
SUBSTITUTE HOUSE BILL 1788

State of Washington

54th Legislature

1995 Regular Session

By House Committee on Transportation (originally sponsored by Representatives K. Schmidt, Chandler, Mitchell and Robertson)

Read first time 03/03/95.

1 AN ACT Relating to increasing flexibility in motor vehicle fund
2 distributions to cities and counties; amending RCW 46.68.115; and
3 adding a new section to chapter 46.68 RCW.

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

5 NEW SECTION. **Sec. 1.** A new section is added to chapter 46.68 RCW
6 to read as follows:

7 For the motor vehicle fund tax distributions to cities, towns, and
8 counties provided for in RCW 46.68.090(1) (i) and (j), after the
9 required deductions in RCW 46.68.110 and 46.68.120, the treasurer shall
10 retain those amounts, or a portion thereof, in the motor vehicle fund
11 and distribute a like amount from any other fund or account used for
12 transportation purposes that is not restricted by the eighteenth
13 amendment of the state Constitution. Such funds or accounts include
14 but are not limited to, the transportation fund, the Puget Sound ferry
15 operating account, the marine operating account, and the Puget Sound
16 capital construction account. The motor vehicle fuel tax distribution
17 may be retained and a like amount distributed from a fund or account
18 that is not restricted by the eighteenth amendment of the state
19 Constitution, only if the following conditions are met:

1 (1) A request is made by the authorized agent of the local
2 government to the state treasurer; and

3 (2) The department of transportation has determined that sufficient
4 non-eighteenth amendment revenues are available to meet the
5 department's legislative mandates. The department is authorized to
6 transfer any appropriation made from any fund or account that is not
7 restricted by the eighteenth amendment of the state Constitution to the
8 motor vehicle fund-state provided there is adequate revenue in the
9 motor vehicle fund-state account and provided that such funds can be
10 used for activities permitted under the eighteenth amendment.

11 The state treasurer shall adjust the motor vehicle fund
12 distributions within sixty days of the request made by the authorized
13 agent of the local government. The state treasurer shall submit the
14 adjusted distributions to the requesting locality and shall notify that
15 locality of the portion of the distribution from non-eighteenth
16 amendment sources that is available for nonhighway purposes.

17 **Sec. 2.** RCW 46.68.115 and 1987 c 234 s 1 are each amended to read
18 as follows:

19 The sums distributed to cities and towns as set forth in
20 (~~(subsection (2) of)~~) RCW 46.68.100(2) shall be allocated between them
21 as provided by RCW 46.68.110(~~(, subject to the provisions of RCW~~
22 ~~35.76.050,)~~) to be used exclusively: For the construction,
23 improvement, chip sealing, seal-coating, and repair of arterial
24 highways and city streets as those terms are defined in RCW 46.04.030
25 and 46.04.120; for the maintenance of arterial highways and city
26 streets for those cities with a population of less than fifteen
27 thousand; (~~(or)~~) for the payment of any municipal indebtedness which
28 may be incurred in the construction, improvement, chip sealing, seal-
29 coating, and repair of arterial highways and city streets; or for
30 public transportation purposes if the cities and towns choose to
31 transfer this distribution for revenues from the funds and accounts
32 that are not restricted by the eighteenth amendment, as provided for in
33 section 1 of this act.

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