

**RCW 35.95.040 Levy and collection of excise taxes authorized—
Business and occupation tax—Excise tax on residents—Appropriation and
use of proceeds—Voter approval.** The corporate authorities of a
municipality are authorized to adopt ordinances for the levy and
collection of excise taxes and/or for the imposition of an additional
tax for the act or privilege of engaging in business activities. Such
business and occupation tax shall be imposed in such amounts as fixed
and determined by the corporate authorities of the municipality and
shall be measured by the application of rates against value of
products, gross proceeds of sales, or gross income of the business, as
the case may be. The terms "business", "engaging in business", "gross
proceeds of sales", and "gross income of the business" shall for the
purpose of this chapter have the same meanings as defined and set
forth in chapter 82.04 RCW or as said chapter may hereafter be
amended.

The excise taxes other than the business and occupation tax above
provided for shall be levied and collected from all persons within the
municipality in such amounts as shall be fixed and determined by the
corporate authorities of the municipality: PROVIDED, That such excise
tax shall not exceed one dollar per month for each housing unit. For
the purposes of this section, the term "housing unit" shall mean a
building or portion thereof designed for or used as the residence or
living quarters of one or more persons living together, or of one
family.

All taxes herein authorized shall be taxes other than a retail
sales tax defined in chapter 82.08 RCW and a use tax defined in
chapter 82.12 RCW, and the municipality shall appropriate and use the
proceeds derived from all taxes authorized herein only for the
operation, maintenance and capital needs of its municipally owned or
leased and municipally operated public transportation system.

Before any county transportation authority established pursuant
to chapter 36.57 RCW or any public transportation benefit area
authority established pursuant to chapter 36.57A RCW may impose any of
the excise taxes authorized pursuant to this section, the
authorization for imposition of such taxes shall be approved by the
voters residing within such respective area.

The county on behalf of an unincorporated transportation benefit
area established pursuant to RCW 36.57.100 and 36.57.110 may impose
any of the excise taxes authorized pursuant to this section only
within the boundaries of such unincorporated transportation benefit
area. [1975 1st ex.s. c 270 s 4; 1965 ex.s. c 111 s 4.]

Severability—Effective date—1975 1st ex.s. c 270: See notes
following RCW 35.58.272.

*Municipal taxation of motor carriers of freight for hire: RCW
35.21.840.*