
HOUSE BILL 1228

State of Washington

66th Legislature

2019 Regular Session

By Representative Chapman; by request of Office of Financial Management

1 AN ACT Relating to increasing transportation revenues to help
2 fund state fish barrier removal; amending RCW 82.45.060, 46.17.355,
3 and 46.17.365; creating a new section; providing effective dates; and
4 declaring an emergency.

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

6 **Part I**

7 **Implementing a Graduated Real Estate Excise Tax**

8 **Sec. 101.** RCW 82.45.060 and 2017 3rd sp.s. c 10 s 13 are each
9 amended to read as follows:

10 (1) There is imposed an excise tax upon each sale of real
11 property at the ((rate of one and twenty-eight one-hundredths percent
12 of the selling price.)) following rates multiplied by the selling
13 price:

14 (a) Three-quarters percent if the selling price is less than two
15 hundred fifty thousand dollars;

16 (b) One and twenty-eight one-hundredths percent if the selling
17 price is equal to or greater than two hundred fifty thousand dollars
18 but less than one million dollars;

19 (c) Two percent if the selling price is equal to or greater than
20 one million dollars but less than five million dollars; or

1 (d) Two and one-half percent if the selling price is equal to or
2 greater than five million dollars.

3 (2)(a) Beginning July 1, 2013, and ending June 30, 2023, ((an
4 amount equal to two percent of the proceeds of this tax must be
5 deposited in the public works assistance account created in RCW
6 43.155.050, and an amount equal to four and one-tenth percent must be
7 deposited in the education legacy trust account created in RCW
8 83.100.230. Thereafter, an amount equal to six and one-tenth percent
9 of the proceeds of this tax to the state treasurer must be deposited
10 in the public works assistance account created in RCW 43.155.050.
11 Except as otherwise provided in this section, an amount equal to one
12 and six-tenths percent of the proceeds of this tax to the state
13 treasurer must be deposited in the city-county assistance account
14 created in RCW 43.08.290.)) the revenues received from the tax in
15 this section must be deposited as follows:

16 (i) Two percent must be deposited into the public works
17 assistance account created in RCW 43.155.050;

18 (ii) Four and one-tenth percent must be deposited into the
19 education legacy trust account created in RCW 83.100.230;

20 (iii) One and six-tenths percent must be deposited into the city-
21 county assistance account created in RCW 43.08.290;

22 (iv) Sixteen and seven-tenths percent must be deposited into the
23 motor vehicle fund created in RCW 46.68.070; and

24 (v) The remainder must be deposited into the general fund.

25 (b) Beginning July 1, 2023, and thereafter, the revenues received
26 from the tax in this section must be deposited as follows:

27 (i) Six and one-tenth percent must be deposited into the public
28 works assistance account created in RCW 43.155.050;

29 (ii) One and six-tenths percent must be deposited into the city-
30 county assistance account created in RCW 43.08.290;

31 (iii) Sixteen and seven-tenths percent must be deposited into the
32 motor vehicle fund created in RCW 46.68.070; and

33 (iv) The remainder must be deposited into the general fund.

34 **Part II**

35 **Moving Up the Increase in Certain Vehicle Weight Fees**

36 **Sec. 201.** RCW 46.17.355 and 2015 3rd sp.s. c 44 s 201 are each
37 amended to read as follows:

1 (1) (a) For vehicle registrations that are due or become due
 2 before July 1, 2016, in lieu of the vehicle license fee required
 3 under RCW 46.17.350 and before accepting an application for a vehicle
 4 registration for motor vehicles described in RCW 46.16A.455, the
 5 department, county auditor or other agent, or subagent appointed by
 6 the director shall require the applicant, unless specifically exempt,
 7 to pay the following license fee by weight:

8	WEIGHT	SCHEDULE	SCHEDULE
9		A	B
10	4,000 pounds	\$ 38.00	\$ 38.00
11	6,000 pounds	\$ 48.00	\$ 48.00
12	8,000 pounds	\$ 58.00	\$ 58.00
13	10,000 pounds	\$ 60.00	\$ 60.00
14	12,000 pounds	\$ 77.00	\$ 77.00
15	14,000 pounds	\$ 88.00	\$ 88.00
16	16,000 pounds	\$ 100.00	\$ 100.00
17	18,000 pounds	\$ 152.00	\$ 152.00
18	20,000 pounds	\$ 169.00	\$ 169.00
19	22,000 pounds	\$ 183.00	\$ 183.00
20	24,000 pounds	\$ 198.00	\$ 198.00
21	26,000 pounds	\$ 209.00	\$ 209.00
22	28,000 pounds	\$ 247.00	\$ 247.00
23	30,000 pounds	\$ 285.00	\$ 285.00
24	32,000 pounds	\$ 344.00	\$ 344.00
25	34,000 pounds	\$ 366.00	\$ 366.00
26	36,000 pounds	\$ 397.00	\$ 397.00
27	38,000 pounds	\$ 436.00	\$ 436.00
28	40,000 pounds	\$ 499.00	\$ 499.00
29	42,000 pounds	\$ 519.00	\$ 609.00
30	44,000 pounds	\$ 530.00	\$ 620.00
31	46,000 pounds	\$ 570.00	\$ 660.00
32	48,000 pounds	\$ 594.00	\$ 684.00
33	50,000 pounds	\$ 645.00	\$ 735.00
34	52,000 pounds	\$ 678.00	\$ 768.00

1	54,000 pounds	\$ 732.00	\$ 822.00
2	56,000 pounds	\$ 773.00	\$ 863.00
3	58,000 pounds	\$ 804.00	\$ 894.00
4	60,000 pounds	\$ 857.00	\$ 947.00
5	62,000 pounds	\$ 919.00	\$ 1,009.00
6	64,000 pounds	\$ 939.00	\$ 1,029.00
7	66,000 pounds	\$ 1,046.00	\$ 1,136.00
8	68,000 pounds	\$ 1,091.00	\$ 1,181.00
9	70,000 pounds	\$ 1,175.00	\$ 1,265.00
10	72,000 pounds	\$ 1,257.00	\$ 1,347.00
11	74,000 pounds	\$ 1,366.00	\$ 1,456.00
12	76,000 pounds	\$ 1,476.00	\$ 1,566.00
13	78,000 pounds	\$ 1,612.00	\$ 1,702.00
14	80,000 pounds	\$ 1,740.00	\$ 1,830.00
15	82,000 pounds	\$ 1,861.00	\$ 1,951.00
16	84,000 pounds	\$ 1,981.00	\$ 2,071.00
17	86,000 pounds	\$ 2,102.00	\$ 2,192.00
18	88,000 pounds	\$ 2,223.00	\$ 2,313.00
19	90,000 pounds	\$ 2,344.00	\$ 2,434.00
20	92,000 pounds	\$ 2,464.00	\$ 2,554.00
21	94,000 pounds	\$ 2,585.00	\$ 2,675.00
22	96,000 pounds	\$ 2,706.00	\$ 2,796.00
23	98,000 pounds	\$ 2,827.00	\$ 2,917.00
24	100,000 pounds	\$ 2,947.00	\$ 3,037.00
25	102,000 pounds	\$ 3,068.00	\$ 3,158.00
26	104,000 pounds	\$ 3,189.00	\$ 3,279.00
27	105,500 pounds	\$ 3,310.00	\$ 3,400.00

28 (b) For vehicle registrations that are due or become due on or
29 after July 1, 2016, in lieu of the vehicle license fee required under
30 RCW 46.17.350 and before accepting an application for a vehicle
31 registration for motor vehicles described in RCW 46.16A.455, the
32 department, county auditor or other agent, or subagent appointed by

1 the director shall require the applicant, unless specifically exempt,
2 to pay the following license fee by weight:

3	WEIGHT	SCHEDULE	SCHEDULE
4		A	B
5	4,000 pounds	\$ 53.00	\$ 53.00
6	6,000 pounds	\$ 73.00	\$ 73.00
7	8,000 pounds	\$ 93.00	\$ 93.00
8	10,000 pounds	\$ 93.00	\$ 93.00
9	12,000 pounds	\$ 81.00	\$ 81.00
10	14,000 pounds	\$ 88.00	\$ 88.00
11	16,000 pounds	\$ 100.00	\$ 100.00
12	18,000 pounds	\$ 152.00	\$ 152.00
13	20,000 pounds	\$ 169.00	\$ 169.00
14	22,000 pounds	\$ 183.00	\$ 183.00
15	24,000 pounds	\$ 198.00	\$ 198.00
16	26,000 pounds	\$ 209.00	\$ 209.00
17	28,000 pounds	\$ 247.00	\$ 247.00
18	30,000 pounds	\$ 285.00	\$ 285.00
19	32,000 pounds	\$ 344.00	\$ 344.00
20	34,000 pounds	\$ 366.00	\$ 366.00
21	36,000 pounds	\$ 397.00	\$ 397.00
22	38,000 pounds	\$ 436.00	\$ 436.00
23	40,000 pounds	\$ 499.00	\$ 499.00
24	42,000 pounds	\$ 519.00	\$ 609.00
25	44,000 pounds	\$ 530.00	\$ 620.00
26	46,000 pounds	\$ 570.00	\$ 660.00
27	48,000 pounds	\$ 594.00	\$ 684.00
28	50,000 pounds	\$ 645.00	\$ 735.00
29	52,000 pounds	\$ 678.00	\$ 768.00
30	54,000 pounds	\$ 732.00	\$ 822.00
31	56,000 pounds	\$ 773.00	\$ 863.00
32	58,000 pounds	\$ 804.00	\$ 894.00
33	60,000 pounds	\$ 857.00	\$ 947.00

1	62,000 pounds	\$ 919.00	\$ 1,009.00
2	64,000 pounds	\$ 939.00	\$ 1,029.00
3	66,000 pounds	\$ 1,046.00	\$ 1,136.00
4	68,000 pounds	\$ 1,091.00	\$ 1,181.00
5	70,000 pounds	\$ 1,175.00	\$ 1,265.00
6	72,000 pounds	\$ 1,257.00	\$ 1,347.00
7	74,000 pounds	\$ 1,366.00	\$ 1,456.00
8	76,000 pounds	\$ 1,476.00	\$ 1,566.00
9	78,000 pounds	\$ 1,612.00	\$ 1,702.00
10	80,000 pounds	\$ 1,740.00	\$ 1,830.00
11	82,000 pounds	\$ 1,861.00	\$ 1,951.00
12	84,000 pounds	\$ 1,981.00	\$ 2,071.00
13	86,000 pounds	\$ 2,102.00	\$ 2,192.00
14	88,000 pounds	\$ 2,223.00	\$ 2,313.00
15	90,000 pounds	\$ 2,344.00	\$ 2,434.00
16	92,000 pounds	\$ 2,464.00	\$ 2,554.00
17	94,000 pounds	\$ 2,585.00	\$ 2,675.00
18	96,000 pounds	\$ 2,706.00	\$ 2,796.00
19	98,000 pounds	\$ 2,827.00	\$ 2,917.00
20	100,000 pounds	\$ 2,947.00	\$ 3,037.00
21	102,000 pounds	\$ 3,068.00	\$ 3,158.00
22	104,000 pounds	\$ 3,189.00	\$ 3,279.00
23	105,500 pounds	\$ 3,310.00	\$ 3,400.00

24 (2) Schedule A applies to vehicles either used exclusively for
25 hauling logs or that do not tow trailers. Schedule B applies to
26 vehicles that tow trailers and are not covered under Schedule A.

27 (3) If the resultant gross weight is not listed in the table
28 provided in subsection (1) of this section, it must be increased to
29 the next higher weight.

30 (4) The license fees provided in subsection (1) of this section
31 and the freight project fee provided in subsection (6) of this
32 section are in addition to the filing fee required under RCW
33 46.17.005 and any other fee or tax required by law.

1 (5) The license fee based on declared gross weight as provided in
2 subsection (1) of this section must be distributed under RCW
3 46.68.035.

4 (6) For vehicle registrations that are due or become due on or
5 after July 1, 2016, in addition to the license fee based on declared
6 gross weight as provided in subsection (1) of this section, the
7 department, county auditor or other agent, or subagent appointed by
8 the director must require an applicant with a vehicle with a declared
9 gross weight of more than 10,000 pounds, unless specifically exempt,
10 to pay a freight project fee equal to fifteen percent of the license
11 fee provided in subsection (1) of this section, rounded to the
12 nearest whole dollar, which must be distributed under RCW 46.68.035.

13 (7) For vehicle registrations that are due or become due on or
14 after (~~July 1, 2022~~) August 1, 2019, in addition to the license fee
15 based on declared gross weight as provided in subsection (1) of this
16 section, the department, county auditor or other agent, or subagent
17 appointed by the director must require an applicant with a vehicle
18 with a declared gross weight of less than or equal to 12,000 pounds,
19 unless specifically exempt, to pay an additional weight fee of ten
20 dollars, which must be distributed under RCW 46.68.035.

21 **Sec. 202.** RCW 46.17.365 and 2015 3rd sp.s. c 44 s 202 are each
22 amended to read as follows:

23 (1) A person applying for a motor vehicle registration and paying
24 the vehicle license fee required in RCW 46.17.350(1) (a), (d), (e),
25 (h), (j), (n), and (o) shall pay a motor vehicle weight fee in
26 addition to all other fees and taxes required by law.

27 (a) For vehicle registrations that are due or become due before
28 July 1, 2016, the motor vehicle weight fee:

29 (i) Must be based on the motor vehicle scale weight;

30 (ii) Is the difference determined by subtracting the vehicle
31 license fee required in RCW 46.17.350 from the license fee in
32 Schedule B of RCW 46.17.355, plus two dollars; and

33 (iii) Must be distributed under RCW 46.68.415.

34 (b) For vehicle registrations that are due or become due on or
35 after July 1, 2016, the motor vehicle weight fee:

36 (i) Must be based on the motor vehicle scale weight as follows:

WEIGHT	FEE
4,000 pounds	\$ 25.00

1	6,000 pounds	\$ 45.00
2	8,000 pounds	\$ 65.00
3	16,000 pounds and over	\$ 72.00;

4 (ii) If the resultant motor vehicle scale weight is not listed in
5 the table provided in (b)(i) of this subsection, must be increased to
6 the next highest weight; and

7 (iii) Must be distributed under RCW 46.68.415 unless prior to
8 July 1, 2023, the actions described in (b)(iii)(A) or (B) of this
9 subsection occur, in which case the portion of the revenue that is
10 the result of the fee increased in this subsection must be
11 distributed to the connecting Washington account created under RCW
12 46.68.395.

13 (A) Any state agency files a notice of rule making under chapter
14 34.05 RCW for a rule regarding a fuel standard based upon or defined
15 by the carbon intensity of fuel, including a low carbon fuel standard
16 or clean fuel standard.

17 (B) Any state agency otherwise enacts, adopts, orders, or in any
18 way implements a fuel standard based upon or defined by the carbon
19 intensity of fuel, including a low carbon fuel standard or clean fuel
20 standard.

21 (C) Nothing in this subsection acknowledges, establishes, or
22 creates legal authority for the department of ecology or any other
23 state agency to enact, adopt, order, or in any way implement a fuel
24 standard based upon or defined by the carbon intensity of fuel,
25 including a low carbon fuel standard or clean fuel standard.

26 (2) A person applying for a motor home vehicle registration
27 shall, in lieu of the motor vehicle weight fee required in subsection
28 (1) of this section, pay a motor home vehicle weight fee of seventy-
29 five dollars in addition to all other fees and taxes required by law.
30 The motor home vehicle weight fee must be distributed under RCW
31 46.68.415.

32 (3) (~~Beginning July 1, 2022~~) For vehicle registrations that are
33 due or become due on or after August 1, 2019, in addition to the
34 motor vehicle weight fee as provided in subsection (1) of this
35 section, the department, county auditor or other agent, or subagent
36 appointed by the director must require an applicant to pay an
37 additional weight fee of ten dollars, which must be distributed to
38 the multimodal transportation account under RCW 47.66.070 unless
39 prior to July 1, 2023, the actions described in (a) or (b) of this

1 subsection occur, in which case the portion of the revenue that is
2 the result of the fee increased in this subsection must be
3 distributed to the connecting Washington account created under RCW
4 46.68.395.

5 (a) Any state agency files a notice of rule making under chapter
6 34.05 RCW for a rule regarding a fuel standard based upon or defined
7 by the carbon intensity of fuel, including a low carbon fuel standard
8 or clean fuel standard.

9 (b) Any state agency otherwise enacts, adopts, orders, or in any
10 way implements a fuel standard based upon or defined by the carbon
11 intensity of fuel, including a low carbon fuel standard or clean fuel
12 standard.

13 (c) Nothing in this subsection acknowledges, establishes, or
14 creates legal authority for the department of ecology or any other
15 state agency to enact, adopt, order, or in any way implement a fuel
16 standard based upon or defined by the carbon intensity of fuel,
17 including a low carbon fuel standard or clean fuel standard.

18 (4) The department shall:

19 (a) Rely on motor vehicle empty scale weights provided by vehicle
20 manufacturers, or other sources defined by the department, to
21 determine the weight of each motor vehicle; and

22 (b) Adopt rules for determining weight for vehicles without
23 manufacturer empty scale weights.

24 **Part III**

25 **Miscellaneous Provisions**

26 NEW SECTION. **Sec. 301.** The provisions of RCW 82.32.805 and
27 82.32.808 do not apply to this act.

28 NEW SECTION. **Sec. 302.** Section 101 of this act is necessary for
29 the immediate preservation of the public peace, health, or safety, or
30 support of the state government and its existing public institutions,
31 and takes effect July 1, 2019.

32 NEW SECTION. **Sec. 303.** Part II of this act takes effect August
33 1, 2019.

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