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**SENATE BILL 5521**

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**State of Washington**

**66th Legislature**

**2019 Regular Session**

**By** Senators Takko, Zeiger, Padden, Hunt, and Saldaña

Read first time 01/23/19. Referred to Committee on Transportation.

1 AN ACT Relating to the distribution of connecting Washington  
2 funds to local and state transportation agencies; amending RCW  
3 46.68.090; adding a new section to chapter 47.66 RCW; providing an  
4 effective date; and declaring an emergency.

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

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

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

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

15 (b) For payment of amounts to be expended pursuant to  
16 appropriations for the administrative expenses of the offices of  
17 state treasurer, state auditor, and the department of licensing of  
18 the state of Washington in the administration of the fuel tax, which  
19 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; and

13 (e) The remainder must be distributed to the connecting  
14 Washington account created in RCW 46.68.395.

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

20 NEW SECTION. Sec. 2. A new section is added to chapter 47.66  
21 RCW to read as follows:

22 MULTIMODAL TRANSPORTATION ACCOUNT—TRANSFERS. (1) On July 1, 2019,  
23 and by each July 1st thereafter, the state treasurer shall transfer  
24 from the multimodal transportation account created in RCW 47.66.070:  
25 Seven million three hundred thirty-five thousand dollars to the  
26 complete streets grant program account created in RCW 47.04.325.

27 (2) On July 1, 2019, and each biennium thereafter, the state  
28 treasurer shall transfer from the multimodal transportation account  
29 created in RCW 47.66.070: Eight million five hundred eleven thousand  
30 dollars to the freight mobility multimodal account created in RCW  
31 46.68.310.

32 NEW SECTION. Sec. 3. This act is necessary for the immediate  
33 preservation of the public peace, health, or safety, or support of  
34 the state government and its existing public institutions, and takes  
35 effect July 1, 2019.

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