

CERTIFICATION OF ENROLLMENT
SECOND SUBSTITUTE SENATE BILL 5595

Chapter 361, Laws of 2011

62nd Legislature
2011 Regular Session

PUBLIC UTILITY DISTRICT PRIVILEGE TAX--DISTRIBUTION OF PROCEEDS

EFFECTIVE DATE: 07/22/11

Passed by the Senate April 20, 2011
YEAS 47 NAYS 0

BRAD OWEN

President of the Senate

Passed by the House April 6, 2011
YEAS 96 NAYS 0

FRANK CHOPP

Speaker of the House of Representatives

Approved May 16, 2011, 2:47 p.m.

CHRISTINE GREGOIRE

Governor of the State of Washington

CERTIFICATE

I, Thomas Hoemann, Secretary of the Senate of the State of Washington, do hereby certify that the attached is **SECOND SUBSTITUTE SENATE BILL 5595** as passed by the Senate and the House of Representatives on the dates hereon set forth.

THOMAS HOEMANN

Secretary

FILED

May 17, 2011

**Secretary of State
State of Washington**

SECOND SUBSTITUTE SENATE BILL 5595

AS AMENDED BY THE HOUSE

Passed Legislature - 2011 Regular Session

State of Washington 62nd Legislature 2011 Regular Session

By Senate Ways & Means (originally sponsored by Senator Parlette)

READ FIRST TIME 02/25/11.

1 AN ACT Relating to distribution of the public utility district
2 privilege tax; amending RCW 54.28.090; and creating a new section.

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

4 **Sec. 1.** RCW 54.28.090 and 1980 c 154 s 9 are each amended to read
5 as follows:

6 (1) The county legislative authority of each county ((shall)) must
7 direct the county treasurer to deposit funds to the credit of each
8 taxing district in the county, other than school districts, according
9 to the manner they deem most equitable; except not less than an amount
10 equal to three-fourths of one percent of the gross revenues obtained by
11 a district from the sale of electric energy within any incorporated
12 city or town ((shall)) must be remitted to such city or town.
13 Information furnished by the district to the county legislative
14 authority ((shall)) must be the basis for the determination of the
15 amount to be paid to such cities or towns under this subsection.

16 (2) In the event that a county receives tax proceeds under RCW
17 54.28.050 because a public utility district operated by another county
18 owns fee title to property in a city or town in the county that
19 receives such tax proceeds, and that city or town adjoins a reservoir

1 on the Columbia river wholly or partially created by such district's
2 hydroelectric facility which began commercial power generation in 1967,
3 but the district has no sales of electrical energy in that city or
4 town, the county may retain seventy percent of such tax proceeds. The
5 county must remit the remainder of the tax proceeds to the city or town
6 in which the district owns fee title to property but has no sales of
7 electrical energy. If the district owns fee title to property in more
8 than one city or town in the county receiving such tax proceeds, and
9 has no sales of electrical energy in those cities or towns, the
10 remainder of the tax must be divided evenly among all such cities and
11 towns.

12 (3) The provisions of this section (~~shall~~) do not apply to the
13 distribution of taxes collected under RCW 54.28.025.

14 NEW SECTION. Sec. 2. This act applies to public utility district
15 privilege taxes to be distributed in 2012 and each year thereafter.

Passed by the Senate April 20, 2011.

Passed by the House April 6, 2011.

Approved by the Governor May 16, 2011.

Filed in Office of Secretary of State May 17, 2011.