

**RCW 46.68.110 Distribution of amount allocated to cities and towns.** Funds credited to the incorporated cities and towns of the state as set forth in RCW 46.68.090 shall be subject to deduction and distribution as follows:

(1) One and one-half percent of such sums distributed under RCW 46.68.090 shall be deducted monthly as such sums are credited and set aside for the use of the department of transportation for the supervision of work and expenditures of such incorporated cities and towns on the city and town streets thereof, including the supervision and administration of federal-aid programs for which the department of transportation has responsibility: PROVIDED, That any moneys so retained and not expended shall be credited in the succeeding biennium to the incorporated cities and towns in proportion to deductions herein made;

(2) Thirty-three one-hundredths of one percent of such funds distributed under RCW 46.68.090 shall be deducted monthly, as such funds accrue, and set aside for the use of the department of transportation for the purpose of funding the cities' share of the costs of highway jurisdiction studies and other studies. Any funds so retained and not expended shall be credited in the succeeding biennium to the cities in proportion to the deductions made;

(3) One percent of such funds distributed under RCW 46.68.090 shall be deducted monthly, as such funds accrue, to be deposited in the small city pavement and sidewalk account, to implement the city hardship assistance program, as provided in RCW 47.26.164. However, any moneys so retained and not required to carry out the program under this subsection as of July 1st of each odd-numbered year thereafter, shall be retained in the account and used for maintenance, repair, and resurfacing of city and town streets for cities and towns with a population of less than five thousand;

(4) After making the deductions under subsections (1) through (3) of this section and RCW 35.76.050, the balance remaining to the credit of incorporated cities and towns shall be apportioned monthly as such funds accrue among the several cities and towns within the state ratably on the basis of the population last determined by the office of financial management. [2011 c 120 s 5; 2008 c 121 s 601; 2007 c 148 s 1. Prior: 2005 c 314 s 106; 2005 c 89 s 1; 2003 c 361 s 404; prior: 1999 c 269 s 3; 1999 c 94 s 9; 1996 c 94 s 1; prior: 1991 sp.s. c 15 s 46; 1991 c 342 s 59; 1989 1st ex.s. c 6 s 41; 1987 1st ex.s. c 10 s 37; 1985 c 460 s 32; 1979 c 151 s 161; 1975 1st ex.s. c 100 s 1; 1961 ex.s. c 7 s 7; 1961 c 12 s 46.68.110; prior: 1957 c 175 s 11; 1949 c 143 s 1; 1943 c 83 s 2; 1941 c 232 s 1; 1939 c 181 s 4; Rem. Supp. 1949 s 6600-3a; 1937 c 208 ss 2, part, 3, part.]

**Severability—2008 c 121:** "If any provision of this act or its application to any person or circumstance is held invalid, the remainder of the act or the application of the provision to other persons or circumstances is not affected." [2008 c 121 s 606.]

**Effective date—2008 c 121:** "This act is necessary for the immediate preservation of the public peace, health, or safety, or support of the state government and its existing public institutions, and takes effect immediately [March 25, 2008]." [2008 c 121 s 607.]

**Effective date—2005 c 314 ss 101-107, 109, 303-309, and 401:** See note following RCW 46.68.290.

**Part headings not law—2005 c 314:** See note following RCW 46.68.035.

**Findings—2003 c 361:** See note following RCW 82.38.030.

**Effective dates—2003 c 361:** See note following RCW 82.08.020.

**Effective date—1999 c 269:** See note following RCW 36.78.070.

**Legislative finding—Effective dates—1999 c 94:** See notes following RCW 43.84.092.

**Construction—Severability—1991 sp.s. c 15:** "The appropriations of moneys and the designation of funds and accounts by this and other acts of the 1991 legislature shall be construed in a manner consistent with legislation enacted by the 1985, 1987, and 1989 legislatures to conform state funds and accounts with generally accepted accounting principles. If any provision of this act or its application to any person or circumstance is held invalid, the remainder of the act or the application of the provision to other persons or circumstances is not affected." [1991 sp.s. c 15 s 69.]

**Effective dates—1991 c 342:** See note following RCW 47.01.425.

**Severability—1989 1st ex.s. c 6:** "If any provision of this act or its application to any person or circumstance is held invalid, the remainder of the act or the application of the provision to other persons or circumstances is not affected." [1989 1st ex.s. c 6 s 75.]

**Severability—1987 1st ex.s. c 10:** "If any provision of this act or its application to any person or circumstance is held invalid, the remainder of the act or the application of the provision to other persons or circumstances is not affected." [1987 1st ex.s. c 10 s 60.]

**Severability—1985 c 460:** "If any provision of this act or its application to any person or circumstance is held invalid, the remainder of the act or the application of the provision to other persons or circumstances is not affected." [1985 c 460 s 42.]

*Expense of cost-audit examination of city and town street records payable from funds withheld under RCW 46.68.110(1): RCW 35.76.050.*

*Population determination, office of financial management: Chapter 43.62 RCW.*