

CERTIFICATION OF ENROLLMENT  
**SUBSTITUTE SENATE BILL 5737**

Chapter 306, Laws of 1997  
(partial veto)

55th Legislature  
1997 Regular Session

VIOLENCE REDUCTION AND DRUG ENFORCEMENT ACCOUNT FUNDING

EFFECTIVE DATE: 7/1/97

Passed by the Senate April 15, 1997  
YEAS 33 NAYS 16

IRV NEWHOUSE

**President of the Senate**

Passed by the House April 18, 1997  
YEAS 61 NAYS 34

CLYDE BALLARD

**Speaker of the  
House of Representatives**

Approved May 9, 1997, with the  
exception of sections 1 and 3, which  
are vetoed.

GARY LOCKE

**Governor of the State of Washington**

CERTIFICATE

I, Mike O Connell, Secretary of the  
Senate of the State of Washington, do  
hereby certify that the attached is  
**SUBSTITUTE SENATE BILL 5737** as passed  
by the Senate and the House of  
Representatives on the dates hereon  
set forth.

MIKE O'CONNELL

**Secretary**

FILED

May 9, 1997 - 1:53 p.m.

**Secretary of State  
State of Washington**

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**SUBSTITUTE SENATE BILL 5737**

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Passed Legislature - 1997 Regular Session

**State of Washington                      55th Legislature                      1997 Regular Session**

**By** Senate Committee on Ways & Means (originally sponsored by Senators Anderson, Loveland, Schow, Sheldon, Strannigan, Rossi, Deccio, Goings, Horn, Swecker, Rasmussen, Bauer, Hale, Roach, Johnson, Benton, West and Oke)

Read first time 04/07/97.

1            AN ACT Relating to reducing the carbonated beverage tax; amending  
2 RCW 82.64.020; creating a new section; making appropriations; providing  
3 an effective date; and declaring an emergency.

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

5            *\*Sec. 1. RCW 82.64.020 and 1994 sp.s. c 7 s 906 are each amended*  
6 *to read as follows:*

7            *(1) A tax is imposed on each sale at wholesale of syrup in this*  
8 *state. The rate of the tax shall be equal to ((one-dollar)) fifty*  
9 *cents per gallon. Fractional amounts shall be taxed proportionally.*

10            *(2) A tax is imposed on each sale at retail of syrup in this state.*  
11 *The rate of the tax shall be equal to the rate imposed under subsection*  
12 *(1) of this section.*

13            *(3) Moneys collected under this chapter shall be deposited in the*  
14 *violence reduction and drug enforcement account under RCW 69.50.520.*

15            *(4) Chapter 82.32 RCW applies to the taxes imposed in this chapter.*  
16 *The tax due dates, reporting periods, and return requirements*  
17 *applicable to chapter 82.04 RCW apply equally to the taxes imposed in*  
18 *this chapter.*

19 *\*Sec. 1 was vetoed. See message at end of chapter.*

1        NEW SECTION.    **Sec. 2.**    (1) The sum of three million five hundred  
2 seventy thousand dollars, or as much thereof as may be necessary, is  
3 appropriated for the fiscal year ending June 30, 1998, from the general  
4 fund to the violence reduction and drug enforcement account for the  
5 purposes of RCW 69.50.520.

6        (2) The sum of four million one hundred sixty thousand dollars, or  
7 as much thereof as may be necessary, is appropriated for the fiscal  
8 year ending June 30, 1999, from the general fund to the violence  
9 reduction and drug enforcement account for the purposes of RCW  
10 69.50.520.

11        \*NEW SECTION.    **Sec. 3.**    *This act does not affect any existing right  
12 acquired or liability or obligation incurred under the section amended  
13 in this act or under any rule or order adopted under that section, nor  
14 does it affect any proceeding instituted under that section.*

15        \*Sec. 3 was vetoed.    See message at end of chapter.

16        NEW SECTION.    **Sec. 4.**    This act is necessary for the immediate  
17 preservation of the public peace, health, or safety, or support of the  
18 state government and its existing public institutions, and takes effect  
19 July 1, 1997.

      Passed the Senate April 15, 1997.

      Passed the House April 18, 1997.

      Approved by the Governor May 9, 1997, with the exception of certain  
      items that were vetoed.

      Filed in Office of Secretary of State May 9, 1997.

1        Note:    Governor's explanation of partial veto is as follows:

2        "I am returning herewith, without my approval as to sections 1 and  
3 3, Substitute Senate Bill No. 5737 entitled:

4        "AN ACT Relating to reducing the carbonated beverage tax;"

5        Section 1 of Substitute Senate Bill No. 5737 would have reduced the  
6 carbonated beverage syrup tax from one dollar per gallon to fifty cents  
7 per gallon.    The funding reduction this would create in the Violence  
8 Reduction and Drug Education (VRDE) account would have been replaced by  
9 a General-Fund-State appropriation during the 1997-99 Biennium.

10        Section 1 would reduce the state's revenues by \$7.7 million in the  
11 1997-99 biennium.    In light of the other very substantial tax cuts that  
12 I have already signed into law, it is clear that the state cannot  
13 afford section 1 of SSB 5737.

14        Section 3 of SSB 5737 applies only to section 1, and is therefore  
15 rendered unnecessary by the veto of section 1.

1       The people of the state indicated their support for funding the  
2 VRDE account through the carbonated beverage syrup tax when they  
3 approved Referendum 43 in November 1994. Clearly, the dedication of  
4 those tax revenues to the VRDE account, at the rates set in Referendum  
5 43, reflects the will of the voters of Washington. Reducing the tax  
6 and replacing it with an appropriation would jeopardize the long-term  
7 prospects of the important programs funded through the account.

8       For these reasons, I have vetoed sections 1 and 3 of Substitute  
9 Senate Bill No. 5737. With the exception of sections 1 and 3,  
10 Substitute Senate Bill No. 5737 is approved."