
HOUSE BILL 2606

State of Washington

53rd Legislature

1994 Regular Session

By Representative R. Fisher

Read first time 01/19/94. Referred to Committee on Transportation.

1 AN ACT Relating to motor vehicle excise tax; amending RCW
2 82.44.150; and providing an effective date.

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

4 **Sec. 1.** RCW 82.44.150 and 1993 c 491 s 2 are each amended to read
5 as follows:

6 (1) The director of licensing shall, on the twenty-fifth day of
7 February, May, August, and November of each year, advise the state
8 treasurer of the total amount of motor vehicle excise taxes imposed by
9 RCW 82.44.020 (1) and (2) remitted to the department during the
10 preceding calendar quarter ending on the last day of March, June,
11 September, and December, respectively, except for those payable under
12 RCW 82.44.030, from motor vehicle owners residing within each
13 municipality which has levied a tax under RCW 35.58.273, which amount
14 of excise taxes shall be determined by the director as follows:

15 The total amount of motor vehicle excise taxes remitted to the
16 department, except those payable under RCW 82.44.020(3) and 82.44.030,
17 from each county shall be multiplied by a fraction, the numerator of
18 which is the population of the municipality residing in such county,
19 and the denominator of which is the total population of the county in

1 which such municipality or portion thereof is located. The product of
2 this computation shall be the amount of excise taxes from motor vehicle
3 owners residing within such municipality or portion thereof. Where the
4 municipality levying a tax under RCW 35.58.273 is located in more than
5 one county, the above computation shall be made by county, and the
6 combined products shall provide the total amount of motor vehicle
7 excise taxes from motor vehicle owners residing in the municipality as
8 a whole. Population figures required for these computations shall be
9 supplied to the director by the office of financial management, who
10 shall adjust the fraction annually.

11 (2) On the first day of the months of January, April, July, and
12 October of each year, the state treasurer based upon information
13 provided by the department shall, from motor vehicle excise taxes
14 deposited in the general fund, under RCW 82.44.110(1)(g), make the
15 following deposits:

16 (a) To the high capacity transportation account created in RCW
17 47.78.010, a sum equal to four and five-tenths percent of the special
18 excise tax levied under RCW 35.58.273 by those municipalities
19 authorized to levy a special excise tax within (i) each county with a
20 population of two hundred ten thousand or more and (ii) each county
21 with a population of from one hundred twenty-five thousand to less than
22 two hundred ten thousand except for those counties that do not border
23 a county with a population as described in subsection (i) of this
24 subsection;

25 (b) To the central Puget Sound public transportation account
26 created in RCW 82.44.180, for revenues distributed after (~~December 31,~~
27 ~~1992~~) June 30, 1995, within a county with a population of one million
28 or more and a county with a population of from two hundred thousand to
29 less than one million bordering a county with a population of one
30 million or more, a sum equal to (~~the difference between (i) the~~
31 ~~special excise tax levied and collected under RCW 35.58.273 by those~~
32 ~~municipalities authorized to levy and collect a special excise tax~~
33 ~~subject to the requirements of subsections (3) and (4) of this section~~
34 ~~and (ii) the special excise tax that the municipality would otherwise~~
35 ~~have been eligible to levy and collect at a tax rate of .815 percent~~
36 ~~and been able to match with locally generated tax revenues, other than~~
37 ~~the excise tax imposed under RCW 35.58.273, budgeted for any public~~
38 ~~transportation purpose. Before this deposit, the sum shall be reduced~~
39 ~~by an amount equal to the amount distributed under (a) of this~~

1 subsection for each of the municipalities within the counties to which
2 this subsection ~~(2)(b)~~ applies; however, any transfer under this
3 subsection ~~(2)(b)~~ must be greater than zero)) six and sixty-five
4 hundredths percent of the special excise tax levied under RCW 35.58.273
5 by those municipalities authorized to levy a special excise tax;

6 (c) To the public transportation systems account created in RCW
7 82.44.180, for revenues distributed after ~~((December 31, 1992))~~ June
8 30, 1995, within counties not described in (b) of this subsection, a
9 sum equal to ~~((the difference between (i) the special excise tax levied~~
10 ~~and collected under RCW 35.58.273 by those municipalities authorized to~~
11 ~~levy and collect a special excise tax subject to the requirements of~~
12 ~~subsections (3) and (4) of this section and (ii) the special excise tax~~
13 ~~that the municipality would otherwise have been eligible to levy and~~
14 ~~collect at a tax rate of .815 percent and been able to match with~~
15 ~~locally generated tax revenues, other than the excise tax imposed under~~
16 ~~RCW 35.58.273, budgeted for any public transportation purpose. Before~~
17 ~~this deposit, the sum shall be reduced by an amount equal to the amount~~
18 ~~distributed under (a) of this subsection for each of the municipalities~~
19 ~~within the counties to which this subsection (2)(c) applies; however,~~
20 ~~any transfer under this subsection (2)(c) must be greater than zero))~~
21 four and seventy-five hundredths percent of the special excise tax
22 levied under RCW 35.58.273 by those municipalities authorized to levy
23 a special excise tax; and

24 (d) To the general fund, for revenues distributed after June 30,
25 1993, and to the transportation fund, for revenues distributed after
26 June 30, 1995, a sum equal to the difference between (i) the special
27 excise tax levied and collected under RCW 35.58.273 by those
28 municipalities authorized to levy and collect a special excise tax
29 subject to the requirements of subsections (3) and (4) of this section
30 and (ii) the special excise tax that the municipality would otherwise
31 have been eligible to levy and collect at a tax rate of .815 percent
32 notwithstanding the requirements set forth in subsections (3) through
33 (6) of this section, reduced by an amount equal to distributions made
34 under (a), (b), and (c) of this subsection.

35 (3) On the first day of the months of January, April, July, and
36 October of each year, the state treasurer, based upon information
37 provided by the department, shall remit motor vehicle excise tax
38 revenues imposed and collected under RCW 35.58.273 as follows:

1 (a) The amount required to be remitted by the state treasurer to
2 the treasurer of any municipality levying the tax shall not exceed in
3 any calendar year the amount of locally-generated tax revenues,
4 excluding the excise tax imposed under RCW 35.58.273 for the purposes
5 of this section, which shall have been budgeted by the municipality to
6 be collected in such calendar year for any public transportation
7 purposes including but not limited to operating costs, capital costs,
8 and debt service on general obligation or revenue bonds issued for
9 these purposes; and

10 (b) In no event may the amount remitted in a single calendar
11 quarter exceed the amount collected on behalf of the municipality under
12 RCW 35.58.273 during the calendar quarter next preceding the
13 immediately preceding quarter.

14 (4) At the close of each calendar year accounting period, but not
15 later than April 1, each municipality that has received motor vehicle
16 excise taxes under subsection (3) of this section shall transmit to the
17 director of licensing and the state auditor a written report showing by
18 source the previous year's budgeted tax revenues for public
19 transportation purposes as compared to actual collections. Any
20 municipality that has not submitted the report by April 1 shall cease
21 to be eligible to receive motor vehicle excise taxes under subsection
22 (3) of this section until the report is received by the director of
23 licensing. If a municipality has received more or less money under
24 subsection (3) of this section for the period covered by the report
25 than it is entitled to receive by reason of its locally-generated
26 collected tax revenues, the director of licensing shall, during the
27 next ensuing quarter that the municipality is eligible to receive motor
28 vehicle excise tax funds, increase or decrease the amount to be
29 remitted in an amount equal to the difference between the locally-
30 generated budgeted tax revenues and the locally-generated collected tax
31 revenues. In no event may the amount remitted for a calendar year
32 exceed the amount collected on behalf of the municipality under RCW
33 35.58.273 during that same calendar year. At the time of the next
34 fiscal audit of each municipality, the state auditor shall verify the
35 accuracy of the report submitted and notify the director of licensing
36 of any discrepancies.

37 (5) The motor vehicle excise taxes imposed under RCW 35.58.273 and
38 required to be remitted under this section shall be remitted without
39 legislative appropriation.

1 (6) Any municipality levying and collecting a tax under RCW
2 35.58.273 which does not have an operating, public transit system or a
3 contract for public transportation services in effect within one year
4 from the initial effective date of the tax shall return to the state
5 treasurer all motor vehicle excise taxes received under subsection (3)
6 of this section.

7 NEW SECTION. **Sec. 2.** This act shall take effect July 1, 1995.

--- END ---