

ESHB 2531 - S AMD 820
By Senators Horn and Haugen

ADOPTED 3/10/04

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

3 "PART I - TOLLING PROVISIONS

4 **Sec. 101.** RCW 36.120.020 and 2002 c 56 s 102 are each amended to
5 read as follows:

6 The definitions in this section apply throughout this chapter
7 unless the context clearly requires otherwise.

8 (1) "Board" means the governing body of a regional transportation
9 investment district.

10 (2) "Department" means the Washington state department of
11 transportation.

12 (3) "Highway of statewide significance" means an existing or
13 proposed state route or federal interstate designated as a highway of
14 statewide significance by the transportation commission, its successor
15 entity, or the legislature.

16 (4) "Lead agency" means a public agency that by law can plan,
17 design, and build a transportation project and has been so designated
18 by the district.

19 (5) "Regional transportation investment district" or "district"
20 means a municipal corporation whose boundaries are coextensive with two
21 or more contiguous counties and that has been created by county
22 legislative authorities and a vote of the people under this chapter to
23 implement a regional transportation investment plan.

24 (6) "Regional transportation investment district planning
25 committee" or "planning committee" means the advisory committee created
26 under RCW 36.120.030 to create and propose to county legislative
27 authorities a regional transportation investment plan to develop,
28 finance, and construct transportation projects.

1 (7) "Regional transportation investment plan" or "plan" means a
2 plan to develop, construct, and finance a transportation project or
3 projects.

4 (8) "Transportation project" means:

5 (a) A capital improvement or improvements to a highway that has
6 been designated, in whole or in part, as a highway of statewide
7 significance, including an extension, that:

8 (i) Adds a lane or new lanes to an existing state or federal
9 highway; or

10 (ii) Repairs or replaces a lane or lanes damaged by an event
11 declared an emergency by the governor before January 1, 2002.

12 (b) A capital improvement or improvements to all or a portion of a
13 highway of statewide significance, including an extension, and may
14 include the following associated multimodal capital improvements:

15 (i) Approaches to highways of statewide significance;

16 (ii) High-occupancy vehicle lanes;

17 (iii) Flyover ramps;

18 (iv) Park and ride lots;

19 (v) Bus pullouts;

20 (vi) Vans for vanpools;

21 (vii) Buses; and

22 (viii) Signalization, ramp metering, and other transportation
23 system management improvements.

24 (c) A capital improvement or improvements to all or a portion of a
25 city street, county road, or existing highway or the creation of a new
26 highway that intersects with a highway of statewide significance, if
27 all of the following conditions are met:

28 (i) The project is included in a plan that makes highway
29 improvement projects that add capacity to a highway or highways of
30 statewide significance;

31 (ii) The secretary of transportation determines that the project
32 would better relieve traffic congestion than investing that same money
33 in adding capacity to a highway of statewide significance;

34 (iii) Matching money equal to one-third of the total cost of the
35 project is provided by local entities, including but not limited to a
36 metropolitan planning organization, county, city, port, or private
37 entity in which a county participating in a plan is located. Local
38 entities may use federal grants to meet this matching requirement;

1 (iv) In no case may the cumulative regional transportation
2 investment district contribution to all projects constructed under this
3 subsection (8)(c) exceed ten percent of the revenues generated by the
4 district;

5 (v) In no case may the cumulative regional transportation
6 investment district contribution to all projects constructed under this
7 subsection (8)(c) exceed one billion dollars; and

8 (vi) The specific projects are included within the plan and
9 submitted as part of the plan to a vote of the people.

10 (d) Operations, preservation, and maintenance are excluded from
11 this definition and may not be included in a regional transportation
12 investment plan. However, operations, preservation, and maintenance of
13 toll-related facilities where toll revenues have been pledged for the
14 payment of contracts is expressly authorized and may be included in a
15 regional transportation investment plan.

16 (9) "Weighted vote" means a vote that reflects the population each
17 board or planning committee member represents relative to the
18 population represented by the total membership of the board or planning
19 committee. Population will be determined using the federal 2000 census
20 or subsequent federal census data.

21 **Sec. 102.** RCW 36.120.050 and 2003 c 350 s 4 are each amended to
22 read as follows:

23 (1) A regional transportation investment district planning
24 committee may, as part of a regional transportation investment plan,
25 recommend the imposition of some or all of the following revenue
26 sources, which a regional transportation investment district may impose
27 upon approval of the voters as provided in this chapter:

28 (a) A regional sales and use tax, as specified in RCW 82.14.430, of
29 up to 0.5 percent of the selling price, in the case of a sales tax, or
30 value of the article used, in the case of a use tax, upon the
31 occurrence of any taxable event in the regional transportation
32 investment district;

33 (b) A local option vehicle license fee, as specified under RCW
34 82.80.100, of up to one hundred dollars per vehicle registered in the
35 district. As used in this subsection, "vehicle" means motor vehicle as
36 defined in RCW 46.04.320. Certain classes of vehicles, as defined
37 under chapter 46.04 RCW, may be exempted from this fee;

38 (c) A parking tax under RCW 82.80.030;

1 (d) A local motor vehicle excise tax under RCW 81.100.060, ~~((and))~~
2 chapter 81.104 RCW, and section 302 of this act;

3 (e) A local option fuel tax under RCW 82.80.120;

4 (f) An employer excise tax under RCW 81.100.030; and

5 (g) Vehicle tolls on new or reconstructed facilities or, in the
6 case of improvements to a bridge or viaduct, any approaches or
7 connectors to the bridge or viaduct. Unless otherwise specified by law
8 or contract, the department shall administer the collection of vehicle
9 tolls on designated facilities, and the state transportation
10 commission, or its successor, shall be the tolling authority.

11 (2) Taxes, fees, and tolls may not be imposed without an
12 affirmative vote of the majority of the voters within the boundaries of
13 the district voting on a ballot proposition as set forth in RCW
14 36.120.070. Revenues from these taxes and fees may be used only to
15 implement the plan as set forth in this chapter. A district may
16 contract with the state department of revenue or other appropriate
17 entities for administration and collection of any of the taxes or fees
18 authorized in this section.

19 (3) Existing statewide motor vehicle fuel and special fuel taxes,
20 at the distribution rates in effect on January 1, 2001, are not
21 intended to be altered by this chapter.

22 **Sec. 103.** RCW 47.56.076 and 2002 c 56 s 403 are each amended to
23 read as follows:

24 Upon approval of a majority of the voters within its boundaries
25 voting on the ballot proposition, and only for the purposes authorized
26 in RCW 36.120.050(1)~~((+f))~~ (g), a regional transportation investment
27 district may impose vehicle tolls on state routes where improvements
28 financed in whole or in part by a regional transportation investment
29 district add additional lanes to, or reconstruct lanes on, a highway of
30 statewide significance, and in the case of improving a bridge or
31 viaduct, any approaches or connectors to the bridge or viaduct. The
32 department shall administer the collection of vehicle tolls on
33 designated facilities unless otherwise specified in law or by contract,
34 and the state transportation commission, or its successor, shall ~~((be~~
35 ~~the tolling authority))~~ set and impose the tolls in amounts sufficient
36 to implement the plan and issue bonds and maintain and operate the toll
37 facility within the scope and intent of the regional transportation
38 investment plan.

1 NEW SECTION. **Sec. 104.** A new section is added to chapter 47.56
2 RCW to read as follows:

3 Notwithstanding any provision to the contrary in this chapter, a
4 regional transportation investment district may impose vehicle tolls on
5 either Lake Washington bridge upon approval of a majority of the voters
6 voting on a regional transportation investment plan ballot measure
7 within its boundaries as authorized in chapter 36.120 RCW and RCW
8 47.56.076.

9 **PART II - BALLOT MEASURES**

10 **Sec. 201.** RCW 36.120.070 and 2002 c 56 s 107 are each amended to
11 read as follows:

12 Two or more contiguous county legislative authorities, upon receipt
13 of the regional transportation investment plan under RCW 36.120.040,
14 may ~~((certify the plan to the ballot, including identification of the~~
15 ~~tax options))~~ submit to the voters of the proposed district a single
16 ballot measure that approves formation of the district, approves the
17 regional transportation investment plan, and approves the revenue
18 sources necessary to ((fund)) finance the plan. ((County legislative
19 authorities)) The planning committee may draft ((a ballot title,)) the

20 ballot measure on behalf of the county legislative authorities, and the
21 county legislative authorities may give notice as required by law for
22 ballot measures, and perform other duties as required to ((put the plan
23 before)) submit the measure to the voters of the proposed district for
24 their approval or rejection ((as a single ballot measure that both
25 approves formation of the district and approves the plan)). Counties
26 may negotiate interlocal agreements necessary to implement the plan.
27 The electorate will be the voters voting within the boundaries of the
28 participating counties. A simple majority of the total persons voting
29 on the single ballot measure ((to approve the plan, establish the
30 district, and approve the taxes and fees)) is required for approval of
31 the measure.

32 **PART III - MOTOR VEHICLE SURCHARGE**

33 **Sec. 301.** RCW 81.100.080 and 1990 c 43 s 19 are each amended to
34 read as follows:

1 Funds collected under RCW 81.100.030 or 81.100.060 and any
2 investment earnings accruing thereon shall be used by the county or the
3 regional transportation investment district in a manner consistent with
4 the regional transportation plan only for costs of collection, costs of
5 preparing, adopting, and enforcing agreements under RCW 81.100.030(3),
6 for construction of high occupancy vehicle lanes and related
7 facilities, mitigation of environmental concerns that result from
8 construction or use of high occupancy vehicle lanes and related
9 facilities, payment of principal and interest on bonds issued for the
10 purposes of this section, for high occupancy vehicle programs as
11 defined in RCW 81.100.020(5), and for commuter rail projects in
12 accordance with RCW 81.104.120. Except for funds raised by a regional
13 transportation investment district, no funds collected under RCW
14 81.100.030 or 81.100.060 after June 30, 2000, may be pledged for the
15 payment or security of the principal or interest on any bonds issued
16 for the purposes of this section. Not more than ten percent of the
17 funds may be used for transit agency high occupancy vehicle programs.

18 Priorities for construction of high occupancy vehicle lanes and
19 related facilities shall be as follows:

20 (1)(a) To accelerate construction of high occupancy vehicle lanes
21 on the interstate highway system, as well as related facilities;

22 (b) To finance or accelerate construction of high occupancy vehicle
23 lanes on the noninterstate state highway system, as well as related
24 facilities.

25 (2) To finance construction of high occupancy vehicle lanes on
26 local arterials, as well as related facilities.

27 Moneys received by an agency under this chapter shall be used in
28 addition to, and not as a substitute for, moneys currently used by the
29 agency for the purposes specified in this section.

30 Counties and regional transportation investment districts may
31 contract with cities or the state department of transportation for
32 construction of high occupancy vehicle lanes and related facilities,
33 and may issue general obligation bonds to fund such construction and
34 use funds received under this chapter to pay the principal and interest
35 on such bonds.

36 New Section. Sec. 302. A new section is added to chapter 82.80 RCW
37 to read as follows:

1 A regional transportation investment district may, with voter
2 approval and as part of a regional transportation investment plan,
3 impose a local option surcharge of not more than three-tenths of one
4 percent of the value on vehicles registered to a person residing within
5 the district. The proceeds collected pursuant to this section shall be
6 used for transportation projects as defined in RCW 36.120.020. No
7 surcharge may be imposed on new vehicles, except that the surcharge
8 shall apply to the initial registration of a vehicle previously
9 licensed in another jurisdiction.

10 An investment district imposing a tax under this section shall
11 contract, before the effective date of the resolution or ordinance
12 imposing a surcharge, administration and collection to the state
13 department of licensing, and department of revenue, as appropriate,
14 which shall deduct an amount, as provided by contract, for
15 administration and collection expenses incurred by the department. All
16 administrative provisions in chapters 82.03, 82.32, and 82.44 RCW shall
17 insofar as they are applicable to motor vehicle excise taxes, be
18 applicable to surcharges imposed under this section.

19 **PART IV - EXPANDING LOCAL TRANSPORTATION IMPROVEMENT AUTHORITY**

20 NEW SECTION. **Sec. 401.** A new section is added to chapter 36.73
21 RCW to read as follows:

22 The definitions in this section apply throughout this chapter
23 unless the context clearly requires otherwise.

24 (1) "District" means a transportation benefit district created
25 under this chapter.

26 (2) "City" means a city or town.

27 (3) "Transportation improvement" means:

28 (a) A capital improvement or improvements relating to, or in
29 support of, all or a portion of a highway that has been designated,
30 in whole or in part, as a highway of statewide significance, and may
31 include the following associated capital improvements:

32 (i) Approaches to highways of statewide significance;

33 (ii) High-occupancy vehicle lanes;

34 (iii) Flyover ramps;

35 (iv) Park and ride lots;

36 (v) Bus pullouts;

37 (vi) Vans for vanpools;

1 (vii) Buses; and
2 (viii) Signalization, ramp metering, and other transportation
3 system management improvements.

4 (b) A capital improvement or improvements to all or a portion of
5 a city street, county road, existing highway, or the creation of a
6 new highway that intersects with a highway of statewide significance,
7 but only if the cumulative transportation benefit district
8 contribution to all projects constructed under this subsection (3)(b)
9 does not exceed twenty percent of the revenues generated by the
10 district, or forty percent of the revenues generated by the district
11 for projects in a rural county. For purposes of this subsection
12 (3)(b), "rural county" means a county smaller than two hundred
13 twenty-five square miles or as defined in RCW 43.168.020.

14 (4) Operations, preservation, and maintenance are excluded from
15 the definition of transportation improvements under subsection (3) of
16 this section, except for operation, preservation, and maintenance
17 costs of tolled facilities, including the costs of collecting the
18 tolls, if toll revenues have been pledged for the payment of
19 contracts.

20 (5) "Highway of statewide significance" means an existing or
21 proposed state route or federal interstate designated as a highway of
22 statewide significance by the transportation commission, its
23 successor entity, or the legislature.

24 **Sec. 402.** RCW 36.73.020 and 1989 c 53 s 1 are each amended to
25 read as follows:

26 (1) Subject to subsection (6) of this section, the legislative
27 authority of a county or city may establish ((one or more)) a
28 transportation benefit district((s)) within the county or city area
29 or within the area specified in subsection (2) of this section, for
30 the purpose of acquiring, constructing, improving, providing, and
31 funding ((any city street, county road, or state highway)) a
32 transportation improvement within the district that is ((+1))
33 consistent with any existing state, regional, and local
34 transportation plans((,-(2))) and necessitated by existing or
35 reasonably foreseeable congestion levels ((attributable to economic
36 growth, and (3) partially funded by local government or private
37 developer contributions, or a combination of such contributions)).
38 ((Such)) The transportation improvements shall be owned by the county

1 of jurisdiction if located in an unincorporated area, by the city of
2 jurisdiction if located in an incorporated area, or by the state in
3 cases where the transportation improvement is or becomes a state
4 highway(~~(/ and all such)~~). However, if deemed appropriate by the
5 governing body of the transportation benefit district, a
6 transportation improvement may be owned by a participating port
7 district or transit district, unless otherwise prohibited by law.
8 Transportation improvements shall be administered and maintained as
9 other public streets, roads, ((and)) highways, and capital
10 improvements. ((The district may not include any area within the
11 corporate limits of a city unless the city legislative authority has
12 agreed to the inclusion pursuant to chapter 39.34 RCW. The agreement
13 shall specify the area and such powers as may be granted to the
14 benefit district.))

15 (2) Subject to subsection (6) of this section, the district may
16 include area within more than one county, city, port district, county
17 transportation authority, or public transportation benefit area, if
18 the legislative authority of each participating jurisdiction has
19 agreed to the inclusion as provided in an interlocal agreement
20 adopted pursuant to chapter 39.34 RCW. However, the boundaries of
21 the district shall include all territory within the boundaries of the
22 participating jurisdictions comprising the district.

23 (3) The members of the ((county)) legislative authority proposing
24 to establish the district, acting ex officio and independently, shall
25 ((compose)) constitute the governing body of the district: PROVIDED,
26 That where a ((transportation benefit)) district includes ((any
27 portion of an incorporated city, town, or another county, the
28 district may be governed as provided in an interlocal agreement
29 adopted pursuant to chapter 39.34 RCW)) area within more than one
30 jurisdiction under subsection (2) of this section, the district shall
31 be governed under an interlocal agreement adopted pursuant to chapter
32 39.34 RCW. However, the governing body shall be composed of at least
33 five members including at least one elected official from the
34 legislative authority of each participating jurisdiction.

35 (4) The ((county)) treasurer of the jurisdiction proposing to
36 establish the district shall act as the ex officio treasurer of the
37 district, unless an interlocal agreement states otherwise.

1 (5) The electors of the district shall all be registered voters
2 residing within the district. (~~For purposes of this section, the~~
3 ~~term "city" means both cities and towns.~~)

4 (6) The authority under this section, regarding the establishment
5 of or the participation in a district, shall not apply to:

6 (a) Counties with a population greater than one million five
7 hundred thousand persons and any adjoining counties with a population
8 greater than five hundred thousand persons;

9 (b) Cities with any area within the counties under (a) of this
10 subsection; and

11 (c) Other jurisdictions with any area within the counties under
12 (a) of this subsection.

13 **Sec. 403.** RCW 36.73.040 and 1989 c 53 s 3 are each amended to
14 read as follows:

15 (1) A transportation benefit district is a quasi-municipal
16 corporation, an independent taxing "authority" within the meaning of
17 Article VII, section 1 of the state Constitution, and a "taxing
18 district" within the meaning of Article VII, section 2 of the state
19 Constitution.

20 (2) A transportation benefit district constitutes a body
21 corporate and possesses all the usual powers of a corporation for
22 public purposes as well as all other powers that may now or hereafter
23 be specifically conferred by statute, including, but not limited to,
24 the authority to hire employees, staff, and services, to enter into
25 contracts, to acquire, hold, and dispose of real and personal
26 property, and to sue and be sued. Public works contract limits
27 applicable to the jurisdiction that established the district
28 (~~shall~~) apply to the district.

29 (3) To carry out the purposes of this chapter, and subject to the
30 provisions of section 418 of this act, a district is authorized to
31 impose the following taxes, fees, charges, and tolls:

32 (a) A sales and use tax in accordance with section 414 of this
33 act;

34 (b) A local option fuel tax in accordance with section 415 of
35 this act;

36 (c) A vehicle fee in accordance with section 416 of this act;

37 (d) An employer excise tax in accordance with section 417 of this
38 act;

1 (e) A fee or charge in accordance with RCW 36.73.120. However,
2 if a county or city within the district area is levying a fee or
3 charge for a transportation improvement, the fee or charge shall be
4 credited against the amount of the fee or charge imposed by the
5 district. Developments consisting of less than twenty residences are
6 exempt from the fee or charge under RCW 36.73.120; and

7 (f)(i) Vehicle tolls on state routes or federal highways, city
8 streets, or county roads, within the boundaries of the district,
9 unless otherwise prohibited by law. The department of transportation
10 shall administer the collection of vehicle tolls on state routes or
11 federal highways, unless otherwise specified in law or by contract,
12 and the state transportation commission, or its successor, shall set
13 and impose the tolls in amounts sufficient to implement the
14 district's transportation improvement finance plan. The district
15 shall administer the collection of vehicle tolls on city streets or
16 county roads, and shall set and impose the tolls in amounts
17 sufficient to implement the district's transportation improvement
18 plan.

19 (ii) Tolls may only be imposed under this section on a new
20 transportation improvement made by the district, and revenue from the
21 tolls may only be used to support that transportation improvement.

22 **Sec. 404.** RCW 36.73.050 and 1987 c 327 s 5 are each amended to
23 read as follows:

24 (1) ~~((A city or county))~~ The legislative ~~((authority))~~
25 authorities proposing to establish a ~~((transportation benefit))~~
26 district, or to modify the boundaries of an existing district, or to
27 dissolve an existing district~~((7))~~ shall conduct a hearing at the
28 time and place specified in a notice published at least once, not
29 less than ten days before the hearing, in a newspaper of general
30 circulation within the proposed district. Subject to the provisions
31 of section 420 of this act, the legislative ~~((authority))~~ authorities
32 shall make provision for a district to be automatically dissolved
33 when all indebtedness of the district has been retired and
34 anticipated responsibilities have been satisfied. This notice shall
35 be in addition to any other notice required by law to be published.
36 The notice shall, where applicable, specify the functions or
37 activities proposed to be provided or funded, or the additional
38 functions or activities proposed to be provided or funded, by the

1 district. Additional notice of the hearing may be given by mail, by
2 posting within the proposed district, or in any manner the ~~((city or
3 county))~~ legislative ~~((authority deems))~~ authorities deem necessary
4 to notify affected persons. All hearings shall be public and the
5 ~~((city or county))~~ legislative ~~((authority))~~ authorities shall hear
6 objections from any person affected by the formation, modification of
7 the boundaries, or dissolution of the district.

8 (2) Following the hearing held pursuant to subsection (1) of this
9 section, the ~~((city or county))~~ legislative ~~((authority))~~ authorities
10 may establish a ~~((transportation benefit))~~ district, modify the
11 boundaries or functions of an existing district, or dissolve an
12 existing district, if the ~~((city or county))~~ legislative ~~((authority
13 finds))~~ authorities find the action to be in the public interest and
14 ~~((adopts))~~ adopt an ordinance providing for the action. The
15 ordinance establishing a district shall specify the functions or
16 activities to be exercised or funded and establish the boundaries of
17 the district. ~~((A district shall include only those areas which can
18 reasonably be expected to benefit from improvements to be funded by
19 the district.))~~ Subject to the provisions of section 419 of this
20 act, functions or activities proposed to be provided or funded by the
21 district may not be expanded beyond those specified in the notice of
22 hearing, unless additional notices are made, further hearings on the
23 expansion are held, and further determinations are made that it is in
24 the public interest to so expand the functions or activities proposed
25 to be provided or funded.

26 ~~((3) At any time before the city or county legislative authority
27 establishes a transportation benefit district pursuant to this
28 section, all further proceedings shall be terminated upon the filing
29 of a verified declaration of termination signed by the owners of real
30 property consisting of at least sixty percent of the assessed
31 valuation in the proposed district.))~~

32 **Sec. 405.** RCW 36.73.060 and 1987 c 327 s 6 are each amended to
33 read as follows:

34 (1) A ~~((transportation benefit))~~ district may levy an ad valorem
35 property tax in excess of the one percent limitation upon the
36 property within the district for a one-year period whenever
37 authorized by the voters of the district pursuant to RCW 84.52.052
38 and Article VII, section 2(a) of the state Constitution.

1 (2) A district may provide for the retirement of voter-approved
2 general obligation bonds, issued for capital purposes only, by
3 levying bond retirement ad valorem property tax levies in excess of
4 the one percent limitation whenever authorized by the voters of the
5 district pursuant to Article VII, section 2(b) of the state
6 Constitution and RCW 84.52.056.

7 **Sec. 406.** RCW 36.73.070 and 1987 c 327 s 7 are each amended to
8 read as follows:

9 (1) To carry out the purposes of this chapter and notwithstanding
10 RCW 39.36.020(1), a (~~(transportation benefit)~~) district may issue
11 general obligation bonds, not to exceed an amount, together with any
12 other outstanding nonvoter-approved general obligation indebtedness,
13 equal to (~~(three-eighths of)~~) one and one-half percent of the value
14 of taxable property within the district, as the term "value of
15 taxable property" is defined in RCW 39.36.015. A district may
16 additionally issue general obligation bonds for capital purposes
17 only, together with any outstanding general obligation indebtedness,
18 not to exceed an amount equal to (~~(one and one-fourth)~~) five percent
19 of the value of the taxable property within the district, as the term
20 "value of taxable property" is defined in RCW 39.36.015, when
21 authorized by the voters of the district pursuant to Article VIII,
22 section 6 of the state Constitution, and (~~(to)~~) may also provide for
23 the retirement thereof by excess property tax levies as provided in
24 RCW 36.73.060(2). The district may, if applicable, submit a single
25 proposition to the voters that, if approved, authorizes both the
26 issuance of the bonds and the bond retirement property tax levies.

27 (2) General obligation bonds with a maturity in excess of forty
28 years shall not be issued. The governing body of the
29 (~~(transportation benefit)~~) district shall by resolution determine for
30 each general obligation bond issue the amount, date, terms,
31 conditions, denominations, maximum fixed or variable interest rate or
32 rates, maturity or maturities, redemption rights, registration
33 privileges, manner of execution, manner of sale, callable provisions,
34 if any, covenants, and form, including registration as to principal
35 and interest, registration as to principal only, or bearer.
36 Registration may include, but not be limited to: (a) A book entry
37 system of recording the ownership of a bond whether or not physical
38 bonds are issued; or (b) recording the ownership of a bond together

1 with the requirement that the transfer of ownership may only be
2 effected by the surrender of the old bond and either the reissuance
3 of the old bond or the issuance of a new bond to the new owner.
4 Facsimile signatures may be used on the bonds and any coupons.
5 Refunding general obligation bonds may be issued in the same manner
6 as general obligation bonds are issued.

7 (3) Whenever general obligation bonds are issued to fund specific
8 projects or enterprises that generate revenues, charges, user fees,
9 or special assessments, the (~~(transportation benefit)~~) district
10 (~~(which issues the bonds)~~) may specifically pledge all or a portion
11 of the revenues, charges, user fees, or special assessments to refund
12 the general obligation bonds. The district may also pledge any other
13 revenues that may be available to the district.

14 (4) In addition to general obligation bonds, a district may issue
15 revenue bonds to be issued and sold in accordance with chapter 39.46
16 RCW.

17 **Sec. 407.** RCW 36.73.080 and 1987 c 327 s 8 are each amended to
18 read as follows:

19 (1) A (~~(transportation benefit)~~) district may form a local
20 improvement district to provide any transportation improvement it has
21 the authority to provide, impose special assessments on all property
22 specially benefited by the transportation improvements, and issue
23 special assessment bonds or revenue bonds to fund the costs of the
24 transportation improvement. Local improvement districts shall be
25 created and administered, and assessments shall be made and
26 collected, in the manner and to the extent provided by law to cities
27 and towns pursuant to chapters 35.43, 35.44, 35.49, 35.50, 35.51,
28 35.53, and 35.54 RCW. However, the duties devolving upon the city or
29 town treasurer under these chapters shall be imposed upon the
30 district treasurer for the purposes of this section. A local
31 improvement district may only be formed under this section pursuant
32 to the petition method under RCW 35.43.120 and 35.43.125.

33 (2) The governing body of a (~~(transportation benefit)~~) district
34 shall by resolution establish for each special assessment bond issue
35 the amount, date, terms, conditions, denominations, maximum fixed or
36 variable interest rate or rates, maturity or maturities, redemption
37 rights, registration privileges, if any, covenants, and form,
38 including registration as to principal and interest, registration as

1 to principal only, or bearer. Registration may include, but not be
2 limited to: (a) A book entry system of recording the ownership of a
3 bond whether or not physical bonds are issued; or (b) recording the
4 ownership of a bond together with the requirement that the transfer
5 of ownership may only be effected by the surrender of the old bond
6 and either the reissuance of the old bond or the issuance of a new
7 bond to the new owner. Facsimile signatures may be used on the bonds
8 and any coupons. The maximum term of any special assessment bonds
9 shall not exceed thirty years beyond the date of issue. Special
10 assessment bonds issued pursuant to this section shall not be an
11 indebtedness of the ((~~transportation benefit~~)) district issuing the
12 bonds, and the interest and principal on the bonds shall only be
13 payable from special assessments made for the improvement for which
14 the bonds were issued and any local improvement guaranty fund that
15 the ((~~transportation benefit~~)) district has created. The owner or
16 bearer of a special assessment bond or any interest coupon issued
17 pursuant to this section shall not have any claim against the
18 ((~~transportation benefit~~)) district arising from the bond or coupon
19 except for the payment from special assessments made for the
20 improvement for which the bonds were issued and any local improvement
21 guaranty fund the ((~~transportation benefit~~)) district has created.
22 The district issuing the special assessment bonds is not liable to
23 the owner or bearer of any special assessment bond or any interest
24 coupon issued pursuant to this section for any loss occurring in the
25 lawful operation of its local improvement guaranty fund. The
26 substance of the limitations included in this subsection (2) shall be
27 plainly printed, written, or engraved on each special assessment bond
28 issued pursuant to this section.

29 (3) Assessments shall reflect any credits given by a
30 ((~~transportation benefit~~)) district for real property or property
31 right donations made pursuant to RCW 47.14.030.

32 (4) The governing body may establish, administer, and pay
33 ((~~moneys~~)) money into a local improvement guaranty fund, in the
34 manner and to the extent provided by law to cities and towns under
35 chapter 35.54 RCW, to guarantee special assessment bonds issued by
36 the ((~~transportation benefit~~)) district.

37 **Sec. 408.** RCW 36.73.100 and 1987 c 327 s 10 are each amended to
38 read as follows:

1 (1) The proceeds of any bond issued pursuant to RCW 36.73.070 or
2 36.73.080 may be used to pay costs incurred on ~~((such))~~ a bond issue
3 related to the sale and issuance of the bonds. ~~((Such))~~ These costs
4 include payments for fiscal and legal expenses, obtaining bond
5 ratings, printing, engraving, advertising, and other similar
6 activities.

7 (2) In addition, proceeds of bonds used to fund capital projects
8 may be used to pay the necessary and related engineering,
9 architectural, planning, and inspection costs.

10 **Sec. 409.** RCW 36.73.110 and 1987 c 327 s 11 are each amended to
11 read as follows:

12 A ~~((transportation benefit))~~ district may accept and expend or
13 use gifts, grants, and donations.

14 **Sec. 410.** RCW 36.73.120 and 1988 c 179 s 7 are each amended to
15 read as follows:

16 (1) ~~((A transportation benefit))~~ Subject to the provisions in
17 section 418 of this act, a district may impose a fee or charge on the
18 construction or reconstruction of residential buildings, commercial
19 buildings, industrial buildings, or on any other building or building
20 space or appurtenance ~~((thereto))~~, or on the development,
21 subdivision, classification, or reclassification of land, only if
22 done in accordance with chapter 39.92 RCW.

23 (2) Any fee or charge imposed under this section shall be used
24 exclusively for transportation improvements constructed by a
25 ~~((transportation benefit))~~ district. The fees or charges ~~((so))~~
26 imposed must be reasonably necessary as a result of the impact of
27 development, construction, or classification or reclassification of
28 land on identified transportation needs.

29 (3) ~~((When fees or charges are imposed by a district within which
30 there is more than one city or both incorporated and unincorporated
31 areas, the legislative authority for each city in the district and
32 the county legislative authority for the unincorporated area must
33 approve the imposition of such fees or charges before they take
34 effect.))~~ If a county or city within the district area is levying a
35 fee or charge for a transportation improvement, the fee or charge
36 shall be credited against the amount of the fee or charge imposed by
37 the district.

1 (4) Developments consisting of less than twenty residences are
2 exempt from the fee or charge under this section.

3 **Sec. 411.** RCW 36.73.130 and 1987 c 327 s 13 are each amended to
4 read as follows:

5 A (~~transportation benefit~~) district may exercise the power of
6 eminent domain to obtain property for its authorized purposes in the
7 same manner as authorized for the city or county legislative
8 authority that established the district.

9 **Sec. 412.** RCW 36.73.140 and 1987 c 327 s 14 are each amended to
10 read as follows:

11 A (~~transportation benefit~~) district has the same powers as a
12 county or city to contract for street, road, or state highway
13 improvement projects and to enter into reimbursement contracts
14 provided for in chapter 35.72 RCW.

15 **Sec. 413.** RCW 36.73.150 and 1987 c 327 s 15 are each amended to
16 read as follows:

17 The department of transportation, counties, (~~and~~) cities, and
18 other jurisdictions may give funds to (~~transportation benefit~~)
19 districts for the purposes of financing (~~street, road, or highway~~)
20 transportation improvements (~~projects~~) under this chapter.

21 NEW SECTION. **Sec. 414.** A new section is added to chapter 82.14
22 RCW to read as follows:

23 (1) Subject to the provisions in section 418 of this act, a
24 transportation benefit district under chapter 36.73 RCW may fix and
25 impose a sales and use tax in accordance with the terms of this
26 chapter. The tax authorized in this section is in addition to any
27 other taxes authorized by law and shall be collected from those
28 persons who are taxable by the state under chapters 82.08 and 82.12
29 RCW upon the occurrence of any taxable event within the boundaries of
30 the district. The rate of tax shall not exceed five-tenths of one
31 percent of the selling price in the case of a sales tax, or value of
32 the article used, in the case of a use tax.

33 (2) Money received from the tax imposed under this section must
34 be spent in accordance with the requirements of chapter 36.73 RCW.

1 NEW SECTION. **Sec. 415.** A new section is added to chapter 82.80
2 RCW to read as follows:

3 (1) For purposes of this section:

4 (a) "Distributor" means every person who imports, refines,
5 manufactures, produces, or compounds motor vehicle fuel and special
6 fuel as defined in RCW 82.36.010 and 82.38.020, respectively, and
7 sells or distributes the fuel into a county;

8 (b) "Person" has the same meaning as in RCW 82.04.030; and

9 (c) "District" means a transportation benefit district under
10 chapter 36.73 RCW.

11 (2) A transportation benefit district under chapter 36.73 RCW,
12 subject to the conditions of this section and the provisions of
13 section 418 of this act, may levy additional excise taxes equal to
14 ten percent of the statewide motor vehicle fuel tax rate under RCW
15 82.36.025 on each gallon of motor vehicle fuel as defined in RCW
16 82.36.010 and on each gallon of special fuel as defined in RCW
17 82.38.020 sold within the boundaries of the district. Vehicles
18 paying an annual license fee under RCW 82.38.075 are exempt from the
19 district's fuel excise tax. The additional excise taxes are subject
20 to the same exceptions and rights of refund as applicable to other
21 motor vehicle fuel and special fuel excise taxes levied under
22 chapters 82.36 and 82.38 RCW. The tax imposed under this section may
23 not be levied less than one month from the date the election results
24 under section 418 of this act are certified. The commencement date
25 for the levy of any tax under this section will be the first day of
26 January, April, July, or October.

27 (3) The local option motor vehicle fuel tax under this section on
28 each gallon of motor vehicle fuel and on each gallon of special fuel
29 is imposed upon the distributor of the fuel.

30 (4) A taxable event for the purposes of this section occurs upon
31 the first distribution of the fuel within the boundaries of the
32 district to a retail outlet, bulk fuel user, or ultimate user of the
33 fuel.

34 (5) All administrative provisions in chapters 82.01, 82.03, and
35 82.32 RCW, insofar as they are applicable, apply to local option fuel
36 taxes imposed under this section.

37 (6) Before the effective date of the imposition of the fuel taxes
38 under this section, a district shall contract with the department of
39 revenue for the administration and collection of the taxes. The

1 contract must provide that a percentage amount, not to exceed one
2 percent of the taxes imposed under this section, will be deposited
3 into the local tax administration account created in the custody of
4 the state treasurer. The department of revenue may spend money from
5 this account, upon appropriation, for the administration of the local
6 taxes imposed under this section.

7 (7) The state treasurer shall distribute the proceeds of the
8 additional taxes under this section on a monthly basis to the
9 district levying the tax, after the deductions for payments and
10 expenditures as provided in RCW 46.68.090(1) (a) and (b).

11 (8) The proceeds of the additional taxes levied by a district
12 under this section must be used in accordance with chapter 36.73 RCW,
13 but only for those areas that are considered "highway purposes" as
14 that term is construed in Article II, section 40 of the state
15 Constitution.

16 (9) A district may only levy the tax under this section if the
17 district is comprised of boundaries identical to the boundaries of a
18 county or counties. A district may not levy the tax under this
19 section if a member county is levying the tax under RCW 82.80.010.

20 NEW SECTION. **Sec. 416.** A new section is added to chapter 82.80
21 RCW to read as follows:

22 (1) Subject to the provisions of section 418 of this act, a
23 transportation benefit district under chapter 36.73 RCW may fix and
24 impose an annual vehicle fee, not to exceed one hundred dollars per
25 vehicle registered in the district, for each vehicle subject to
26 license tab fees under RCW 46.16.0621 and for each vehicle subject to
27 gross weight fees under RCW 46.16.070 with an unladen weight of six
28 thousand pounds or less.

29 (2) The department of licensing shall administer and collect the
30 fee. The department shall deduct a percentage amount, as provided by
31 contract, not to exceed one percent of the fees collected, for
32 administration and collection expenses incurred by it. The
33 department shall remit remaining proceeds to the custody of the state
34 treasurer. The state treasurer shall distribute the proceeds to the
35 district on a monthly basis.

36 (3) No fee under this section may be collected until six months
37 after approval by the district voters under section 418 of this act.

1 (4) The vehicle fee under this section applies only when renewing
2 a vehicle registration, and is effective upon the registration
3 renewal date as provided by the department of licensing.

4 (5) The following vehicles are exempt from the fee under this
5 section:

6 (a) Farm tractors or farm vehicles as defined in RCW 46.04.180
7 and 46.04.181;

8 (b) Off-road and nonhighway vehicles as defined in RCW 46.09.020;

9 (c) Vehicles registered under chapter 46.87 RCW and the
10 international registration plan; and

11 (d) Snowmobiles as defined in RCW 46.10.010.

12 NEW SECTION. **Sec. 417.** A new section is added to chapter 82.80
13 RCW to read as follows:

14 (1)(a) Subject to the provisions of section 418 of this act, a
15 transportation benefit district under chapter 36.73 RCW may impose an
16 excise tax, for the privilege of engaging in business, of up to two
17 dollars per employee per month on all employers or any class or
18 classes of employers, public and private, including the state located
19 in the agency's jurisdiction, measured by the number of full-time
20 equivalent employees. In no event may the total taxes imposed under
21 this section exceed two dollars per employee per month for any single
22 employer. The district imposing the tax authorized in this section
23 may provide for exemptions from the tax for such educational,
24 cultural, health, charitable, or religious organizations as it deems
25 appropriate.

26 (b) Transportation benefit districts may contract with the state
27 department of revenue or other appropriate entities for
28 administration and collection of the tax. Such contract shall
29 provide for deduction of an amount for administration and collection
30 expenses, not to exceed one percent of the fees collected.

31 (2) The tax shall not apply to employment of a person when the
32 employer has paid for at least half of the cost of a transit pass
33 issued by a transit agency for that employee, valid for the period
34 for which the tax would otherwise be owed.

35 (3)(a) A transportation benefit district shall adopt rules that
36 exempt an employer, who enters into an agreement under (b) of this
37 subsection, from all or a portion of the tax under subsection (1)(a)
38 of this section.

1 (b) A transportation benefit district may enter into an
2 agreement, designed to reduce the number of employees who drive in
3 single-occupant vehicles during peak commuting periods, with
4 employers subject to the tax under subsection (1)(a) of this section.
5 The agreement shall include a list of specific actions that the
6 employer will undertake to be entitled to the exemption. Employers
7 having an exemption from all or part of the tax through this
8 subsection shall annually certify to the district that the employer
9 is fulfilling the terms of the agreement. The exemption continues as
10 long as the employer is in compliance with the agreement.

11 (4) The tax under this section may be imposed only to the extent
12 the tax has not been imposed by a county within the district area.

13 NEW SECTION. **Sec. 418.** A new section is added to chapter 36.73
14 RCW to read as follows:

15 (1) Taxes, fees, charges, and tolls may not be imposed by a
16 district without approval of a majority of the voters in the district
17 voting on a proposition at a general or special election. The
18 proposition must include a specific description of the transportation
19 improvement or improvements proposed by the district and the proposed
20 taxes, fees, charges, and tolls imposed by the district to raise
21 revenue to fund the improvement or improvements.

22 (2) Voter approval under this section shall be accorded
23 substantial weight regarding the validity of a transportation
24 improvement as defined in section 401 of this act.

25 (3) A district may not increase any taxes, fees, charges, or
26 tolls imposed under this chapter once the taxes, fees, charges, or
27 tolls take effect, unless authorized by the district voters pursuant
28 to section 419 of this act.

29 NEW SECTION. **Sec. 419.** A new section is added to chapter 36.73
30 RCW to read as follows:

31 (1) If a transportation improvement cost exceeds its original
32 cost by more than twenty percent as identified in a district's
33 original finance plan, the district governing body shall submit to
34 the voters in the district a ballot measure that redefines the scope
35 of the transportation improvement, its schedule, its costs or changes
36 in the revenue sources. If a majority of the voters of the district
37 fail to approve the redefined transportation improvement, the

1 district shall, to the extent practicable, continue to work on and
2 complete the transportation improvement that was originally approved
3 by the voters, and take reasonable steps to use, preserve, or connect
4 any improvement already constructed. If a majority of the district
5 voters approve the redefined transportation improvement, the district
6 shall work on and complete the projects under the redefined plan.

7 (2) A district shall issue an annual report, indicating the
8 status of transportation improvement costs, transportation
9 improvement expenditures, revenues, and construction schedules, to
10 the public and to newspapers of record in the district.

11 NEW SECTION. **Sec. 420.** A new section is added to chapter 36.73
12 RCW to read as follows:

13 Within thirty days of the completion of the construction of the
14 transportation improvement or series of improvements authorized by a
15 district, the district shall terminate day-to-day operations and
16 exist solely as a limited entity that oversees the collection of
17 revenue and the payment of debt service or financing still in effect,
18 if any. The district shall accordingly adjust downward its
19 employees, administration, and overhead expenses. Any taxes, fees,
20 charges, or tolls imposed by the district terminate when the
21 financing or debt service on the transportation improvement or series
22 of improvements constructed is completed and paid, thirty days from
23 which point the district shall dissolve itself and cease to exist.
24 If there is no debt outstanding, then the district shall dissolve
25 within thirty days from completion of construction of the
26 transportation improvement or series of improvements authorized by
27 the district. Notice of dissolution must be published in newspapers
28 of general circulation within the district at least three times in a
29 period of thirty days. Creditors must file claims for payment of
30 claims due within thirty days of the last published notice or the
31 claim is extinguished.

32 **Sec. 421.** RCW 82.14.050 and 2003 c 168 s 201 and 2003 c 83 s 208
33 are each reenacted and amended to read as follows:

34 The counties, cities, and transportation authorities under RCW
35 82.14.045, public facilities districts under chapters 36.100 and
36 35.57 RCW, public transportation benefit areas under RCW 82.14.440,
37 (~~and~~) regional transportation investment districts, and

1 transportation benefit districts under chapter 36.73 RCW shall
2 contract, prior to the effective date of a resolution or ordinance
3 imposing a sales and use tax, the administration and collection to
4 the state department of revenue, which shall deduct a percentage
5 amount, as provided by contract, not to exceed two percent of the
6 taxes collected for administration and collection expenses incurred
7 by the department. The remainder of any portion of any tax
8 authorized by this chapter that is collected by the department of
9 revenue shall be deposited by the state department of revenue in the
10 local sales and use tax account hereby created in the state treasury.
11 Moneys in the local sales and use tax account may be spent only for
12 distribution to counties, cities, transportation authorities, public
13 facilities districts, public transportation benefit areas, (~~and~~)
14 regional transportation investment districts, and transportation
15 benefit districts imposing a sales and use tax. All administrative
16 provisions in chapters 82.03, 82.08, 82.12, and 82.32 RCW, as they
17 now exist or may hereafter be amended, shall, insofar as they are
18 applicable to state sales and use taxes, be applicable to taxes
19 imposed pursuant to this chapter. Counties, cities, transportation
20 authorities, public facilities districts, and regional transportation
21 investment districts may not conduct independent sales or use tax
22 audits of sellers registered under the streamlined sales tax
23 agreement. Except as provided in RCW 43.08.190, all earnings of
24 investments of balances in the local sales and use tax account shall
25 be credited to the local sales and use tax account and distributed to
26 the counties, cities, transportation authorities, public facilities
27 districts, public transportation benefit areas, (~~and~~) regional
28 transportation investment districts, and transportation benefit
29 districts monthly.

30 **Sec. 422.** RCW 82.14.060 and 1991 c 207 s 3 are each amended to
31 read as follows:

32 Monthly the state treasurer shall make distribution from the
33 local sales and use tax account to the counties, cities,
34 transportation authorities, (~~and~~) public facilities districts, and
35 transportation benefit districts the amount of tax collected on
36 behalf of each taxing authority, less the deduction provided for in
37 RCW 82.14.050. The state treasurer shall make the distribution under
38 this section without appropriation.

1 In the event that any ordinance or resolution imposes a sales and
2 use tax at a rate in excess of the applicable limits contained
3 herein, such ordinance or resolution shall not be considered void in
4 toto, but only with respect to that portion of the rate which is in
5 excess of the applicable limits contained herein.

6 **Sec. 423.** RCW 35.21.225 and 1989 c 53 s 2 are each amended to
7 read as follows:

8 The legislative authority of a city may establish (~~one or more~~
9 ~~transportation benefit districts within a city for the purpose of~~
10 ~~acquiring, constructing, improving, providing, and funding any city~~
11 ~~street, county road, or state highway improvement that is (1)~~
12 ~~consistent with state, regional, and local transportation plans, (2)~~
13 ~~necessitated by existing or reasonably foreseeable congestion levels~~
14 ~~attributable to economic growth, and (3) partially funded by local~~
15 ~~government or private developer contributions, or a combination of~~
16 ~~such contributions. Such transportation improvements shall be owned~~
17 ~~by the city of jurisdiction if located in an incorporated area, by~~
18 ~~the county of jurisdiction if located in an unincorporated area, or~~
19 ~~by the state in cases where the transportation improvement is or~~
20 ~~becomes a state highway; and all such transportation improvements~~
21 ~~shall be administered as other public streets, roads, and highways.~~
22 ~~The district may include any area within the corporate limits of~~
23 ~~another city if that city has agreed to the inclusion pursuant to~~
24 ~~chapter 39.34 RCW. The district may include any unincorporated area~~
25 ~~if the county legislative authority has agreed to the inclusion~~
26 ~~pursuant to chapter 39.34 RCW. The agreement shall specify the area~~
27 ~~and such other powers as may be granted to the benefit district.~~

28 The members of the city legislative authority, acting ex officio
29 and independently, shall compose the governing body of the district.
30 The city treasurer shall act as the ex officio treasurer of the
31 district: PROVIDED, That where a transportation benefit district
32 includes any unincorporated area or portion of another city, the
33 district may be governed as provided in an interlocal agreement
34 adopted pursuant to chapter 39.34 RCW. The electors of the district
35 shall all be registered voters residing within the district. For the
36 purposes of this section, the term "city" means both cities and
37 towns)) a transportation benefit district subject to the provisions
38 of chapter 36.73 RCW.

1 **Sec. 424.** RCW 47.56.075 and 2002 c 56 s 404 are each amended to
2 read as follows:

3 The department shall approve for construction only such toll
4 roads as the legislature specifically authorizes or such toll
5 facilities as are specifically sponsored by a regional transportation
6 investment district, transportation benefit district, city, town, or
7 county.

8 **Sec. 425.** RCW 82.80.030 and 2002 c 56 s 412 are each amended to
9 read as follows:

10 (1) Subject to the conditions of this section, the legislative
11 authority of a county, city, or district may fix and impose a parking
12 tax on all persons engaged in a commercial parking business within
13 its respective jurisdiction. A city or county may impose the tax
14 only to the extent that it has not been imposed by the district, and
15 a district may impose the tax only to the extent that it has not been
16 imposed by a city or county. The jurisdiction of a county, for
17 purposes of this section, includes only the unincorporated area of
18 the county. The jurisdiction of a city or district includes only the
19 area within its boundaries.

20 (2) In lieu of the tax in subsection (1) of this section, a city,
21 a county in its unincorporated area, or a district may fix and impose
22 a tax for the act or privilege of parking a motor vehicle in a
23 facility operated by a commercial parking business.

24 The city, county, or district may provide that:

25 (a) The tax is paid by the operator or owner of the motor
26 vehicle;

27 (b) The tax applies to all parking for which a fee is paid,
28 whether paid or leased, including parking supplied with a lease of
29 nonresidential space;

30 (c) The tax is collected by the operator of the facility and
31 remitted to the city, county, or district;

32 (d) The tax is a fee per vehicle or is measured by the parking
33 charge;

34 (e) The tax rate varies with zoning or location of the facility,
35 the duration of the parking, the time of entry or exit, the type or
36 use of the vehicle, or other reasonable factors; and

37 (f) Tax exempt carpools, vehicles with handicapped decals, or
38 government vehicles are exempt from the tax.

1 (3) "Commercial parking business" as used in this section, means
2 the ownership, lease, operation, or management of a commercial
3 parking lot in which fees are charged. "Commercial parking lot"
4 means a covered or uncovered area with stalls for the purpose of
5 parking motor vehicles.

6 (4) The rate of the tax under subsection (1) of this section may
7 be based either upon gross proceeds or the number of vehicle stalls
8 available for commercial parking use. The rates charged must be
9 uniform for the same class or type of commercial parking business.

10 (5) The county, city, or district levying the tax provided for in
11 subsection (1) or (2) of this section may provide for its payment on
12 a monthly, quarterly, or annual basis. Each local government may
13 develop by ordinance or resolution rules for administering the tax,
14 including provisions for reporting by commercial parking businesses,
15 collection, and enforcement.

16 (6) The proceeds of the commercial parking tax fixed and imposed
17 by a city or county under subsection (1) or (2) of this section shall
18 be used (~~strictly~~) for transportation purposes in accordance with
19 RCW 82.80.070 or for transportation improvements in accordance with
20 chapter 36.73 RCW. The proceeds of the parking tax imposed by a
21 district must be used as provided in chapter 36.120 RCW.

22 NEW SECTION. Sec. 426. A new section is added to chapter 47.56
23 RCW to read as follows:

24 Subject to the provisions under chapter 36.73 RCW, a
25 transportation benefit district may impose vehicle tolls on state
26 routes or federal highways, city streets, or county roads, within the
27 boundaries of the district, unless otherwise prohibited by law. The
28 department of transportation shall administer the collection of
29 vehicle tolls on state routes or federal highways, unless otherwise
30 specified in law or by contract, and the state transportation
31 commission, or its successor, shall set and impose the tolls in
32 amounts sufficient to implement the district's transportation
33 improvement finance plan. The district shall administer the
34 collection of vehicle tolls on city streets or county roads, and
35 shall set and impose the tolls in amounts sufficient to implement the
36 district's transportation improvement plan. However, tolls may only
37 be imposed under this section on a new transportation improvement

1 made by the district, and revenue from the tolls may only be used to
2 support that transportation improvement."

3 **ESHB 2531** - S AMD
4 By Committee on Highways & Transportation

5
6 On page 1, line 1 of the title, after "districts;" strike the
7 remainder of the title and insert "amending RCW 36.120.020, 36.120.050,
8 47.56.076, 36.120.070, 81.100.080, 36.73.020, 36.73.040, 36.73.050,
9 36.73.060, 36.73.070, 36.73.080, 36.73.100, 36.73.110, 36.73.120,
10 36.73.130, 36.73.140, 36.73.150, 82.14.060, 35.21.225, 47.56.075, and
11 82.80.030; reenacting and amending RCW 82.14.050; adding new sections
12 to chapter 47.56 RCW; adding new sections to chapter 82.80 RCW; adding
13 new sections to chapter 36.73 RCW; and adding a new section to chapter
82.14 RCW."

--- END ---

EFFECT: This striking amendment makes the following changes to the
Committee striking amendment:

- (1) The additional MVET of .3% can be used for projects authorized under current RTID law;
- (2) New vehicles are exempt of the additional .3% MVET, but not the original .3% MVET; and
- (3) Provides for expanded local transportation improvement authority.

--- END ---