
HOUSE BILL 2751

State of Washington 62nd Legislature 2012 Regular Session

By Representatives Clibborn, Lias, Pollet, and Ryu

Read first time 01/31/12. Referred to Committee on Transportation.

1 AN ACT Relating to local transportation revenue; amending RCW
2 36.73.065; adding a new section to chapter 82.80 RCW; and providing an
3 effective date.

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

5 **Sec. 1.** RCW 36.73.065 and 2007 c 329 s 1 are each amended to read
6 as follows:

7 (1) Except as provided in subsection (4) of this section, taxes,
8 fees, charges, and tolls may not be imposed by a district without
9 approval of a majority of the voters in the district voting on a
10 proposition at a general or special election. The proposition must
11 include a specific description of the transportation improvement or
12 improvements proposed by the district and the proposed taxes, fees,
13 charges, and the range of tolls imposed by the district to raise
14 revenue to fund the improvement or improvements.

15 (2) Voter approval under this section shall be accorded substantial
16 weight regarding the validity of a transportation improvement as
17 defined in RCW 36.73.015.

18 (3) A district may not increase any taxes, fees, charges, or range

1 of tolls imposed under this chapter once the taxes, fees, charges, or
2 tolls take effect, unless authorized by the district voters pursuant to
3 RCW 36.73.160.

4 (4)(a) A district that includes all the territory within the
5 boundaries of the jurisdiction, or jurisdictions, establishing the
6 district may impose by a majority vote of the governing board of the
7 district the following fees and charges:

8 (i) Up to twenty dollars of the vehicle fee authorized in RCW
9 82.80.140; or

10 (ii) A fee or charge in accordance with RCW 36.73.120.

11 (b) A district that includes all the territory within the
12 boundaries of the jurisdiction, or jurisdictions, establishing the
13 district may impose by a two-thirds majority vote of the governing
14 board of the district up to forty dollars of the vehicle fee authorized
15 in RCW 82.80.140.

16 (c) The vehicle fee authorized in (a) of this subsection may only
17 be imposed for a passenger-only ferry transportation improvement if the
18 vehicle fee is first approved by a majority of the voters within the
19 jurisdiction of the district.

20 ~~((e))~~ (d)(i) A district solely comprised of a city or cities
21 shall not impose the fees or charges identified in (a) of this
22 subsection within one hundred eighty days after July 22, 2007, unless
23 the county in which the city or cities reside, by resolution, declares
24 that it will not impose the fees or charges identified in (a) of this
25 subsection within the one hundred eighty-day period; or

26 (ii) A district solely comprised of a city or cities identified in
27 RCW 36.73.020(6)(b) shall not impose the fees or charges until after
28 May 22, 2008, unless the county in which the city or cities reside, by
29 resolution, declares that it will not impose the fees or charges
30 identified in (a) of this subsection through May 22, 2008.

31 (5) If the interlocal agreement in RCW 82.80.140(2)(a) cannot be
32 reached, a district that includes only the unincorporated territory of
33 a county may impose by a majority vote of the governing body of the
34 district up to twenty dollars of the vehicle fee authorized in RCW
35 82.80.140.

36 NEW SECTION. Sec. 2. A new section is added to chapter 82.80 RCW
37 to read as follows:

1 (1) A county may impose a local surcharge of not more than one
2 percent of the value on vehicles registered to a person residing within
3 the county. No surcharge may be imposed on vehicles licensed under RCW
4 46.17.355, except vehicles with an unladen weight of six thousand
5 pounds or less, RCW 46.16A.425, 46.17.335, or 46.17.350(1)(c).

6 (2) Counties imposing a tax under this section shall contract,
7 before the effective date of the resolution or ordinance imposing a
8 surcharge, administration and collection to the department of
9 licensing, as appropriate, which shall deduct an amount, as provided by
10 contract, for administration and collection expenses incurred by the
11 department.

12 (3) Counties imposing a tax under this section must use the funds
13 for transportation projects, which may include investment in new or
14 existing highways of statewide significance, principal arterials of
15 regional significance, high capacity transportation, public
16 transportation, and other transportation projects and programs of
17 regional or statewide significance, including transportation demand
18 management. Projects may also include the operation, preservation, and
19 maintenance of these facilities or programs.

20 (4) Counties imposing a tax under this section must negotiate an
21 interlocal agreement with cities and the transit agency within the
22 county to distribute a portion of the revenues to the cities and
23 transit agency. The interlocal agreement must require that the county
24 distribute a maximum of twenty dollars per vehicle in each city to the
25 cities within the county for the cities to use on local road operations
26 and maintenance needs. The interlocal agreement must be effective
27 prior to the imposition of the tax. The interlocal agreement is
28 effective when approved by the county and sixty percent of the cities
29 representing seventy-five percent of the population of the cities
30 within the county in which the countywide fee is collected.

31 NEW SECTION. **Sec. 3.** This act takes effect October 1, 2012.

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