
SENATE BILL 6367

State of Washington

55th Legislature

1998 Regular Session

By Senators Kline, Bauer and Thibaudeau

Read first time 01/16/98. Referred to Committee on Transportation.

1 AN ACT Relating to refunds from the motor vehicle fund that are
2 credited to the nonhighway and off-road vehicle activities program
3 account; and amending RCW 46.09.170.

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

5 **Sec. 1.** RCW 46.09.170 and 1995 c 166 s 9 are each amended to read
6 as follows:

7 (1) From time to time, but at least once each year, the state
8 treasurer shall refund from the motor vehicle fund one percent of the
9 motor vehicle fuel tax revenues collected under chapter 82.36 RCW,
10 based on the tax rate in effect January 1, 1990, less proper deductions
11 for refunds and costs of collection as provided in RCW 46.68.090. The
12 treasurer shall place these funds in the general fund as follows:

13 (a) Forty percent shall be credited to the ORV and nonhighway
14 vehicle account and administered by the department of natural resources
15 solely for planning, maintenance, and management of ORV recreation
16 facilities, nonhighway roads, and nonhighway road recreation
17 facilities. The funds under this subsection shall be expended in
18 accordance with the following limitations:

1 (i) Not more than five percent may be expended for information
2 programs under this chapter;

3 (ii) Not less than ten percent and not more than fifty percent may
4 be expended for ORV recreation facilities;

5 (iii) Not more than twenty-five percent may be expended for
6 maintenance of nonhighway roads;

7 (iv) Not more than fifty percent may be expended for nonhighway
8 road recreation facilities;

9 (v) Ten percent shall be transferred to the interagency committee
10 for outdoor recreation for grants to law enforcement agencies in those
11 counties where the department of natural resources maintains ORV
12 facilities. This amount is in addition to those distributions made by
13 the interagency committee for outdoor recreation under (d)(i) of this
14 subsection;

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

20 (c) Two percent shall be credited to the ORV and nonhighway vehicle
21 account and administered by the parks and recreation commission solely
22 for the maintenance and management of ORV use areas and facilities; and

23 (d) Fifty-four and one-half percent, together with the funds
24 received by the interagency committee for outdoor recreation under RCW
25 46.09.110, shall be credited to the nonhighway and off-road vehicle
26 activities program account to be administered by the committee for
27 planning, acquisition, development, maintenance, and management of ORV
28 recreation facilities and nonhighway road recreation facilities; ORV
29 user education and information; and ORV law enforcement programs. The
30 funds under this subsection shall be expended in accordance with the
31 following limitations:

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

34 (ii) Not less than an amount equal to the funds received by the
35 interagency committee for outdoor recreation under RCW 46.09.110 and
36 not more than ~~((sixty))~~ forty percent may be expended for ORV
37 recreation facilities;

38 (iii) Not more than ~~((twenty--))~~ forty percent may be expended for
39 nonhighway road recreation facilities.

1 (2) On a yearly basis an agency may not, except as provided in RCW
2 46.09.110, expend more than ten percent of the funds it receives under
3 this chapter for general administration expenses incurred in carrying
4 out this chapter.

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