chapter ... (Senate Bill No. ... (S-0345/15)), Laws of 2015;

27 (b) Chapter ... (Senate Bill No. ... (S-1300/15)), Laws of 2015;

28 (c) Chapter ... (Senate Bill No. ... (S-0367/15)), Laws of 2015;

29 (d) Chapter ... (Senate Bill No. ... (S-0366/15)), Laws of 2015;

30 (e) Chapter ... (Senate Bill No. ... (S-1268/15)), Laws of 2015;

31 and

32 (f) Chapter ... (Senate Bill No. ... (S-0368/15)), Laws of 2015.

33 **Effective Dates and Other Miscellaneous Provisions**

34 **Sec. 403.** 2013 c 225 s 650 (uncodified) is amended to read as
35 follows:

1 (~~This act takes effect July 1, 2015.~~) Section 110 of this act
2 takes effect July 1, 2015. Sections 101 through 109, 111 through 304,
3 and 306 through 647 of this act take effect July 1, 2016.

4 NEW SECTION. Sec. 404. 2013 c 225 s 305 is repealed.

5 NEW SECTION. Sec. 405. If any provision of this act or its
6 application to any person or circumstance is held invalid, the
7 remainder of the act or the application of the provision to other
8 persons or circumstances is not affected.

9 NEW SECTION. Sec. 406. Sections 101, 102, 104, 109, 111, 112,
10 403, and 404 of this act are necessary for the immediate preservation
11 of the public peace, health, or safety, or support of the state
12 government and its existing public institutions, and take effect July
13 1, 2015.

14 NEW SECTION. Sec. 407. Sections 103, 105, 110, 201, 202, and
15 206 through 209 of this act take effect July 1, 2016.

16 NEW SECTION. Sec. 408. Section 107 of this act expires on the
17 date the requirements set out in section 7, chapter 36, Laws of 2012
18 are met.

19 NEW SECTION. Sec. 409. Section 108 of this act takes effect on
20 the date the requirements set out in section 7, chapter 36, Laws of
21 2012 are met.

22 NEW SECTION. Sec. 410. Sections 101, 102, 104, and 109 of this
23 act expire July 1, 2016.

24 NEW SECTION. Sec. 411. Section 204 of this act takes effect
25 July 1, 2017.

26 NEW SECTION. Sec. 412. Section 204 of this act expires on the
27 effective date of legislation enacted by the legislature that imposes
28 a vehicle miles traveled fee or tax.

29 NEW SECTION. Sec. 413. Section 210 of this act takes effect
30 January 1, 2017.

1 NEW SECTION. **Sec. 414.** Sections 211 through 214 of this act
2 take effect July 1, 2017.

3 NEW SECTION. **Sec. 415.** Sections 215 and 216 of this act take
4 effect March 1, 2017.

5 NEW SECTION. **Sec. 416.** Sections 313 and 315 of this act expire
6 January 1, 2018.

7 NEW SECTION. **Sec. 417.** Sections 314 and 316 of this act take
8 effect January 1, 2018.

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