CERTIFICATION OF ENROLLMENT

ENGROSSED SUBSTITUTE HOUSE BILL 2326

Chapter 225, Laws of 1994

53rd Legislature
1994 Regular Session

GASOHOL EXEMPTION REPEALED--GASOHOL EXEMPTION HOLDING ACCOUNT

EFFECTIVE DATE: 5/1/94

Passed by the House March 8, 1994
Yeas 84 Nays 5

BRIAN EBERSOLE
Speaker of the
House of Representatives

Passed by the Senate March 8, 1994
Yeas 38 Nays 7

JOEL PRITCHARD
President of the Senate

Approved April 1, 1994

Certification

I, Marilyn Showalter, Chief Clerk of the House of Representatives of the State of Washington, do hereby certify that the attached is ENGROSSED SUBSTITUTE HOUSE BILL 2326 as passed by the House of Representatives and the Senate on the dates hereon set forth.

Joel Pritchard
President of the Senate

Marilyn Showalter
Chief Clerk

MIKE LOWRY
Governor of the State of Washington

FILED
April 1, 1994 - 10:20 a.m.

Secretary of State
State of Washington
AN ACT Relating to gasohol; amending RCW 46.68.090; repealing RCW 82.36.2251; providing an effective date; providing for contingent submission of this act to a vote of the people; and declaring an emergency.

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

NEW SECTION. Sec. 1. RCW 82.36.2251 and 1993 c 268 s 2 are each repealed.

Sec. 2. RCW 46.68.090 and 1991 c 342 s 56 are each amended to read as follows:

1. All moneys that have accrued or may accrue to the motor vehicle fund from the motor vehicle fuel tax and special fuel tax shall be first expended for the following purposes:
   (a) For payment of refunds of motor vehicle fuel tax and special fuel tax that has been paid and is refundable as provided by law;
   (b) For payment of amounts to be expended pursuant to appropriations for the administrative expenses of the offices of state treasurer, state auditor, and the department of licensing of the state
of Washington in the administration of the motor vehicle fuel tax and
the special fuel tax, which sums shall be distributed monthly;

(c) From April 1, 1992, through March 31, 1996, for distribution to
the transfer relief account, hereby created in the motor vehicle fund,
an amount not to exceed three hundred twenty-five one-thousandths of
one percent;

(d) For distribution to the rural arterial trust account in the
motor vehicle fund, an amount as provided in RCW 82.36.025(2) and
46.68.095(3);

(e) For distribution to the urban arterial trust account in the
motor vehicle fund, an amount as provided in RCW 82.36.025(3);

(f) For distribution to the transportation improvement account in
the motor vehicle fund, an amount as provided in RCW 46.68.095(1);

(g) For distribution to the special category C account, hereby
created in the motor vehicle fund, an amount as provided in RCW
46.68.095(2);

(h) For distribution to the county arterial preservation account,
hereby created in the motor vehicle fund, an amount as provided in RCW
46.68.095(4);

(i) For distribution to the motor vehicle fund to be allocated to
cities and towns as provided in RCW 46.68.110, an amount as provided in
RCW 46.68.095(5);

(j) For distribution to the motor vehicle fund to be allocated to
counties as provided in RCW 46.68.120, an amount as provided in RCW
46.68.095(6);

(k) For expenditure for highway purposes of the state as defined in
RCW 46.68.130, an amount as provided in RCW 82.36.025(4) and
46.68.095(7);

(l) From July 1, 1994, through June 30, 1995, for distribution to
the gasohol exemption holding account, hereby created in the motor
vehicle fund, an amount equal to five and thirty-four one-hundredths of
one percent of the amount available prior to distributions provided
under (a) through (k) of this subsection, to be used only for highway
construction.

(2) The amount accruing to the motor vehicle fund by virtue of the
motor vehicle fuel tax and the special fuel tax and remaining after
payments, distributions, and expenditures as provided in this section
shall, for the purposes of this chapter, be referred to as the "net tax
amount."

ESHB 2326.SL    p. 2
NEW SECTION.  Sec. 3.  (1) If a court enters a final order invalidating or remanding section 1 of this act on the grounds that it does not comply with section 13, chapter 2, Laws of 1994, it is the intent of the legislature that this measure be submitted to the people for their adoption, ratification, or rejection, at the next succeeding general election to be held in this state, in accordance with Article II, section 1 of the state Constitution, as amended, and the laws adopted to facilitate the operation thereof.

(2) If a court remands this act for a vote of the people, the ballot title shall be substantially as follows: "Shall the alcohol fuel tax exemption given to fuel distributors be eliminated?"

NEW SECTION.  Sec. 4.  This act is necessary for the immediate preservation of the public peace, health, or safety, or support of the state government and its existing public institutions, and shall take effect May 1, 1994.

Passed the House March 8, 1994.
Passed the Senate March 8, 1994.
Approved by the Governor April 1, 1994.
Filed in Office of Secretary of State April 1, 1994.