

HB 1356 - S COMM AMD

By Committee on Highways & Transportation

ADOPTED 04/09/2003

1 Strike everything after the enacting clause and insert the
2 following:

3 "Sec. 1. RCW 80.24.010 and 1994 c 83 s 1 are each amended to read
4 as follows:

5 Every public service company subject to regulation by the
6 commission shall, on or before the date specified by the commission for
7 filing annual reports under RCW 80.04.080, file with the commission a
8 statement on oath showing its gross operating revenue from intrastate
9 operations for the preceding calendar year or portion thereof and pay
10 to the commission a fee equal to one-tenth of one percent of the first
11 fifty thousand dollars of gross operating revenue, plus two-tenths of
12 one percent of any gross operating revenue in excess of fifty thousand
13 dollars: PROVIDED, That the ~~((fee shall in no case be less than one
14 dollar))~~ commission may, by rule, set minimum fees that do not exceed
15 the cost of collecting the fees. The commission may by rule waive any
16 or all of the minimum fee established pursuant to this section.

17 The percentage rates of gross operating revenue to be paid in any
18 year may be decreased by the commission for any class of companies
19 subject to the payment of such fees, by general order entered before
20 March 1st of such year, and for such purpose such companies shall be
21 classified as follows:

22 Electrical, gas, water, telecommunications, and irrigation
23 companies shall constitute class one. Every other company subject to
24 regulation by the commission, for which regulatory fees are not
25 otherwise fixed by law shall pay fees as herein provided and shall
26 constitute additional classes according to kinds of businesses engaged
27 in.

28 Any payment of the fee imposed by this section made after its due
29 date shall include a late fee of two percent of the amount due.

1 Delinquent fees shall accrue interest at the rate of one percent per
2 month.

3 **Sec. 2.** RCW 81.24.010 and 1996 c 196 s 1 are each amended to read
4 as follows:

5 (1) Every company subject to regulation by the commission, except
6 auto transportation companies, steamboat companies, (~~wharfingers or~~
7 ~~warehousemen,~~) and motor freight carriers(~~, and storage~~
8 ~~warehousemen~~) shall, on or before the date specified by the commission
9 for filing annual reports under RCW 81.04.080, file with the commission
10 a statement on oath showing its gross operating revenue from intrastate
11 operations for the preceding calendar year, or portion thereof, and pay
12 to the commission a fee equal to one-tenth of one percent of the first
13 fifty thousand dollars of gross operating revenue, plus two-tenths of
14 one percent of any gross operating revenue in excess of fifty thousand
15 dollars, except railroad companies which shall each pay to the
16 commission a fee equal to one and one-half percent of its intrastate
17 gross operating revenue. (~~However, the fee shall in no case be less~~
18 ~~than one dollar~~) The commission may, by rule, set minimum fees that
19 do not exceed the cost of collecting the fees. The commission may by
20 rule waive any or all of the minimum fee established pursuant to this
21 section. Any railroad association that qualifies as a not-for-profit
22 charitable organization under the federal internal revenue code section
23 501(c)(3) is exempt from the fee required under this subsection.

24 (2) The percentage rates of gross operating revenue to be paid in
25 any one year may be decreased by the commission for any class of
26 companies subject to the payment of such fees, by general order entered
27 before March 1st of such year, and for such purpose such companies
28 shall be classified as follows: Railroad, express, sleeping car, and
29 toll bridge companies shall constitute class two. Every other company
30 subject to regulation by the commission, for which regulatory fees are
31 not otherwise fixed by law shall pay fees as herein provided and shall
32 constitute additional classes according to kinds of businesses engaged
33 in.

34 **Sec. 3.** RCW 81.24.020 and 1997 c 215 s 1 are each amended to read
35 as follows:

1 (~~By May 1st of each year~~) On or before the date specified by the
2 commission for filing annual reports under RCW 81.04.080, every auto
3 transportation company must file with the commission a statement
4 showing its gross operating revenue from intrastate operations for the
5 preceding year and pay to the commission a fee of two-fifths of one
6 percent of the amount of gross operating revenue. (~~However, the fee~~
7 ~~paid shall in no case be less than two dollars and fifty cents.~~) The
8 commission may, by rule, set minimum fees that do not exceed the cost
9 of collecting the fees. The commission may by rule waive any or all of
10 the minimum fee established pursuant to this section.

11 The percentage rate of gross operating revenue to be paid in any
12 period may be decreased by the commission by general order entered
13 before the fifteenth day of the month preceding the month in which the
14 fee is due.

15 **Sec. 4.** RCW 81.24.030 and 1993 c 427 s 10 are each amended to read
16 as follows:

17 Every commercial ferry shall, on or before (~~the first day of April~~
18 ~~of each year~~) the date specified by the commission for filing annual
19 reports under RCW 81.04.080, file with the commission a statement on
20 oath showing its gross operating revenue from intrastate operations for
21 the preceding calendar year, or portion thereof, and pay to the
22 commission a fee of two-fifths of one percent of the amount of gross
23 operating revenue: PROVIDED, That the (~~fee so paid shall in no case~~
24 ~~be less than five dollars~~) commission may, by rule, set minimum fees
25 that do not exceed the cost of collecting the fees. The commission may
26 by rule waive any or all of the minimum fee established pursuant to
27 this section. The percentage rate of gross operating revenue to be
28 paid in any year may be decreased by the commission by general order
29 entered before March 1st of such year.

30 **Sec. 5.** RCW 81.77.080 and 1989 c 431 s 24 are each amended to read
31 as follows:

32 Every solid waste collection company shall, on or before (~~the 1st~~
33 ~~day of April of each year~~) the date specified by the commission for
34 filing annual reports under RCW 81.04.080, file with the commission a
35 statement on oath showing its gross operating revenue from intrastate

1 operations for the preceding calendar year, or portion thereof, and pay
2 to the commission a fee equal to one percent of the amount of gross
3 operating revenue: PROVIDED, That the ((~~fee shall in no case be less~~
4 ~~than one dollar~~)) commission may, by rule, set minimum fees that do not
5 exceed the cost of collecting the fees. The commission may by rule
6 waive any or all of the minimum fee established pursuant to this
7 section.

8 It is the intent of the legislature that the fees collected under
9 the provisions of this chapter shall reasonably approximate the cost of
10 supervising and regulating motor carriers subject thereto, and to that
11 end the utilities and transportation commission is authorized to
12 decrease the schedule of fees provided in this section by general order
13 entered before March 1st of any year in which it determines that the
14 moneys then in the solid waste collection companies account of the
15 public service revolving fund and the fees currently to be paid will
16 exceed the reasonable cost of supervising and regulating such carriers.

17 All fees collected under this section or under any other provision
18 of this chapter shall be paid to the commission and shall be by it
19 transmitted to the state treasurer within thirty days to be deposited
20 to the credit of the public service revolving fund."

HB 1356 - S COMM AMD

By Committee on Highways & Transportation

ADOPTED 04/09/2003

21 In line 2 of the title, after "fees;" strike the remainder of the
22 title and insert "and amending RCW 80.24.010, 81.24.010, 81.24.020,
23 81.24.030, and 81.77.080."

--- END ---