
HOUSE BILL 1415

State of Washington

56th Legislature

1999 Regular Session

By Representatives Kastama, Rockefeller, Stensen, O'Brien, Gombosky, Wood, Tokuda, Eickmeyer, Anderson, Murray, McIntire, Conway, Edwards, Lantz, Haigh, Sullivan and Romero

Read first time . Referred to Committee on .

1 AN ACT Relating to real estate excise tax relief for first-time
2 home buyers; amending RCW 82.45.060 and 82.45.180; adding a new section
3 to chapter 82.45 RCW; creating a new section; and providing an
4 effective date.

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

6 NEW SECTION. **Sec. 1.** A new section is added to chapter 82.45 RCW
7 to read as follows:

8 (1) At the time of closing of a sale of a residence to a low-income
9 household first-time home buyer, the seller shall credit to the buyer
10 ninety-two and three-tenths percent of the amount of tax that otherwise
11 would be due under this chapter if the buyer has provided the seller
12 with a signed affidavit and supporting documentation as to the buyer's
13 status as a low-income household first-time home buyer. The seller
14 shall pay the remainder of the tax to the county treasurer as provided
15 in this chapter.

16 (2) The definitions in this subsection apply for the purposes of
17 this section.

18 (a) "First-time home buyer" and "low-income household" are defined
19 as provided in RCW 43.185A.010.

1 (b) "Residence" is defined as provided in RCW 84.36.383.

2 **Sec. 2.** RCW 82.45.060 and 1987 c 472 s 14 are each amended to read
3 as follows:

4 ~~((1))~~ There is imposed an excise tax upon each sale of real
5 property at the rate of one and twenty-eight one-hundredths percent of
6 the selling price. ~~((An amount equal to seven and seven tenths percent
7 of the proceeds of this tax to the state treasurer shall be deposited
8 in the public works assistance account created in RCW 43.155.050.~~

9 ~~(2) There is imposed an additional excise tax through June 30,
10 1989, upon each sale of real property at the rate of six one hundredths
11 of one percent of the selling price. The tax imposed under this
12 subsection shall be deposited in the conservation area account under
13 RCW 79.71.110.))~~

14 **Sec. 3.** RCW 82.45.180 and 1998 c 106 s 11 are each amended to read
15 as follows:

16 (1) For taxes collected by the county under this chapter, the
17 county treasurer shall collect a two-dollar fee on all transactions
18 required by this chapter where the transaction does not require the
19 payment of tax. A total of two dollars shall be collected in the form
20 of a tax and fee, where the calculated tax payment is less than two
21 dollars. The county treasurer shall place one percent of the proceeds
22 of the tax imposed by this chapter and the treasurer's fee in the
23 county current expense fund to defray costs of collection and shall pay
24 over to the state treasurer and account to the department of revenue
25 for the remainder of the proceeds at the same time the county treasurer
26 remits funds to the state under RCW 84.56.280, including a statement of
27 the amount of tax that has been reduced under section 1 of this act.
28 The state treasurer shall deposit seven and seven-tenths percent of the
29 proceeds of this tax in the public works assistance account created in
30 RCW 43.155.050, except that if the tax has been reduced under section
31 1 of this act, the state treasurer shall deposit one hundred percent of
32 the proceeds of this tax in the public works assistance account created
33 in RCW 43.155.050. The state treasurer shall deposit ~~((the))~~ any
34 remaining proceeds in the general fund for the support of the common
35 schools.

36 (2) For taxes collected by the department of revenue under this
37 chapter, the department shall remit the tax to the state treasurer who

1 shall deposit the proceeds of any state tax (~~in the general fund for~~
2 ~~the support of the common schools~~) as provided in subsection (1) of
3 this section. The state treasurer shall deposit the proceeds of any
4 local taxes imposed under chapter 82.46 RCW in the local real estate
5 excise tax account hereby created in the state treasury. Moneys in the
6 local real estate excise tax account may be spent only for distribution
7 to counties, cities, and towns imposing a tax under chapter 82.46 RCW.
8 Except as provided in RCW 43.08.190, all earnings of investments of
9 balances in the local real estate excise tax account shall be credited
10 to the local real estate excise tax account and distributed to the
11 counties, cities, and towns monthly. Monthly the state treasurer shall
12 make distribution from the local real estate excise tax account to the
13 counties, cities, and towns the amount of tax collected on behalf of
14 each taxing authority. The state treasurer shall make the distribution
15 under this subsection without appropriation.

16 NEW SECTION. Sec. 4. The deletion of former subsection (2) of RCW
17 82.45.060 by section 3 of this act is merely a deletion of outdated
18 material and shall not be construed as affecting any existing right
19 acquired or liability or obligation incurred under RCW 82.45.060 or
20 under any rule or order adopted under RCW 82.45.060, nor as affecting
21 any proceeding instituted under RCW 82.45.060.

22 NEW SECTION. Sec. 5. This act takes effect August 1, 1999.

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