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SENATE BILL 5546

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State of Washington                      52nd Legislature                      1991 Regular Session

By Senators Vognild, Bailey, Pelz, Johnson, Moore, Conner, Williams, Talmadge, Niemi, A. Smith, Murray, Bluechel, Rinehart, Snyder and Bauer.

Read first time February 6, 1991.                      Referred to Committee on Transportation.

1            AN ACT Relating to the construction and development of an  
2 intrastate rapid rail transportation system; amending RCW 82.36.025 and  
3 46.68.090; adding a new section to chapter 46.68 RCW; adding a new  
4 section to chapter 47.04 RCW; and adding a new section to chapter 39.12  
5 RCW.

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

7            **Sec. 1.** RCW 82.36.025 and 1990 c 42 s 101 are each amended to read  
8 as follows:

9            The motor vehicle fuel tax rate shall be computed as the sum of the  
10 tax rate provided in subsection (1) of this section and the additional  
11 tax rates provided in subsections (2) through (~~((+5))~~) (6) of this  
12 section.

13            (1) A motor vehicle fuel tax rate of seventeen cents per gallon  
14 shall apply to the sale, distribution, or use of motor vehicle fuel.

1 (2) An additional motor vehicle fuel tax rate of one-third cent per  
2 gallon shall apply to the sale, distribution, or use of motor vehicle  
3 fuel, and the proceeds from this additional tax rate, reduced by an  
4 amount equal to the sum of the payments under RCW 46.68.090 (1) (a) and  
5 (b) multiplied by the additional tax rate prescribed by this subsection  
6 divided by the motor vehicle fuel tax rate provided in this section,  
7 shall be deposited in the rural arterial trust account in the motor  
8 vehicle fund for expenditures under RCW 36.79.020.

9 (3) An additional motor vehicle fuel tax rate of one-third cent per  
10 gallon shall apply to the sale, distribution, or use of motor vehicle  
11 fuel, and the proceeds from this additional tax rate, reduced by an  
12 amount equal to the sum of the payments under RCW 46.68.090 (1) (a) and  
13 (b) multiplied by the additional tax rate prescribed by this subsection  
14 divided by the motor vehicle fuel tax rate provided in this section,  
15 shall be deposited in the urban arterial trust account in the motor  
16 vehicle fund.

17 (4) An additional motor vehicle fuel tax rate of one-third cent per  
18 gallon shall be applied to the sale, distribution, or use of motor  
19 vehicle fuel, and the proceeds from this additional tax rate, reduced  
20 by an amount equal to the sum of the payments under RCW 46.68.090 (1)  
21 (a) and (b) multiplied by the additional tax rate prescribed by this  
22 subsection divided by the motor vehicle fuel tax rate provided in this  
23 section, shall be deposited in the motor vehicle fund to be expended  
24 for highway purposes of the state as defined in RCW 46.68.130.

25 (5) An additional motor vehicle fuel tax rate of four cents per  
26 gallon from April 1, 1990, through March 31, 1991, and five cents per  
27 gallon from April 1, 1991, applies to the sale, distribution, or use of  
28 motor vehicle fuel. The proceeds from the additional tax rate under  
29 this subsection, reduced by an amount equal to the sum of the payments  
30 under RCW 46.68.090 (1) (a) and (b) multiplied by the additional tax

1 rate prescribed by this subsection divided by the motor fuel tax rate  
2 provided in this section, shall be deposited in the motor vehicle fund  
3 and shall be distributed by the state treasurer according to RCW  
4 46.68.095.

5 (6) An additional motor vehicle fuel tax rate of one cent per  
6 gallon shall be applied to the sale, distribution, or use of motor  
7 vehicle fuel, and the proceeds from this additional tax rate, reduced  
8 by an amount equal to the sum of the payments under RCW 46.68.090  
9 (1)(a) and (b) multiplied by the additional tax rate prescribed by this  
10 subsection divided by the motor vehicle fuel tax rate provided in this  
11 section, shall be deposited in the intrastate rapid rail account in the  
12 motor vehicle fund.

13 **Sec. 2.** RCW 46.68.090 and 1990 c 42 s 102 are each amended to read  
14 as follows:

15 (1) All moneys that have accrued or may accrue to the motor vehicle  
16 fund from the motor vehicle fuel tax and special fuel tax shall be  
17 first expended for the following purposes:

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

20 (b) For payment of amounts to be expended pursuant to  
21 appropriations for the administrative expenses of the offices of state  
22 treasurer, state auditor, and the department of licensing of the state  
23 of Washington in the administration of the motor vehicle fuel tax and  
24 the special fuel tax, which sums shall be distributed monthly;

25 (c) For distribution to the rural arterial trust account in the  
26 motor vehicle fund, an amount as provided in RCW 82.36.025(2) and  
27 46.68.095(3);

28 (d) For distribution to the urban arterial trust account in the  
29 motor vehicle fund, an amount as provided in RCW 82.36.025(3);

1 (e) For distribution to the transportation improvement account in  
2 the motor vehicle fund, an amount as provided in RCW 46.68.095(1);

3 (f) For distribution to the special category C account, hereby  
4 created in the motor vehicle fund, an amount as provided in RCW  
5 46.68.095(2);

6 (g) For distribution to the county arterial preservation account,  
7 hereby created in the motor vehicle fund, an amount as provided in RCW  
8 46.68.095(4);

9 (h) For distribution to the motor vehicle fund to be allocated to  
10 cities and towns as provided in RCW 46.68.110, an amount as provided in  
11 RCW 46.68.095(5);

12 (i) For distribution to the motor vehicle fund to be allocated to  
13 counties as provided in RCW 46.68.120, an amount as provided in RCW  
14 46.68.095(6);

15 (j) For expenditure for highway purposes of the state as defined in  
16 RCW 46.68.130, an amount as provided in RCW 82.36.025(4) and  
17 46.68.095(7);

18 (k) For payments to the intrastate rapid rail account in the motor  
19 vehicle fund, an amount as provided in RCW 82.36.025(6).

20 (2) The amount accruing to the motor vehicle fund by virtue of the  
21 motor vehicle fuel tax and the special fuel tax and remaining after  
22 payments, distributions, and expenditures as provided in this section  
23 shall, for the purposes of this chapter, be referred to as the "net tax  
24 amount."

25 NEW SECTION. Sec. 3. A new section is added to chapter 46.68 RCW  
26 to read as follows:

27 The intrastate rapid rail account is created in the motor vehicle  
28 fund of the state treasury. All receipts as directed by RCW  
29 82.36.025(6) shall be deposited in the account. This fund shall be

1 used exclusively for development and construction of intrastate rapid  
2 rail transportation, and may not be used for planning purposes.

3 NEW SECTION. **Sec. 4.** A new section is added to chapter 47.04 RCW  
4 to read as follows:

5 Intrastate rapid rail transportation is declared a public highway,  
6 to be part of the highway system as administered by the department of  
7 transportation.

8 NEW SECTION. **Sec. 5.** A new section is added to chapter 39.12 RCW  
9 to read as follows:

10 The prevailing rate of wage as determined by this chapter shall be  
11 paid on all public works projects for the development and construction  
12 of intrastate rapid rail transportation.