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SENATE BILL 6530

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State of Washington                      65th Legislature                      2018 Regular Session

By Senators Saldaña, Zeiger, Llias, and Takko

Read first time 01/22/18. Referred to Committee on Transportation.

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; providing an effective date; and providing expiration  
5 dates.

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

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

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

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

16            (b) For payment of amounts to be expended pursuant to  
17 appropriations for the administrative expenses of the offices of  
18 state treasurer, state auditor, and the department of licensing of  
19 the state of Washington in the administration of the fuel tax, which  
20 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) Eight million five hundred eleven thousand dollars per  
14 biennium must be distributed by the state treasurer to the freight  
15 mobility multimodal account created in RCW 46.68.310; and

16 (f) The remainder must be distributed to the connecting  
17 Washington account created in RCW 46.68.395.

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

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

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

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

34 ~~(3) ((During the 2015-2017 fiscal biennium, the legislature may~~  
35 ~~transfer from the rural mobility grant program account to the~~  
36 ~~multimodal transportation account such amounts as reflect the excess~~  
37 ~~fund balance of the rural mobility grant program account.))~~ Beginning  
38 with September 2019, by the last day of September, December, March,  
39 and June of each year, the state treasurer shall transfer from the

1 multimodal transportation account to the rural mobility grant program  
2 account four million four hundred three thousand dollars.

3 (4) During the 2017-2019 fiscal biennium, the legislature may  
4 direct the state treasurer to make transfers of moneys in the rural  
5 mobility grant program account to the multimodal transportation  
6 account.

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

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

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

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

22 ~~(4) ((During the 2009-2011 fiscal biennium, the legislature may~~  
23 ~~transfer from the regional mobility grant program account to the~~  
24 ~~multimodal transportation account such amounts as reflect the excess~~  
25 ~~fund balance of the regional mobility grant program account.))~~  
26 Beginning with September 2019, 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 regional  
29 mobility grant program account nine million seven hundred ten  
30 thousand dollars.

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

33 MULTIMODAL TRANSPORTATION ACCOUNT—TRANSFERS. (1) On July 1, 2019,  
34 and by each July 1st thereafter, the state treasurer shall transfer  
35 from the multimodal transportation account created in RCW 47.66.070:

36 (a) Seven million three hundred thirty-five thousand dollars to  
37 the complete streets grant program account created in RCW 47.04.325;

1 (b) Five million one hundred ninety thousand dollars to the  
2 bicycle and pedestrian grant account created in section 5 of this  
3 act.

4 (2) This section expires June 30, 2031.

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

7 BICYCLE AND PEDESTRIAN GRANT ACCOUNT. (1) The bicycle and  
8 pedestrian grant account is created in the state treasury. Moneys in  
9 the account may be spent only after appropriation. Only the  
10 department of transportation may authorize expenditures from the  
11 account. The department of transportation may use the bicycle and  
12 pedestrian grant account funds for making awards to local  
13 governments.

14 (2) This section expires June 30, 2031.

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

16 NEW SECTION. **Sec. 7.** Sections 1 through 3 of this act expire  
17 June 30, 2031.

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