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SECOND SUBSTITUTE SENATE BILL 5936

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State of Washington

57th Legislature

2001 Regular Session

By Senate Committee on Ways & Means (originally sponsored by Senators Prentice, Winsley, Costa, Thibaudeau, Jacobsen, Regala, Gardner, Kline, Spanel, Shin, Rasmussen, Fraser and Kohl-Welles; by request of Department of Community, Trade, and Economic Development)

READ FIRST TIME 03/08/01.

1 AN ACT Relating to funds for operating and maintenance of low-  
2 income housing projects and for innovative housing demonstration  
3 projects; amending RCW 36.18.010; adding a new section to chapter  
4 36.22 RCW; adding a new section to chapter 43.330 RCW; and  
5 creating a new section.

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

7 NEW SECTION. **Sec. 1.** The legislature recognizes housing  
8 affordability has become a significant problem for a large portion  
9 of society in many parts of Washington state in recent years. The  
10 state has traditionally focused its resources on housing for low-  
11 income populations. Additional funding resources are needed for  
12 operation and maintenance activities for housing projects for the  
13 developmentally disabled and farm worker housing projects. In  
14 addition to supporting low-income populations, the state must find  
15 new methods to assist moderate and middle-income populations who  
16 are having a difficult time affording decent housing at today's  
17 prices reasonably near their jobs.

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1        NEW SECTION.    **Sec. 2.**    A new section is added to chapter 36.22  
2    RCW to read as follows:

3        (1) Except as provided in subsection (2) of this section, a  
4    surcharge of three dollars per instrument shall be charged by the  
5    county auditor for each document recorded, which will be in  
6    addition to any other charge authorized by law. The auditor may  
7    retain up to ten percent of these funds collected to administer  
8    the collection of these funds. Of the remaining funds, forty  
9    percent of the revenue generated through this surcharge will be  
10   transmitted monthly to the state treasurer who will deposit the  
11   funds into the Washington housing trust account. The office of  
12   community development of the department of community, trade, and  
13   economic development will develop guidelines for: (a) The use of  
14   these funds to support operation and maintenance costs of low-  
15   income housing projects that have been developed with housing  
16   trust funds; and (b) innovative housing demonstration projects for  
17   moderate and middle-income populations. Sixty percent of the  
18   revenue generated by this surcharge will be retained by the county  
19   and be deposited into a fund that must be used by the county and  
20   its cities and towns for low-income housing projects. For purposes  
21   of distributing the portion of the surcharge retained by a county  
22   pursuant to subsection (2) of this section, the funds shall be  
23   allocated among the county and the cities within a county through  
24   an interlocal agreement between the county and the cities within  
25   the county to jointly carry out the purposes of this act.

26        (2) The surcharge imposed in this section does not apply to  
27   assignments or substitutions of previously recorded deeds of  
28   trust.

29        **Sec. 3.**    RCW 36.18.010 and 1999 c 233 s 3 are each amended to read  
30   as follows:

31        County auditors or recording officers shall collect the  
32   following fees for their official services:

33        For recording instruments, for the first page eight and one-  
34   half by fourteen inches or less, five dollars; for each additional  
35   page eight and one-half by fourteen inches or less, one dollar.  
36   The fee for recording multiple transactions contained in one  
37   instrument will be calculated for each transaction requiring

1 separate indexing as required under RCW 65.04.050 as follows: The  
2 fee for each title or transaction is the same fee as the first  
3 page of any additional recorded document; the fee for additional  
4 pages is the same fee as for any additional pages for any recorded  
5 document; the fee for the additional pages may be collected only  
6 once and may not be collected for each title or transaction;

7 For preparing and certifying copies, for the first page eight  
8 and one-half by fourteen inches or less, three dollars; for each  
9 additional page eight and one-half by fourteen inches or less, one  
10 dollar;

11 For preparing noncertified copies, for each page eight and one-  
12 half by fourteen inches or less, one dollar;

13 For administering an oath or taking an affidavit, with or  
14 without seal, two dollars;

15 For issuing a marriage license, eight dollars, (this fee  
16 includes taking necessary affidavits, filing returns, indexing,  
17 and transmittal of a record of the marriage to the state registrar  
18 of vital statistics) plus an additional five-dollar fee for use  
19 and support of the prevention of child abuse and neglect  
20 activities to be transmitted monthly to the state treasurer and  
21 deposited in the state general fund plus an additional ten-dollar  
22 fee to be transmitted monthly to the state treasurer and deposited  
23 in the state general fund. The legislature intends to appropriate  
24 an amount at least equal to the revenue generated by this fee for  
25 the purposes of the displaced homemaker act, chapter 28B.04 RCW;

26 For searching records per hour, eight dollars;

27 For recording plats, fifty cents for each lot except cemetery  
28 plats for which the charge shall be twenty-five cents per lot;  
29 also one dollar for each acknowledgment, dedication, and  
30 description: PROVIDED, That there shall be a minimum fee of twenty-  
31 five dollars per plat;

32 For recording of miscellaneous records not listed above, for  
33 the first page eight and one-half by fourteen inches or less, five  
34 dollars; for each additional page eight and one-half by fourteen  
35 inches or less, one dollar;

36 For modernization and improvement of the recording and indexing  
37 system, a surcharge as provided in RCW 36.22.170.

1 For recording an emergency nonstandard document as provided in  
2 RCW 65.04.047, fifty dollars, in addition to all other applicable  
3 recording fees.

4 For recording instruments, a surcharge as provided in section 2  
5 of this act.

6 NEW SECTION. **Sec. 4.** A new section is added to chapter 43.330  
7 RCW to read as follows:

8 The office of community development of the department of  
9 community, trade, and economic development is directed to conduct  
10 a statewide housing market analysis by region. The purpose of the  
11 analysis is to identify areas of greatest need for the appropriate  
12 investment of state affordable housing funds. The analysis shall be  
13 completed by September 2002, and updated every two years  
14 thereafter. Funding for this analysis is from revenue identified in  
15 section 2 of this act.

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