

SSB 6072 - S AMD 400

By Senators Swecker, Spanel

WITHDRAWN 04/26/2003

1 Strike everything after the enacting clause and insert the  
2 following:

3 "NEW SECTION. **Sec. 1.** A new section is added to chapter 70.94 RCW  
4 to read as follows:

5 In addition to other fees and taxes required under this chapter,  
6 registered owners of motor vehicles as defined in RCW 46.04.320 shall  
7 annually, upon renewal, pay a clean air/water fee of one dollar and  
8 twenty-five cents. One dollar of the proceeds from the clean air/water  
9 fee must be deposited in a segregated subaccount of the air pollution  
10 control account created in RCW 70.94.015, and twenty-five cents of the  
11 proceeds from the clean air/water fee must be deposited in the vessel  
12 response account in section 4 of this act. The department of licensing  
13 shall itemize the fee imposed in this section on the vehicle  
14 registration renewal notice by indicating the amount of the fee and the  
15 purposes for which the fee is imposed.

16 NEW SECTION. **Sec. 2.** A new section is added to chapter 70.94 RCW  
17 to read as follows:

18 (1) Money from the clean air/water fee under section 1 of this act  
19 deposited in the segregated subaccount of the air pollution control  
20 account under RCW 70.94.015 shall be distributed as follows:

21 (a) Eighty-five percent shall be distributed to air pollution  
22 control authorities created under this chapter. The money must be  
23 distributed in direct proportion with the amount of fees imposed under  
24 section 1 of this act that are collected within the boundaries of each  
25 authority. However, an amount in direct proportion with those fees  
26 collected in counties for which no air pollution control authority  
27 exists must be distributed to the department.

28 (b) The remaining fifteen percent shall be distributed to the  
29 department.

1 (2) Money distributed to air pollution control authorities and the  
2 department under subsection (1) of this section must be used as  
3 follows:

4 (a) Eighty-five percent of the money received by an air pollution  
5 control authority or the department must be used to retrofit school  
6 buses with exhaust emission control devices or to provide funding for  
7 fueling infrastructure necessary to allow school bus fleets to use  
8 alternative, cleaner fuels.

9 (b) The remaining fifteen percent may be used by the air pollution  
10 control authority or department to reduce vehicle air contaminant  
11 emissions and clean up air pollution, or reduce and monitor toxic air  
12 contaminants.

13 (3) Money in the air pollution control account may be spent by the  
14 department only after appropriation.

15 (4) The department shall provide a report to the legislative  
16 transportation committees on the progress of the implementation of this  
17 section by December 31, 2004.

18 NEW SECTION. **Sec. 3.** The sum of ten million dollars is  
19 appropriated for the biennium ending June 30, 2005, from the segregated  
20 subaccount of the air pollution control account, created in section 1  
21 of this act, to the department of ecology for the purposes of section  
22 2 of this act.

23 NEW SECTION. **Sec. 4.** A new section is added to chapter 90.56 RCW  
24 to read as follows:

25 The vessel response account is created in the state treasury.  
26 Grants, gifts, and federal funds may be deposited into the account.  
27 Oil spill penalties assessed against ships under RCW 90.56.330 and  
28 90.48.144 shall also be deposited into the account. Moneys in the  
29 account may be spent only after appropriation. The department of  
30 ecology is authorized to utilize the vessel response account to  
31 preposition a dedicated rescue tug at the entrance to the Strait of  
32 Juan de Fuca to reduce the risk of major maritime accidents and oil  
33 spills on the outer coast and western strait. Prior to authorizing the  
34 rescue tug to respond to a distressed vessel, the department shall work  
35 with the United States Coast Guard and industry to determine if another

1 capable, unencumbered commercial tug is available in the area that can  
2 respond. If such a tug can respond without increasing the risk of a  
3 casualty, it should be deployed as the tug of choice and the state-  
4 contracted rescue tug should not be taken off standby duty. The  
5 department is also authorized to spot charter tugs as needed during  
6 major storms and other high risk periods to protect maritime commerce  
7 and the environment anywhere in state waters.

8 The department shall not proceed with rule making related to  
9 emergency towing pursuant to chapter 88.46 RCW, so long as the deposit  
10 of the fee into the vessel response account under section 1 of this act  
11 is continued and is appropriated for the purpose of the dedicated  
12 rescue tug.

13 NEW SECTION. **Sec. 5.** The department of ecology shall complete an  
14 evaluation of tug escort requirements for laden tankers to determine if  
15 the current escort system requirements under RCW 88.16.190 should be  
16 modified to recognize safety enhancements of the new double hull  
17 tankers deployed with redundant systems. The department shall provide  
18 a report with recommendations to the governor and the appropriate  
19 committees of the legislature by January 1, 2005.

20 NEW SECTION. **Sec. 6.** (1) The sum of two million eight hundred  
21 seventy-six thousand dollars is appropriated for the biennium ending  
22 June 30, 2005, from the vessel response account to the department of  
23 ecology for the purposes of section 4 of this act.

24 (2) The sum of two hundred thousand dollars is appropriated for the  
25 biennium ending June 30, 2005, from the oil spill prevention account to  
26 the department of ecology for the purposes of section 5 of this act.

27 NEW SECTION. **Sec. 7.** Sections 1 and 4 of this act expire July 1,  
28 2008."

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**WITHDRAWN 04/26/2003**

1       On page 1, line 1 of the title, after "response;" strike the  
2 remainder of the title and insert "adding new sections to chapter 70.94  
3 RCW; adding a new section to chapter 90.56 RCW; creating a new section;  
4 making appropriations; and providing an expiration date."

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