
HOUSE BILL 1974

State of Washington

63rd Legislature

2013 Regular Session

By Representative Fey

Read first time 03/01/13. Referred to Committee on Finance.

1 AN ACT Relating to extending the commute trip reduction tax credit;
2 amending RCW 82.70.020, 82.70.040, and 82.70.900; and declaring an
3 emergency.

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

5 **Sec. 1.** RCW 82.70.020 and 2005 c 297 s 3 are each amended to read
6 as follows:

7 (1) Employers in this state who are taxable under chapter 82.04 or
8 82.16 RCW and provide financial incentives to their own or other
9 employees for ride sharing, for using public transportation, for using
10 car sharing, or for using nonmotorized commuting before July 1,
11 ((2013)) 2017, are allowed a credit against taxes payable under
12 chapters 82.04 and 82.16 RCW for amounts paid to or on behalf of
13 employees for ride sharing in vehicles carrying two or more persons,
14 for using public transportation, for using car sharing, or for using
15 nonmotorized commuting, not to exceed sixty dollars per employee per
16 fiscal year.

17 (2) Property managers who are taxable under chapter 82.04 or 82.16
18 RCW and provide financial incentives to persons employed at a worksite
19 in this state managed by the property manager for ride sharing, for

1 using public transportation, for using car sharing, or for using
2 nonmotorized commuting before July 1, (~~2013~~) 2017, are allowed a
3 credit against taxes payable under chapters 82.04 and 82.16 RCW for
4 amounts paid to or on behalf of these persons for ride sharing in
5 vehicles carrying two or more persons, for using public transportation,
6 for using car sharing, or for using nonmotorized commuting, not to
7 exceed sixty dollars per person per fiscal year.

8 (3) The credit under this section is equal to the amount paid to or
9 on behalf of each employee multiplied by fifty percent, but may not
10 exceed sixty dollars per employee per fiscal year. No refunds may be
11 granted for credits under this section.

12 (4) A person may not receive credit under this section for amounts
13 paid to or on behalf of the same employee under both chapters 82.04 and
14 82.16 RCW.

15 (5) A person may not take a credit under this section for amounts
16 claimed for credit by other persons.

17 **Sec. 2.** RCW 82.70.040 and 2005 c 297 s 5 are each amended to read
18 as follows:

19 (1)(a) The department shall keep a running total of all credits
20 allowed under RCW 82.70.020 during each fiscal year. The department
21 shall not allow any credits that would cause the total amount allowed
22 to exceed two million seven hundred fifty thousand dollars in any
23 fiscal year. This limitation includes any deferred credits carried
24 forward under subsection (2)(b)(i) of this section from prior years.

25 (b) If the total amount of credit applied for by all applicants in
26 any year exceeds the limit in this subsection, the department shall
27 ratably reduce the amount of credit allowed for all applicants so that
28 the limit in this subsection is not exceeded. If a credit is reduced
29 under this subsection, the amount of the reduction may not be carried
30 forward and claimed in subsequent fiscal years.

31 (2)(a) Tax credits under RCW 82.70.020 may not be claimed in excess
32 of the amount of tax otherwise due under chapter 82.04 or 82.16 RCW.

33 (b)(i) Through June 30, 2005, a person with taxes equal to or in
34 excess of the credit under RCW 82.70.020, and therefore not subject to
35 the limitation in (a) of this subsection, may elect to defer tax
36 credits for a period of not more than three years after the year in
37 which the credits accrue. No credits deferred under this subsection

1 (2)(b)(i) may be used after June 30, 2008. A person deferring tax
2 credits under this subsection (2)(b)(i) must submit an application as
3 provided in RCW 82.70.025 in the year in which the deferred tax credits
4 will be used. This application is subject to the provisions of
5 subsection (1) of this section for the year in which the tax credits
6 will be applied. If a deferred credit is reduced under subsection
7 (1)(b) of this section, the amount of deferred credit disallowed
8 because of the reduction may be carried forward as long as the period
9 of deferral does not exceed three years after the year in which the
10 credit was earned.

11 (ii) For credits approved by the department after June 30, 2005,
12 the approved credit may be carried forward to subsequent years until
13 used. Credits carried forward as authorized by this subsection are
14 subject to the limitation in subsection (1)(a) of this section for the
15 fiscal year for which the credits were originally approved.

16 (3) No person shall be approved for tax credits under RCW 82.70.020
17 in excess of two hundred thousand dollars in any fiscal year. This
18 limitation does not apply to credits carried forward from prior years
19 under subsection (2)(b) of this section.

20 (4) No person may claim tax credits after June 30, (~~2013~~) 2017.

21 (5) Credits may not be carried forward other than as authorized in
22 subsection (2)(b) of this section.

23 (6) No person is eligible for tax credits under RCW 82.70.020 if
24 the additional revenues for the multimodal transportation account
25 created by Engrossed Substitute House Bill No. 2231 are terminated.

26 **Sec. 3.** RCW 82.70.900 and 2003 c 364 s 8 are each amended to read
27 as follows:

28 This chapter expires July 1, (~~2013~~) 2017, except for RCW
29 82.70.050, which expires January 1, (~~2014~~) 2018.

30 NEW SECTION. **Sec. 4.** This act is necessary for the immediate
31 preservation of the public peace, health, or safety, or support of the
32 state government and its existing public institutions, and takes effect
33 immediately.

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