
HOUSE BILL 3168

State of Washington 56th Legislature 2000 1 Special Session

By Representatives Huff, H. Sommers, Mitchell, Fisher, Hankins, Haigh, Woods, Kenney, D. Schmidt, Murray, Alexander, Edmonds, Miloscia, Schindler, Schual-Berke, Anderson, Stensen, Dickerson, McIntire, Rockefeller, Linville, Kessler, Ogden, Cody, Barlean, Scott, Keiser, Cooper, Edwards, O'Brien, Lovick, Lantz, Morris, Benson, Sullivan, Talcott, Ballasiotes and Esser

Read first time 03/21/2000. Referred to Committee on Appropriations.

1 AN ACT Relating to providing funding for transportation and ferry
2 purposes; amending RCW 43.135.035; adding a new section to chapter
3 82.32 RCW; adding new sections to chapter 43.79 RCW; adding a new
4 section to chapter 39.42 RCW; providing an effective date; and
5 declaring an emergency.

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

7 NEW SECTION. **Sec. 1.** A new section is added to chapter 82.32 RCW
8 to read as follows:

9 (1) The treasurer shall deposit four and fifty-two one-hundredths
10 percent of automobile-related sales and use tax revenue in the
11 multimodal transportation account. The balance of automobile-related
12 sales and use tax revenue shall be deposited in the general fund.

13 (2) For the purposes of this section, "automobile-related sales and
14 use tax revenue" means:

15 (a) Revenue from the taxes imposed in RCW 82.08.020(1) and
16 82.12.020 reported on returns filed by persons engaged in the following
17 businesses: New and used car dealers; automotive parts, accessories,
18 and tire stores; automotive repair services, including body, paint, and
19 interior repair and maintenance, exhaust system repair, glass

1 replacement shops, transmission repair, oil change and lubrication
2 shops, car washes, and other automotive mechanical and electrical
3 repair and maintenance businesses; automobile and other motor vehicle
4 wholesalers, motor vehicle supplies and new part wholesalers, tire and
5 tube wholesalers, and motor vehicle used part wholesalers; and

6 (b) Revenue from the taxes imposed in RCW 82.08.020(1) and
7 82.12.020 collected by the department of licensing, county auditors,
8 and subagents for the sale or use of motor vehicles.

9 NEW SECTION. **Sec. 2.** A new section is added to chapter 43.79 RCW
10 to read as follows:

11 Beginning in the fiscal year ending June 30, 2002, and each fiscal
12 year thereafter through the fiscal year ending June 30, 2005, the
13 treasurer shall transfer the sum of twenty million dollars, divided
14 into equal quarterly deposits, from the general fund to the multimodal
15 transportation account for the regional transit authority.

16 NEW SECTION. **Sec. 3.** A new section is added to chapter 43.79 RCW
17 to read as follows:

18 Beginning in the fiscal year ending June 30, 2001, and each fiscal
19 year thereafter, the state treasurer shall transfer to the Puget Sound
20 ferry operations account from the general fund the sum of twenty
21 million dollars, divided into equal quarterly deposits. For each
22 fiscal year after the fiscal year ending June 30, 2001, the state
23 treasurer shall increase the total transfer by the fiscal growth
24 factor, as defined in RCW 43.135.025, forecast for that fiscal year by
25 the office of financial management in November of the preceding year.

26 **Sec. 4.** RCW 43.135.035 and 1994 c 2 s 4 are each amended to read
27 as follows:

28 (1) After July 1, 1995, any action or combination of actions by the
29 legislature that raises state revenue or requires revenue-neutral tax
30 shifts may be taken only if approved by a two-thirds vote of each
31 house, and then only if state expenditures in any fiscal year,
32 including the new revenue, will not exceed the state expenditure limits
33 established under this chapter.

34 (2)(a) If the legislative action under subsection (1) of this
35 section will result in expenditures in excess of the state expenditure
36 limit, then the action of the legislature shall not take effect until

1 approved by a vote of the people at a November general election. The
2 office of financial management shall adjust the state expenditure limit
3 by the amount of additional revenue approved by the voters under this
4 section. This adjustment shall not exceed the amount of revenue
5 generated by the legislative action during the first full fiscal year
6 in which it is in effect. The state expenditure limit shall be
7 adjusted downward upon expiration or repeal of the legislative action.

8 (b) The ballot title for any vote of the people required under this
9 section shall be substantially as follows:

10 "Shall taxes be imposed on in order to allow a
11 spending increase above last year's authorized spending adjusted for
12 inflation and population increases?"

13 (3)(a) The state expenditure limit may be exceeded upon declaration
14 of an emergency for a period not to exceed twenty-four months by a law
15 approved by a two-thirds vote of each house of the legislature and
16 signed by the governor. The law shall set forth the nature of the
17 emergency, which is limited to natural disasters that require immediate
18 government action to alleviate human suffering and provide humanitarian
19 assistance. The state expenditure limit may be exceeded for no more
20 than twenty-four months following the declaration of the emergency and
21 only for the purposes contained in the emergency declaration.

22 (b) Additional taxes required for an emergency under this section
23 may be imposed only until thirty days following the next general
24 election, unless an extension is approved at that general election.
25 The additional taxes shall expire upon expiration of the declaration of
26 emergency. The legislature shall not impose additional taxes for
27 emergency purposes under this subsection unless funds in the education
28 construction fund have been exhausted.

29 (c) The state or any political subdivision of the state shall not
30 impose any tax on intangible property listed in RCW 84.36.070 as that
31 statute exists on January 1, 1993.

32 (4) If the cost of any state program or function is shifted from
33 the state general fund on or after January 1, 1993, to another source
34 of funding, or if moneys are transferred from the state general fund to
35 another fund or account, the office of financial management shall lower
36 the state expenditure limit to reflect the shift. This subsection does
37 not apply to sections 1 through 3 of this act.

1 NEW SECTION. **Sec. 5.** A new section is added to chapter 39.42 RCW
2 to read as follows:

3 Deposits in the multimodal transportation account under sections 1
4 and 2 of this act and the Puget Sound ferry operations account under
5 section 3 of this act shall not be deducted from the calculation of
6 general state revenues under RCW 39.42.060.

7 NEW SECTION. **Sec. 6.** This act is necessary for the immediate
8 preservation of the public peace, health, or safety, or support of the
9 state government and its existing public institutions, and takes effect
10 July 1, 2000.

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