

CERTIFICATION OF ENROLLMENT  
ENGROSSED SUBSTITUTE HOUSE BILL 2326

53rd Legislature  
1994 Regular Session

Passed by the House March 8, 1994  
Yeas 84 Nays 5

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Speaker of the  
House of Representatives

Passed by the Senate March 8, 1994  
Yeas 38 Nays 7

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President of the Senate

Approved

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Governor of the State of Washington

CERTIFICATE

I, Marilyn Showalter, Chief Clerk of the House of Representatives of the State of Washington, do hereby certify that the attached is **ENGROSSED SUBSTITUTE HOUSE BILL 2326** as passed by the House of Representatives and the Senate on the dates hereon set forth.

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Chief Clerk

FILED

Secretary of State  
State of Washington

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ENGROSSED SUBSTITUTE HOUSE BILL 2326

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AS AMENDED BY THE SENATE

Passed Legislature - 1994 Regular Session

State of Washington                      53rd Legislature                      1994 Regular Session

By House Committee on Transportation (originally sponsored by Representatives R. Fisher, Heavey, Cooke, Schmidt, Sheldon and Springer)

Read first time 02/04/94.

1            AN ACT Relating to gasohol; amending RCW 46.68.090; repealing RCW  
2 82.36.2251; providing an effective date; providing for contingent  
3 submission of this act to a vote of the people; and declaring an  
4 emergency.

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

6            NEW SECTION.    **Sec. 1.** RCW 82.36.2251 and 1993 c 268 s 2 are each  
7 repealed.

8            **Sec. 2.** RCW 46.68.090 and 1991 c 342 s 56 are each amended to read  
9 as follows:

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

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

15            (b) For payment of amounts to be expended pursuant to  
16 appropriations for the administrative expenses of the offices of state  
17 treasurer, state auditor, and the department of licensing of the state

1 of Washington in the administration of the motor vehicle fuel tax and  
2 the special fuel tax, which sums shall be distributed monthly;

3 (c) From April 1, 1992, through March 31, 1996, for distribution to  
4 the transfer relief account, hereby created in the motor vehicle fund,  
5 an amount not to exceed three hundred twenty-five one-thousandths of  
6 one percent;

7 (d) For distribution to the rural arterial trust account in the  
8 motor vehicle fund, an amount as provided in RCW 82.36.025(2) and  
9 46.68.095(3);

10 (e) For distribution to the urban arterial trust account in the  
11 motor vehicle fund, an amount as provided in RCW 82.36.025(3);

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

14 (g) For distribution to the special category C account, hereby  
15 created in the motor vehicle fund, an amount as provided in RCW  
16 46.68.095(2);

17 (h) For distribution to the county arterial preservation account,  
18 hereby created in the motor vehicle fund, an amount as provided in RCW  
19 46.68.095(4);

20 (i) For distribution to the motor vehicle fund to be allocated to  
21 cities and towns as provided in RCW 46.68.110, an amount as provided in  
22 RCW 46.68.095(5);

23 (j) For distribution to the motor vehicle fund to be allocated to  
24 counties as provided in RCW 46.68.120, an amount as provided in RCW  
25 46.68.095(6);

26 (k) For expenditure for highway purposes of the state as defined in  
27 RCW 46.68.130, an amount as provided in RCW 82.36.025(4) and  
28 46.68.095(7);

29 (l) From July 1, 1994, through June 30, 1995, for distribution to  
30 the gasohol exemption holding account, hereby created in the motor  
31 vehicle fund, an amount equal to five and thirty-four one-hundredths of  
32 one percent of the amount available prior to distributions provided  
33 under (a) through (k) of this subsection, to be used only for highway  
34 construction.

35 (2) The amount accruing to the motor vehicle fund by virtue of the  
36 motor vehicle fuel tax and the special fuel tax and remaining after  
37 payments, distributions, and expenditures as provided in this section  
38 shall, for the purposes of this chapter, be referred to as the "net tax  
39 amount."

1        NEW SECTION.    **Sec. 3.**    (1) If a court enters a final order  
2    invalidating or remanding section 1 of this act on the grounds that it  
3    does not comply with section 13, chapter 2, Laws of 1994, it is the  
4    intent of the legislature that this measure be submitted to the people  
5    for their adoption, ratification, or rejection, at the next succeeding  
6    general election to be held in this state, in accordance with Article  
7    II, section 1 of the state Constitution, as amended, and the laws  
8    adopted to facilitate the operation thereof.

9        (2) If a court remands this act for a vote of the people, the  
10   ballot title shall be substantially as follows: "Shall the alcohol  
11   fuel tax exemption given to fuel distributors be eliminated?"

12       NEW SECTION.    **Sec. 4.**    This act is necessary for the immediate  
13   preservation of the public peace, health, or safety, or support of the  
14   state government and its existing public institutions, and shall take  
15   effect May 1, 1994.

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