

---

SENATE BILL 5575

---

State of Washington

63rd Legislature

2013 Regular Session

By Senators Pearson, Bailey, Becker, Sheldon, Carrell, Hill, Holmquist  
Newbry, Tom, Parlette, Smith, and Braun

Read first time 02/04/13. Referred to Committee on Natural Resources &  
Parks.

1 AN ACT Relating to state parks funding; amending RCW 82.19.040,  
2 70.93.180, 79A.15.050, and 79A.05.215; and providing an expiration  
3 date.

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

5 **Sec. 1.** RCW 82.19.040 and 2001 c 118 s 6 are each amended to read  
6 as follows:

7 (1) To the extent applicable, all of the definitions of chapter  
8 82.04 RCW and all of the provisions of chapter 82.32 RCW apply to the  
9 tax imposed in this chapter.

10 (2) Taxes collected under this chapter shall be deposited in the  
11 (~~waste reduction, recycling, and litter control account under RCW~~  
12 ~~70.93.180~~) state parks renewal and stewardship account under RCW  
13 79A.05.215.

14 **Sec. 2.** RCW 70.93.180 and 2011 1st sp.s. c 50 s 963 are each  
15 amended to read as follows:

16 (1) There is hereby created an account within the state treasury to  
17 be known as the "waste reduction, recycling, and litter control

1 account". Moneys in the account may be spent only after appropriation.  
2 Expenditures from the waste reduction, recycling, and litter control  
3 account shall be used as follows:

4 (a) Fifty percent to the department of ecology, for use by the  
5 departments of ecology, natural resources, revenue, transportation, and  
6 corrections, and the parks and recreation commission, for use in litter  
7 collection programs, to be distributed under RCW 70.93.220. The amount  
8 to the department of ecology shall also be used for a central  
9 coordination function for litter control efforts statewide, for the  
10 biennial litter survey under RCW 70.93.200(8), and for statewide public  
11 awareness programs under RCW 70.93.200(7). The amount to the  
12 department shall also be used to defray the costs of administering the  
13 funding, coordination, and oversight of local government programs for  
14 waste reduction, litter control, and recycling, so that local  
15 governments can apply one hundred percent of their funding to achieving  
16 program goals(~~(. The amount to the department of revenue shall be used~~  
17 ~~to enforce compliance with the litter tax imposed in chapter 82.19~~  
18 ~~RCW));~~

19 (b) Twenty percent to the department for local government funding  
20 programs for waste reduction, litter control, and recycling activities  
21 by cities and counties under RCW 70.93.250, to be administered by the  
22 department of ecology; and

23 (c) Thirty percent to the department of ecology for waste reduction  
24 and recycling efforts.

25 (2) All (~~taxes imposed in RCW 82.19.010 and~~) fines and bail  
26 forfeitures collected or received pursuant to this chapter shall be  
27 deposited in the waste reduction, recycling, and litter control account  
28 and used for the programs under subsection (1) of this section.

29 (3) Not less than five percent and no more than ten percent of the  
30 amount appropriated into the waste reduction, recycling, and litter  
31 control account every biennium shall be reserved for capital needs,  
32 including the purchase of vehicles for transporting crews and for  
33 collecting litter and solid waste. Capital funds shall be distributed  
34 among state agencies and local governments according to the same  
35 criteria provided in RCW 70.93.220 for the remainder of the funds, so  
36 that the most effective waste reduction, litter control, and recycling  
37 programs receive the most funding. The intent of this subsection is to

1 provide funds for the purchase of equipment that will enable the  
2 department to account for the greatest return on investment in terms of  
3 reaching a zero litter goal.

4 ~~((4) During the 2009-2011 fiscal biennium, the legislature may  
5 transfer from the waste reduction, recycling, and litter control  
6 account to the state general fund such amounts as reflect the excess  
7 fund balance of the account. Additionally, during the 2009-2011 fiscal  
8 biennium, subsection (1)(a), (b), and (c) of this section is suspended.~~

9 ~~(5) During the 2011-2013 fiscal biennium, the legislature may  
10 transfer from the waste reduction, recycling, and litter control  
11 account to the state general fund such amounts as reflect the excess  
12 fund balance of the account. Additionally, during the 2011-2013 fiscal  
13 biennium, subsection (1)(a), (b), and (c) of this section is  
14 suspended.))~~

15 **Sec. 3.** RCW 79A.15.050 and 2007 c 241 s 30 are each amended to  
16 read as follows:

17 (1) Moneys appropriated for this chapter to the outdoor recreation  
18 account shall be distributed in the following way:

19 (a) Not less than thirty percent to the state parks and recreation  
20 commission for the ~~((acquisition and development))~~ renovation and  
21 repair of state parks ~~((, with at least fifty percent of the money for~~  
22 ~~acquisition costs))~~ facilities;

23 (b) Not less than thirty percent for the acquisition, development,  
24 and renovation of local parks, with at least fifty percent of this  
25 money for acquisition costs;

26 (c) Not less than twenty percent for the acquisition, renovation,  
27 or development of trails;

28 (d) Not less than fifteen percent for the acquisition, renovation,  
29 or development of water access sites, with at least seventy-five  
30 percent of this money for acquisition costs; and

31 (e) Not less than five percent for development and renovation  
32 projects on state recreation lands. Only the department of natural  
33 resources and the department of fish and wildlife may apply for these  
34 funds to be used on their existing recreation lands.

35 (2)(a) In distributing these funds, the board retains discretion to  
36 meet the most pressing needs for state and local parks, trails, and

1 water access sites, and is not required to meet the percentages  
2 described in subsection (1) of this section in any one biennium.

3 (b) If not enough project applications are submitted in a category  
4 within the outdoor recreation account to meet the percentages described  
5 in subsection (1) of this section in any biennium, the board retains  
6 discretion to distribute any remaining funds to the other categories  
7 within the account.

8 (3) Only local agencies may apply for acquisition, development, or  
9 renovation funds for local parks under subsection (1)(b) of this  
10 section.

11 (4) Only state and local agencies may apply for funds for trails  
12 under subsection (1)(c) of this section.

13 (5) Only state and local agencies may apply for funds for water  
14 access sites under subsection (1)(d) of this section.

15 **Sec. 4.** RCW 79A.05.215 and 2011 c 320 s 22 are each amended to  
16 read as follows:

17 The state parks renewal and stewardship account is created in the  
18 state treasury. Except as otherwise provided in this chapter, all  
19 receipts from user fees, concessions, leases, donations collected under  
20 RCW 46.16A.090(3), and other state park-based activities shall be  
21 deposited into the account. The proceeds from the recreation access  
22 pass account created in RCW 79A.80.090 must be used for the purpose of  
23 operating and maintaining state parks. Amounts received under RCW  
24 82.19.040 may be used only for operating, maintaining, repairing, and  
25 renovating state parks. Expenditures from the account may be used for  
26 operating state parks, developing and renovating park facilities,  
27 undertaking deferred maintenance, enhancing park stewardship, and other  
28 state park purposes. Expenditures from the account may be made only  
29 after appropriation by the legislature.

30 NEW SECTION. **Sec. 5.** Sections 1, 3, and 4 of this act expire June  
31 30, 2017.

--- END ---