

---

**SUBSTITUTE HOUSE BILL 1151**

---

**State of Washington**

**55th Legislature**

**1997 Regular Session**

**By** House Committee on Transportation Policy & Budget (originally sponsored by Representatives Hankins, Murray, Ogden, Mitchell, Cairnes, Mielke, Radcliff, Robertson, Sterk and K. Schmidt)

Read first time 03/05/97.

1 AN ACT Relating to a fee on the sale of replacement tires; amending  
2 RCW 70.95.510, 70.95.520, 70.95.530, and 70.95.535; providing an  
3 effective date; and declaring an emergency.

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

5 **Sec. 1.** RCW 70.95.510 and 1989 c 431 s 92 are each amended to read  
6 as follows:

7 There is levied a one dollar per tire fee on the retail sale of new  
8 replacement vehicle tires (~~for a period of five years, beginning~~  
9 ~~October 1, 1989~~). The fee imposed in this section shall be paid by  
10 the buyer to the seller, and each seller shall collect from the buyer  
11 the full amount of the fee. The fee collected from the buyer by the  
12 seller, less the ten percent amount retained by the seller as provided  
13 in RCW 70.95.535, shall be paid to the department of revenue in  
14 accordance with RCW 82.32.045. All other applicable provisions of  
15 chapter 82.32 RCW have full force and application with respect to the  
16 fee imposed under this section. The department of revenue shall  
17 administer this section.

1 For the purposes of this section, "new replacement vehicle tires"  
2 means tires that are newly manufactured for vehicle purposes and does  
3 not include retreaded vehicle tires.

4 **Sec. 2.** RCW 70.95.520 and 1996 c 283 s 902 are each amended to  
5 read as follows:

6 There is created an account within the state treasury to be known  
7 as the vehicle tire recycling account. ~~((All assessments and other  
8 funds collected or received under this chapter))~~ From July 1, 1997, to  
9 July 1, 2000, twenty-five percent of the tire fee prescribed in RCW  
10 70.95.510 shall be deposited in the vehicle tire recycling account and  
11 used by the department of ecology for administration and implementation  
12 of ((this chapter. After October 1, 1989,)) RCW 70.95.530 and  
13 70.95.535, and seventy-five percent shall be deposited in the motor  
14 vehicle fund. After July 1, 2000, ten percent shall be deposited in  
15 the vehicle tire recycling account and ninety percent in the motor  
16 vehicle fund. The department of revenue shall deduct two percent from  
17 funds collected pursuant to RCW 70.95.510 for the purpose of  
18 administering and collecting the fee from new replacement vehicle tire  
19 retailers.

20 ~~((During the 1995-97 biennium, funds in the account may be  
21 appropriated to support recycling market development activities by  
22 state agencies.))~~

23 **Sec. 3.** RCW 70.95.530 and 1988 c 250 s 1 are each amended to read  
24 as follows:

25 Moneys in the account may be appropriated to the department of  
26 ecology:

27 (1) To provide for funding to state and local governments for the  
28 removal of discarded vehicle tires from unauthorized tire dump sites;  
29 and

30 (2) To accomplish the other purposes of RCW 70.95.020(5) ~~((; and~~

31 ~~(3) To fund the study authorized in section 2, chapter 250, Laws of  
32 1988.~~

33 ~~In spending funds in the account under this section, the department  
34 of ecology shall identify communities with the most severe problems  
35 with waste tires and provide funds first to those communities to remove  
36 accumulations of waste tires)).~~

1       **Sec. 4.** RCW 70.95.535 and 1989 c 431 s 93 are each amended to read  
2 as follows:

3       (1) Every person engaged in making retail sales of new replacement  
4 vehicle tires in this state shall retain ten percent of the collected  
5 one dollar fee. The moneys retained may be used for costs associated  
6 with the proper management of the waste vehicle tires by the retailer.

7       (2) The department of ecology will administer the funds in the  
8 vehicle tire recycling account for the following purposes:

9       (a) The purposes specified in RCW 70.95.020(5) ((including, but not  
10 limited to:

11       ~~(a) Making grants to local governments for pilot demonstration~~  
12 ~~projects for on-site shredding and recycling of tires from unauthorized~~  
13 ~~dump sites;~~

14       ~~(b) Grants to local government for enforcement programs;~~

15       ~~(c) Implementation of a public information and education program to~~  
16 ~~include posters, signs, and informational materials to be distributed~~  
17 ~~to retail tire sales and tire service outlets;~~

18       ~~(d) Product marketing studies for recycled tires and alternatives~~  
19 ~~to land disposal)); and~~

20       (b) The cleanup and removal of unpermitted tire piles through  
21 contracts issued by the department or by grants to local governments  
22 for those purposes.

23       NEW SECTION.   **Sec. 5.** This act is necessary for the immediate  
24 preservation of the public peace, health, or safety, or support of the  
25 state government and its existing public institutions, and takes effect  
26 July 1, 1997.

--- END ---