
HOUSE BILL 1568

State of Washington 52nd Legislature 1991 Regular Session

By Representatives Haugen, Wilson, R. Johnson and R. Fisher.

Read first time February 1, 1991. Referred to Committee on Transportation.

1 AN ACT Relating to public transportation benefit area service
2 areas; amending RCW 36.57A.040, 36.57A.055, and 36.57A.140; and
3 creating a new section.

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

5 NEW SECTION. **Sec. 1.** The legislature recognizes that certain
6 communities have important cultural, economic, or transportation
7 linkages to communities in other counties. Many public services can
8 most efficiently be delivered from public agencies located in counties
9 other than the county within which the community is located. It is the
10 intent of the legislature to further more effective public
11 transportation linkages between communities, regardless of county
12 association, in order to better serve state citizen needs.

13 **Sec. 2.** RCW 36.57A.040 and 1983 c 65 s 2 are each amended to read
14 as follows:

1 At the time of its formation no public transportation benefit area
2 may include only a part of any city, and every city shall be either
3 wholly included or wholly excluded from the boundaries of such area.
4 Notwithstanding any other provision of law, if subsequent to the
5 formation of a public transportation benefit area additional area
6 became or will become a part of a component city by annexation, merger,
7 or otherwise, the additional area shall be included within the
8 boundaries of the transportation benefit area and be subject to all
9 taxes and other liabilities and obligations of the public
10 transportation benefit area. The component city shall be required to
11 notify the public transportation benefit area at the time the city has
12 added the additional area. Furthermore, notwithstanding any other
13 provisions of law, if a city that is not a component city of the public
14 transportation benefit area adds area to its boundaries that is within
15 the boundaries of the public transportation benefit area, the area so
16 added shall be deemed to be excluded from the public transportation
17 benefit area: PROVIDED, That the public transportation benefit area
18 shall be given notice of the city's intention to add such area.

19 The boundaries of any public transportation benefit area shall
20 follow school district lines or election precinct lines, as far as
21 practicable. Only such areas shall be included which the conference
22 determines could reasonably benefit from the provision of public
23 transportation services. Except as provided in RCW 36.57A.140(2), only
24 one public transportation benefit area may be created in any county.

25 **Sec. 3.** RCW 36.57A.055 and 1983 c 65 s 4 are each amended to read
26 as follows:

27 After a public transportation benefit area has been in existence
28 for four years, members of the county legislative authority and the
29 elected representative of each city within the boundaries of the public

1 transportation benefit area shall review the composition of the
2 governing body of the benefit area and change the composition of the
3 governing body if the change is deemed appropriate. The review shall
4 be at a meeting of the designated representatives of the component
5 county and cities, and the majority of those present shall constitute
6 a quorum at such meeting. Twenty days notice of the meeting shall be
7 given by the chief administrative officer of the public transportation
8 benefit area authority. After the initial review, a review shall be
9 held every four years.

10 If an area having a population greater than fifteen percent, or
11 areas with a combined population of greater than twenty-five percent of
12 the population of the existing public transportation benefit area as
13 constituted at the last review meeting, annex to the public
14 transportation benefit area, or if an area is added under RCW
15 36.57A.140(2), the representatives of the component county and cities
16 shall meet within ninety days to review and change the composition of
17 the governing body, if the change is deemed appropriate. This meeting
18 is in addition to the regular four-year review meeting and shall be
19 conducted pursuant to the same notice requirement and quorum provisions
20 of the regular review.

21 **Sec. 4.** RCW 36.57A.140 and 1983 c 65 s 5 are each amended to read
22 as follows:

23 (1) An election to authorize the annexation of territory contiguous
24 to a public transportation benefit area may be called within the area
25 to be annexed pursuant to resolution or petition in the following
26 manner:

27 (a) By resolution of a public transportation benefit area authority
28 when it determines that the best interests and general welfare of the
29 public transportation benefit area would be served. The authority

1 shall consider the question of areas to be annexed to the public
2 transportation benefit area at least once every two years.

3 (b) By petition calling for such an election signed by at least
4 four percent of the qualified voters residing within the area to be
5 annexed and filed with the auditor of the county wherein the largest
6 portion of the public transportation benefit area is located, and
7 notice thereof shall be given to the authority. Upon receipt of such
8 a petition, the auditor shall examine it and certify to the sufficiency
9 of the signatures thereon.

10 (c) By resolution of a public transportation benefit area authority
11 upon request of any city for annexation thereto.

12 (2) If the area proposed to be annexed is located within another
13 county, a proposal for annexation must be approved by the legislative
14 authority of the county if the area is unincorporated and by the
15 legislative authority of the city or town if the area is incorporated.
16 If the area is located within another public transportation benefit
17 area, the annexation must be approved by a resolution of deannexation
18 of the area, approved by the public transportation benefit area
19 authority in which the area is located. Any annexation under this
20 subsection must involve contiguous areas.

21 (3) The resolution or petition shall describe the boundaries of the
22 area to be annexed. It shall require that there also be submitted to
23 the electorate of the territory sought to be annexed a proposition
24 authorizing the inclusion of the area within the public transportation
25 benefit area and authorizing the imposition of such taxes authorized by
26 law to be collected by the authority. If the area is already within a
27 public transportation benefit area, the proposition for an annexation
28 under subsection (2) of this section shall also address deannexation
29 from the public transportation benefit area and the repeal of existing
30 public transportation tax levies in the area.