

1 2096-S.E AMS FRAS WILB 001

2 **ESHB 2096** - S AMD TO AE COMM AMD (S-2794.1/97) - 330
3 By Senator Fraser

4 NOT ADOPTED 4/14/97

5 On page 3, line 4 of the amendment, strike four- and insert one-

6 On page 3, after line 5 of the amendment, insert the following:

7 (3) In addition to the taxes imposed in subsections (1) and (2) of
8 this section, an oil spill prevention tax is imposed on the privilege
9 of receiving crude oil or petroleum products at a marine terminal
10 within this state from a waterborne vessel or barge operating on the
11 navigable waters of this state. The tax imposed in this section is
12 levied upon the owner of the crude oil or petroleum products
13 immediately after receipt of the same into the storage tanks of a
14 marine terminal from a waterborne vessel or barge at the rate of three
15 cents per barrel of crude oil or petroleum product received.-

16 Renumber remaining subsections consecutively and correct internal
17 references accordingly.

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21 On page 4, line 17 of the amendment, after account.- insert All
22 receipts from the tax imposed in subsection (3) of this section shall
23 be deposited into the oil spill prevention account.-

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27 On page 6, after line 34 of the amendment, insert the following:

28 "NEW SECTION. Sec. 6. A new section is added to chapter 90.56 RCW
29 to read as follows:

1 (1) The oil spill prevention account is created in the state
2 treasury. All receipts from RCW 82.23B.020(3) shall be deposited into
3 the account. Monies from the account may be spent only after
4 appropriation. The account is subject to allotment procedures under
5 chapter 43.88 RCW. The state treasurer may transfer funds from the oil
6 spill response account to support appropriations made from the oil
7 spill prevention account in the omnibus operating and transportation
8 appropriations acts.

9 (2) Expenditures from the oil spill prevention account shall be
10 used exclusively for the administration costs related to the purposes
11 of this chapter and prevention activities in chapters 90.56, 88.40, and
12 88.46 RCW. Costs of administration and those related to preventions
13 shall include:

- 14 (a) Management and staff development activities;
- 15 (b) Facility and vessel prevention plan review and approval,
16 inspections, investigations, enforcement and litigation;
- 17 (c) Interagency coordination and public outreach
18 and education;
- 19 (d) Collection and administration of the tax provided for in
20 chapter 82.23B RCW; and
- 21 (e) Appropriate travel, goods and services, contracts and
22 equipment."

23 Renumber remaining sections consecutively and correct and internal
24 references accordingly.

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EFFECT: Creates an oil spill prevention account. The distribution of the existing 5 cent per barrel taxes is changed from 3 cents administration and 2 cents response to 3 cents prevention, 1 cent, administration, and 1 cent response. Authorizes transfers from the response account to the prevention account to support appropriation levels.