
HOUSE BILL 2378

State of Washington 59th Legislature 2006 Regular Session

By Representatives Kirby, Dunn, Nixon, Condotta and Orcutt

Prefiled 12/29/2005. Read first time 01/09/2006. Referred to
Committee on Finance.

1 AN ACT Relating to repealing the additional liquor tax enacted in
2 2005; amending RCW 82.08.150; reenacting and amending RCW 69.50.520;
3 creating a new section; and providing an effective date.

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

5 **Sec. 1.** RCW 82.08.150 and 2005 c 514 s 201 are each amended to
6 read as follows:

7 (1) There is levied and shall be collected a tax upon each retail
8 sale of spirits in the original package at the rate of fifteen percent
9 of the selling price. The tax imposed in this subsection shall apply
10 to all such sales including sales by the Washington state liquor stores
11 and agencies, but excluding sales to spirits, beer, and wine restaurant
12 licensees.

13 (2) There is levied and shall be collected a tax upon each sale of
14 spirits in the original package at the rate of ten percent of the
15 selling price on sales by Washington state liquor stores and agencies
16 to spirits, beer, and wine restaurant licensees.

17 (3) There is levied and shall be collected an additional tax upon
18 each retail sale of spirits in the original package at the rate of one
19 dollar and seventy-two cents per liter. The additional tax imposed in

1 this subsection shall apply to all such sales including sales by
2 Washington state liquor stores and agencies, and including sales to
3 spirits, beer, and wine restaurant licensees.

4 (4) An additional tax is imposed equal to fourteen percent
5 multiplied by the taxes payable under subsections (1), (2), and (3) of
6 this section.

7 (5) An additional tax is imposed upon each retail sale of spirits
8 in the original package at the rate of seven cents per liter. The
9 additional tax imposed in this subsection shall apply to all such sales
10 including sales by Washington state liquor stores and agencies, and
11 including sales to spirits, beer, and wine restaurant licensees. All
12 revenues collected during any month from this additional tax shall be
13 deposited in the violence reduction and drug enforcement account under
14 RCW 69.50.520 by the twenty-fifth day of the following month.

15 (6)(a) An additional tax is imposed upon retail sale of spirits in
16 the original package at the rate of (~~(one and seven-tenths percent of~~
17 ~~the selling price through June 30, 1995, two and six-tenths percent of~~
18 ~~the selling price for the period July 1, 1995, through June 30, 1997,~~
19 ~~and)) three and four-tenths percent of the selling price
20 ((~~thereafter~~)). This additional tax applies to all such sales
21 including sales by Washington state liquor stores and agencies, but
22 excluding sales to spirits, beer, and wine restaurant licensees.~~

23 (b) An additional tax is imposed upon retail sale of spirits in the
24 original package at the rate of (~~(one and one-tenth percent of the~~
25 ~~selling price through June 30, 1995, one and seven-tenths percent of~~
26 ~~the selling price for the period July 1, 1995, through June 30, 1997,~~
27 ~~and)) two and three-tenths percent of the selling price ((~~thereafter~~)).
28 This additional tax applies to all such sales to spirits, beer, and
29 wine restaurant licensees.~~

30 (c) An additional tax is imposed upon each retail sale of spirits
31 in the original package at the rate of (~~(twenty cents per liter through~~
32 ~~June 30, 1995, thirty cents per liter for the period July 1, 1995,~~
33 ~~through June 30, 1997, and)) forty-one cents per liter ((~~thereafter~~)).
34 This additional tax applies to all such sales including sales by
35 Washington state liquor stores and agencies, and including sales to
36 spirits, beer, and wine restaurant licensees.~~

37 (d) All revenues collected during any month from additional taxes

1 under this subsection shall be deposited in the health services account
2 created under RCW 43.72.900 by the twenty-fifth day of the following
3 month.

4 ~~(7)((a) An additional tax is imposed upon each retail sale of~~
5 ~~spirits in the original package at the rate of one dollar and thirty-~~
6 ~~three cents per liter. This additional tax applies to all such sales~~
7 ~~including sales by Washington state liquor stores and agencies, but~~
8 ~~excluding sales to spirits, beer, and wine restaurant licensees.~~

9 ~~(b) All revenues collected during any month from additional taxes~~
10 ~~under this subsection shall be deposited by the twenty fifth day of the~~
11 ~~following month as follows:~~

12 ~~(i) 97.5 percent into the general fund;~~

13 ~~(ii) 2.3 percent into the health services account created under RCW~~
14 ~~43.72.900; and~~

15 ~~(iii) 0.2 percent into the violence reduction and drug enforcement~~
16 ~~account created under RCW 69.50.520.~~

17 ~~(8))~~ The tax imposed in RCW 82.08.020 shall not apply to sales of
18 spirits in the original package.

19 ~~((9))~~ (8) The taxes imposed in this section shall be paid by the
20 buyer to the seller, and each seller shall collect from the buyer the
21 full amount of the tax payable in respect to each taxable sale under
22 this section. The taxes required by this section to be collected by
23 the seller shall be stated separately from the selling price and for
24 purposes of determining the tax due from the buyer to the seller, it
25 shall be conclusively presumed that the selling price quoted in any
26 price list does not include the taxes imposed by this section.

27 ~~((10))~~ (9) As used in this section, the terms, "spirits" and
28 "package" shall have the meaning ascribed to them in chapter 66.04 RCW.

29 **Sec. 2.** RCW 69.50.520 and 2005 c 518 s 937, 2005 c 514 s 1107, and
30 2005 c 514 s 202 are each reenacted and amended to read as follows:

31 The violence reduction and drug enforcement account is created in
32 the state treasury. All designated receipts from RCW 9.41.110(8),
33 66.24.210(4), 66.24.290(2), 69.50.505(9)(a), 82.08.150(5) ~~((and~~
34 ~~(7)(b)(iii))~~), 82.24.020(2), 82.24.026(2)(c), 82.64.020, and section
35 420, chapter 271, Laws of 1989 shall be deposited into the account.
36 Expenditures from the account may be used only for funding services and
37 programs under chapter 271, Laws of 1989 and chapter 7, Laws of 1994

1 sp. sess., including state incarceration costs. Funds from the account
2 may also be appropriated to reimburse local governments for costs
3 associated with implementing criminal justice legislation including
4 chapter 338, Laws of 1997. During the 2003-2005 and 2005-2007
5 bienniums, funds from the account may also be used for costs associated
6 with providing grants to local governments in accordance with chapter
7 338, Laws of 1997, funding drug offender treatment services in
8 accordance with RCW 70.96A.350, maintenance and operating costs of the
9 Washington association of sheriffs and police chiefs jail reporting
10 system, maintenance and operating costs of the juvenile rehabilitation
11 administration's client activity tracking system, civil indigent legal
12 representation, multijurisdictional narcotics task forces, transfers to
13 the health services account, and grants to community networks under
14 chapter 70.190 RCW by the family policy council.

15 NEW SECTION. **Sec. 3.** This act does not affect any existing right
16 acquired, liability or obligation incurred, or proceeding instituted,
17 under section 201(7), chapter 514, Laws of 2005, including any rule or
18 order adopted pursuant to section 201(7), chapter 514, Laws of 2005,
19 prior to the effective date of this act.

20 NEW SECTION. **Sec. 4.** This act takes effect July 1, 2006.

--- END ---