

ESHB 1333 - S COMM AMD
By Committee on Ways & Means

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

3 **"Sec. 1.** RCW 82.14.370 and 2012 c 225 s 4 are each amended to
4 read as follows:

5 (1) The legislative authority of a rural county may impose a
6 sales and use tax in accordance with the terms of this chapter. The
7 tax is in addition to other taxes authorized by law and must be
8 collected from those persons who are taxable by the state under
9 chapters 82.08 and 82.12 RCW upon the occurrence of any taxable event
10 within the county. The rate of tax may not exceed 0.09 percent of the
11 selling price in the case of a sales tax or value of the article used
12 in the case of a use tax, except that for rural counties with
13 population densities between sixty and one hundred persons per square
14 mile, the rate shall not exceed 0.04 percent before January 1, 2000.

15 (2) The tax imposed under subsection (1) of this section must be
16 deducted from the amount of tax otherwise required to be collected or
17 paid over to the department of revenue under chapter 82.08 or 82.12
18 RCW. The department of revenue must perform the collection of such
19 taxes on behalf of the county at no cost to the county.

20 (3)(a) Moneys collected under this section may only be used to
21 finance public facilities serving economic development purposes in
22 rural counties and finance personnel in economic development offices.
23 The public facility must be listed as an item in the officially
24 adopted county overall economic development plan, or the economic
25 development section of the county's comprehensive plan, or the
26 comprehensive plan of a city or town located within the county for
27 those counties planning under RCW 36.70A.040. For those counties that
28 do not have an adopted overall economic development plan and do not
29 plan under the growth management act, the public facility must be
30 listed in the county's capital facilities plan or the capital
31 facilities plan of a city or town located within the county.

1 (b) In implementing this section, the county must consult with
2 cities, towns, and port districts located within the county and the
3 associate development organization serving the county to ensure that
4 the expenditure meets the goals of chapter 130, Laws of 2004 and the
5 requirements of (a) of this subsection. Each county collecting money
6 under this section must report, as follows, to the office of the
7 state auditor, within one hundred fifty days after the close of each
8 fiscal year: (i) A list of new projects begun during the fiscal year,
9 showing that the county has used the funds for those projects
10 consistent with the goals of chapter 130, Laws of 2004 and the
11 requirements of (a) of this subsection; and (ii) expenditures during
12 the fiscal year on projects begun in a previous year. Any projects
13 financed prior to June 10, 2004, from the proceeds of obligations to
14 which the tax imposed under subsection (1) of this section has been
15 pledged may not be deemed to be new projects under this subsection.
16 No new projects funded with money collected under this section may be
17 for justice system facilities.

18 (c) The definitions in this section apply throughout this
19 section.

20 (i) "Public facilities" means bridges, roads, domestic and
21 industrial water facilities, sanitary sewer facilities, earth
22 stabilization, storm sewer facilities, railroads, electrical
23 facilities, natural gas facilities, research, testing, training, and
24 incubation facilities in innovation partnership zones designated
25 under RCW 43.330.270, buildings, structures, telecommunications
26 infrastructure, transportation infrastructure, or commercial
27 infrastructure, and port facilities in the state of Washington.

28 (ii) "Economic development purposes" means those purposes which
29 facilitate the creation or retention of businesses and jobs in a
30 county.

31 (iii) "Economic development office" means an office of a county,
32 port districts, or an associate development organization as defined
33 in RCW 43.330.010, which promotes economic development purposes
34 within the county.

35 (4) No tax may be collected under this section before July 1,
36 1998.

37 (a) Except as provided in (b) of this subsection, no tax may be
38 collected under this section by a county more than twenty-five years
39 after the date that a tax is first imposed under this section.

1 (b) For counties imposing the tax (~~(at the rate of 0.09 percent)~~)
2 before August 1, 2009, and meeting the definition of a rural county
3 as of August 1, 2009, the tax expires on (~~(the date that is twenty-~~
4 ~~five years after the date that the 0.09 percent tax rate was first~~
5 ~~imposed by that county)~~) December 31, 2054.

6 (5) By January 31, 2023, the state auditor must provide a
7 publicly accessible searchable system on its website containing the
8 project information and other expenditure information included in the
9 annual report required under subsection (3) of this section for each
10 county. The searchable system must also include the total amount of
11 revenue collected by the county under this section in the prior
12 fiscal year. This subsection applies to reports filed in 2023 and
13 thereafter.

14 (6) For purposes of this section, "rural county" means a county
15 with a population density of less than one hundred persons per square
16 mile or a county smaller than two hundred twenty-five square miles as
17 determined by the office of financial management (~~(and published each~~
18 ~~year by the department for the period July 1st to June 30th)~~)
19 pursuant to RCW 43.62.035."

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20 On page 1, line 2 of the title, after "counties;" strike the
21 remainder of the title and insert "and amending RCW 82.14.370."

EFFECT: Requires the State Auditor to create a searchable website
to view county expenditures of rural county sales and use tax
proceeds.

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