
SUBSTITUTE HOUSE BILL 2896

State of Washington **65th Legislature** **2018 Regular Session**

By House Transportation (originally sponsored by Representative Wylie)

READ FIRST TIME 02/06/18.

1 AN ACT Relating to transfer of moneys from transportation
2 accounts; amending RCW 46.68.090, 46.68.325, and 46.68.320; adding a
3 new section to chapter 47.66 RCW; adding a new section to chapter
4 47.04 RCW; and providing an effective date.

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

6 **Sec. 1.** RCW 46.68.090 and 2015 3rd sp.s. c 44 s 105 are each
7 amended to read as follows:

8 (1) All moneys that have accrued or may accrue to the motor
9 vehicle fund from the fuel tax must be first expended for purposes
10 enumerated in (a) and (b) of this subsection. The remaining net tax
11 amount must be distributed monthly by the state treasurer in
12 accordance with subsections (2) through (8) of this section.

13 (a) For payment of refunds of fuel tax that has been paid and is
14 refundable as provided by law;

15 (b) For payment of amounts to be expended pursuant to
16 appropriations for the administrative expenses of the offices of
17 state treasurer, state auditor, and the department of licensing of
18 the state of Washington in the administration of the fuel tax, which
19 sums must be distributed monthly.

1 (2) All of the remaining net tax amount collected under RCW
2 82.38.030(1) must be distributed as set forth in (a) through (j) of
3 this subsection.

4 (a) For distribution to the motor vehicle fund an amount equal to
5 44.387 percent to be expended for highway purposes of the state as
6 defined in RCW 46.68.130;

7 (b)(i) For distribution to the special category C account, hereby
8 created in the motor vehicle fund, an amount equal to 3.2609 percent
9 to be expended for special category C projects. Special category C
10 projects are category C projects that, due to high cost only, will
11 require bond financing to complete construction.

12 (ii) The following criteria, listed in order of priority, must be
13 used in determining which special category C projects have the
14 highest priority:

15 (A) Accident experience;

16 (B) Fatal accident experience;

17 (C) Capacity to move people and goods safely and at reasonable
18 speeds without undue congestion; and

19 (D) Continuity of development of the highway transportation
20 network.

21 (iii) Moneys deposited in the special category C account in the
22 motor vehicle fund may be used for payment of debt service on bonds
23 the proceeds of which are used to finance special category C projects
24 under this subsection (2)(b);

25 (c) For distribution to the Puget Sound ferry operations account
26 in the motor vehicle fund an amount equal to 2.3283 percent;

27 (d) For distribution to the Puget Sound capital construction
28 account in the motor vehicle fund an amount equal to 2.3726 percent;

29 (e) For distribution to the transportation improvement account in
30 the motor vehicle fund an amount equal to 7.5597 percent;

31 (f) For distribution to the transportation improvement account in
32 the motor vehicle fund an amount equal to 5.6739 percent and expended
33 in accordance with RCW 47.26.086;

34 (g) For distribution to the cities and towns from the motor
35 vehicle fund an amount equal to 10.6961 percent in accordance with
36 RCW 46.68.110;

37 (h) For distribution to the counties from the motor vehicle fund
38 an amount equal to 19.2287 percent: (i) Out of which there must be
39 distributed from time to time, as directed by the department of
40 transportation, those sums as may be necessary to carry out the

1 provisions of RCW 47.56.725; and (ii) less any amounts appropriated
2 to the county road administration board to implement the provisions
3 of RCW 47.56.725(4), with the balance of such county share to be
4 distributed monthly as the same accrues for distribution in
5 accordance with RCW 46.68.120;

6 (i) For distribution to the county arterial preservation account,
7 hereby created in the motor vehicle fund an amount equal to 1.9565
8 percent. These funds must be distributed by the county road
9 administration board to counties in proportions corresponding to the
10 number of paved arterial lane miles in the unincorporated area of
11 each county and must be used for improvements to sustain the
12 structural, safety, and operational integrity of county arterials.
13 The county road administration board must adopt reasonable rules and
14 develop policies to implement this program and to assure that a
15 pavement management system is used;

16 (j) For distribution to the rural arterial trust account in the
17 motor vehicle fund an amount equal to 2.5363 percent and expended in
18 accordance with RCW 36.79.020.

19 (3) The remaining net tax amount collected under RCW 82.38.030(2)
20 must be distributed to the transportation 2003 account (nickel
21 account).

22 (4) The remaining net tax amount collected under RCW 82.38.030(3)
23 must be distributed as follows:

24 (a) 8.3333 percent must be distributed to the incorporated cities
25 and towns of the state in accordance with RCW 46.68.110;

26 (b) 8.3333 percent must be distributed to counties of the state
27 in accordance with RCW 46.68.120; and

28 (c) The remainder must be distributed to the transportation
29 partnership account created in RCW 46.68.290.

30 (5) The remaining net tax amount collected under RCW 82.38.030(4)
31 must be distributed as follows:

32 (a) 8.3333 percent must be distributed to the incorporated cities
33 and towns of the state in accordance with RCW 46.68.110;

34 (b) 8.3333 percent must be distributed to counties of the state
35 in accordance with RCW 46.68.120; and

36 (c) The remainder must be distributed to the transportation
37 partnership account created in RCW 46.68.290.

38 (6) The remaining net tax amount collected under RCW 82.38.030
39 (5) and (6) must be distributed to the transportation partnership
40 account created in RCW 46.68.290.

1 (7) The remaining net tax amount collected under RCW 82.38.030
2 (7) and (8) must be distributed as follows:

3 (a) 1.180 percent must be distributed to the transportation
4 improvement board in accordance with RCW 47.26.086;

5 (b) 0.590 percent must be distributed to the county road
6 administration board in accordance with subsection (2)(i) of this
7 section;

8 (c) 0.590 percent must be distributed to the county road
9 administration board in accordance with RCW 36.79.020;

10 (d) Eight million five hundred eleven thousand dollars per
11 biennium must be distributed by the state treasurer to the freight
12 mobility investment account created in RCW 46.68.300;

13 (e) The remainder must be distributed to the connecting
14 Washington account created in RCW 46.68.395.

15 (8) Nothing in this section or in RCW 46.68.130 may be construed
16 so as to violate any terms or conditions contained in any highway
17 construction bond issues now or hereafter authorized by statute and
18 whose payment is by such statute pledged to be paid from any excise
19 taxes on fuel.

20 **Sec. 2.** RCW 46.68.325 and 2017 c 313 s 710 are each amended to
21 read as follows:

22 (1) The rural mobility grant program account is created in the
23 state treasury. Moneys in the account may be spent only after
24 appropriation. Expenditures from the account may be used only for the
25 grants provided under RCW 47.66.100.

26 (2) Beginning September 2011, by the last day of September,
27 December, March, and June of each year, the state treasurer shall
28 transfer from the multimodal transportation account to the rural
29 mobility grant program account two million five hundred thousand
30 dollars.

31 ~~(3) ((During the 2015-2017 fiscal biennium, the legislature may~~
32 ~~transfer from the rural mobility grant program account to the~~
33 ~~multimodal transportation account such amounts as reflect the excess~~
34 ~~fund balance of the rural mobility grant program account.~~

35 ~~(4) During the 2017-2019 fiscal biennium, the legislature may~~
36 ~~direct the state treasurer to make transfers of moneys in the rural~~
37 ~~mobility grant program account to the multimodal transportation~~
38 ~~account.)) Beginning with September 2019, by the last day of~~
39 ~~September, December, March, and June of each year, the state~~

1 treasurer shall transfer from the multimodal transportation account
2 to the rural mobility grant program account four million four hundred
3 three thousand dollars, for a total of thirty-five million two
4 hundred twenty-four thousand dollars each fiscal biennium.

5 **Sec. 3.** RCW 46.68.320 and 2010 c 247 s 702 are each amended to
6 read as follows:

7 (1) The regional mobility grant program account is hereby created
8 in the state treasury. Moneys in the account may be spent only after
9 appropriation. Expenditures from the account may be used only for the
10 grants provided under RCW 47.66.030.

11 ~~(2) ((Beginning with September 2007, by the last day of~~
12 ~~September, December, March, and June of each year, the state~~
13 ~~treasurer shall transfer from the multimodal transportation account~~
14 ~~to the regional mobility grant program account five million dollars.~~

15 ~~(3) Beginning with September 2015, by the last day of September,~~
16 ~~December, March, and June of each year, the state treasurer shall~~
17 ~~transfer from the multimodal transportation account to the regional~~
18 ~~mobility grant program account six million two hundred fifty thousand~~
19 ~~dollars.~~

20 ~~(4) During the 2009-2011 fiscal biennium, the legislature may~~
21 ~~transfer from the regional mobility grant program account to the~~
22 ~~multimodal transportation account such amounts as reflect the excess~~
23 ~~fund balance of the regional mobility grant program account.))~~

24 Beginning with September 2019, by the last day of September,
25 December, March, and June of each year, the state treasurer shall
26 transfer from the multimodal transportation account to the regional
27 mobility grant program account nine million seven hundred ten
28 thousand dollars, for a total of seventy-seven million six hundred
29 eighty thousand dollars each fiscal biennium.

30 NEW SECTION. **Sec. 4.** A new section is added to chapter 47.66
31 RCW to read as follows:

32 MULTIMODAL TRANSPORTATION ACCOUNT—TRANSFERS. On September 1,
33 2019, and every two years thereafter, the state treasurer shall
34 transfer from the multimodal transportation account created in RCW
35 47.66.070:

36 (1) Fourteen million six hundred seventy thousand dollars to the
37 complete streets grant program account created in RCW 47.04.325;

1 (2) Ten million three hundred eighty thousand dollars to the
2 bicycle and pedestrian grant account created in section 5 of this
3 act; and

4 (3) Eight million five hundred eleven thousand dollars to the
5 freight mobility multimodal account created in RCW 46.68.310.

6 NEW SECTION. **Sec. 5.** A new section is added to chapter 47.04
7 RCW to read as follows:

8 BICYCLE AND PEDESTRIAN GRANT ACCOUNT. The bicycle and pedestrian
9 grant account is created in the state treasury. Moneys in the account
10 may be spent only after appropriation. Only the department of
11 transportation may authorize expenditures from the account. The
12 department of transportation may use the bicycle and pedestrian grant
13 account funds for making awards to local governments.

14 NEW SECTION. **Sec. 6.** This act takes effect July 1, 2019.

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