
HOUSE BILL 1031

State of Washington 53rd Legislature 1993 Regular Session

By Representatives H. Myers, Bray and Jacobsen

Read first time 01/12/93. Referred to Committee on Local Government.

1 AN ACT Relating to county research services; amending RCW
2 82.14.200, 43.88.114, 43.110.030, and 43.110.010; reenacting RCW
3 82.44.160; and adding a new section to chapter 36.32 RCW.

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

5 NEW SECTION. **Sec. 1.** A new section is added to chapter 36.32 RCW
6 to read as follows:

7 A special account is created in the state treasury to be known as
8 the "county research services account." All moneys remaining in the
9 county sales and use tax equalization account after distribution to
10 counties under RCW 82.14.200 shall be transferred into the county
11 research services account. Moneys in the account may be spent only
12 after appropriation.

13 Moneys in the county research services account may only be expended
14 to finance the costs of county research.

15 **Sec. 2.** RCW 82.14.200 and 1991 sp.s. c 13 s 15 are each amended to
16 read as follows:

17 There is created in the state treasury a special account to be
18 known as the "county sales and use tax equalization account." Into

1 this account shall be placed a portion of all motor vehicle excise tax
2 receipts as provided in RCW 82.44.110(1)(f). Funds in this account
3 shall be allocated by the state treasurer according to the following
4 procedure:

5 (1) Prior to April 1st of each year the director of revenue shall
6 inform the state treasurer of the total and the per capita levels of
7 revenues for the unincorporated area of each county and the state-wide
8 weighted average per capita level of revenues for the unincorporated
9 areas of all counties imposing the sales and use tax authorized under
10 RCW 82.14.030(1) for the previous calendar year.

11 (2) At such times as distributions are made under RCW 82.44.150, as
12 now or hereafter amended, the state treasurer shall apportion to each
13 county imposing the sales and use tax under RCW 82.14.030(1) at the
14 maximum rate and receiving less than one hundred fifty thousand dollars
15 from the tax for the previous calendar year, an amount from the county
16 sales and use tax equalization account sufficient, when added to the
17 amount of revenues received the previous calendar year by the county,
18 to equal one hundred fifty thousand dollars.

19 The department of revenue shall establish a governmental price
20 index as provided in this subsection. The base year for the index
21 shall be the end of the third quarter of 1982. Prior to November 1,
22 1983, and prior to each November 1st thereafter, the department of
23 revenue shall establish another index figure for the third quarter of
24 that year. The department of revenue may use the implicit price
25 deflators for state and local government purchases of goods and
26 services calculated by the United States department of commerce to
27 establish the governmental price index. Beginning on January 1, 1984,
28 and each January 1st thereafter, the one hundred fifty thousand dollar
29 base figure in this subsection shall be adjusted in direct proportion
30 to the percentage change in the governmental price index from 1982
31 until the year before the adjustment. Distributions made under this
32 subsection for 1984 and thereafter shall use this adjusted base amount
33 figure.

34 (3) Subsequent to the distributions under subsection (2) of this
35 section and at such times as distributions are made under RCW
36 82.44.150, as now or hereafter amended, the state treasurer shall
37 apportion to each county imposing the sales and use tax under RCW
38 82.14.030(1) at the maximum rate and receiving less than seventy
39 percent of the state-wide weighted average per capita level of revenues

1 for the unincorporated areas of all counties as determined by the
2 department of revenue under subsection (1) of this section, an amount
3 from the county sales and use tax equalization account sufficient, when
4 added to the per capita level of revenues for the unincorporated area
5 received the previous calendar year by the county, to equal seventy
6 percent of the state-wide weighted average per capita level of revenues
7 for the unincorporated areas of all counties determined under
8 subsection (1) of this section, subject to reduction under subsections
9 (6) and (7) of this section. When computing distributions under this
10 section, any distribution under subsection (2) of this section shall be
11 considered revenues received from the tax imposed under RCW
12 82.14.030(1) for the previous calendar year.

13 (4) Subsequent to the distributions under subsection (3) of this
14 section and at such times as distributions are made under RCW
15 82.44.150, as now or hereafter amended, the state treasurer shall
16 apportion to each county imposing the sales and use tax under RCW
17 82.14.030(2) at the maximum rate and receiving a distribution under
18 subsection (2) of this section, a third distribution from the county
19 sales and use tax equalization account. The distribution to each
20 qualifying county shall be equal to the distribution to the county
21 under subsection (2) of this section, subject to the reduction under
22 subsections (6) and (7) of this section. To qualify for the total
23 distribution under this subsection, the county must impose the tax
24 under RCW 82.14.030(2) for the entire calendar year. Counties imposing
25 the tax for less than the full year shall qualify for prorated
26 allocations under this subsection proportionate to the number of months
27 of the year during which the tax is imposed.

28 (5) Subsequent to the distributions under subsection (4) of this
29 section and at such times as distributions are made under RCW
30 82.44.150, as now or hereafter amended, the state treasurer shall
31 apportion to each county imposing the sales and use tax under RCW
32 82.14.030(2) at the maximum rate and receiving a distribution under
33 subsection (3) of this section, a fourth distribution from the county
34 sales and use tax equalization account. The distribution to each
35 qualifying county shall be equal to the distribution to the county
36 under subsection (3) of this section, subject to the reduction under
37 subsections (6) and (7) of this section. To qualify for the
38 distributions under this subsection, the county must impose the tax
39 under RCW 82.14.030(2) for the entire calendar year. Counties imposing

1 the tax for less than the full year shall qualify for prorated
2 allocations under this subsection proportionate to the number of months
3 of the year during which the tax is imposed.

4 (6) Revenues distributed under this section in any calendar year
5 shall not exceed an amount equal to seventy percent of the state-wide
6 weighted average per capita level of revenues for the unincorporated
7 areas of all counties during the previous calendar year. If
8 distributions under subsections (3) through (5) of this section cannot
9 be made because of this limitation, then distributions under
10 subsections (3) through (5) of this section shall be reduced ratably
11 among the qualifying counties.

12 (7) If inadequate revenues exist in the county sales and use tax
13 equalization account to make the distributions under subsections (3)
14 through (5) of this section, then the distributions under subsections
15 (3) through (5) of this section shall be reduced ratably among the
16 qualifying counties. At such time during the year as additional funds
17 accrue to the county sales and use tax equalization account, additional
18 distributions shall be made under subsections (3) through (5) of this
19 section to the counties.

20 (8) If the level of revenues in the county sales and use tax
21 equalization account exceeds the amount necessary to make the
22 distributions under subsections (2) through (5) of this section, then
23 the additional revenues shall be ~~((credited and))~~ transferred ~~((to the
24 state general fund))~~ into the county research services account after
25 each distribution under this section.

26 **Sec. 3.** RCW 43.88.114 and 1983 c 22 s 2 are each amended to read
27 as follows:

28 Appropriations of funds to the municipal research council from
29 motor vehicle excise taxes shall not be subject to allotment by the
30 office of financial management.

31 **Sec. 4.** RCW 43.110.030 and 1990 c 104 s 2 are each amended to read
32 as follows:

33 The municipal research council shall contract for the provision of
34 municipal research and services to cities ~~((and))~~, towns, and counties.
35 Contracts for municipal research and services shall be made with state
36 agencies, educational institutions, or private consulting firms, that
37 in the judgment of council members are qualified to provide such

1 research and services. Contracts for staff support may be made with
2 state agencies, educational institutions, or private consulting firms
3 that in the judgment of the council members are qualified to provide
4 such support.

5 Municipal research and services shall consist of: (1) Studying and
6 researching (~~((municipal))~~) city, town, and county government and issues
7 relating to (~~((municipal))~~) city, town, and county government; (2)
8 acquiring, preparing, and distributing publications related to
9 (~~((municipal))~~) city, town, and county government and issues relating to
10 (~~((municipal))~~) city, town, and county government; (3) providing
11 educational conferences relating to (~~((municipal))~~) city, town, and
12 county government and issues relating to (~~((municipal))~~) city, town, and
13 county government; and (4) furnishing legal, technical, consultative,
14 and field services to cities (~~((and)),~~) towns, and counties concerning
15 planning, public health, utility services, fire protection, law
16 enforcement, public works, and other issues relating to (~~((municipal))~~)
17 city, town, and county government.

18 The activities, programs, and services of the municipal research
19 council shall be carried on, and all expenditures shall be made, in
20 cooperation with the cities and towns of the state acting through the
21 board of directors of the association of Washington cities, which is
22 recognized as their official agency or instrumentality, and in
23 cooperation with counties of the state acting through the Washington
24 state association of counties. The provision of services to cities and
25 towns shall be based upon the moneys appropriated to the municipal
26 research council as provided in RCW 82.44.160 and the provision of
27 services to counties shall be based upon the moneys appropriated to the
28 municipal research council as provided in section 1 of this act.

29 **Sec. 5.** RCW 82.44.160 and 1990 c 104 s 3 and 1990 c 42 s 310 are
30 each reenacted to read as follows:

31 Before distributing or paying moneys to the cities and towns from
32 the general fund on the first day of July of each year, under the
33 formula provided in RCW 82.44.155, and from the municipal sales and use
34 tax equalization account, as provided in RCW 82.14.210, the state
35 treasurer shall deduct from these moneys a sum equal to one-half of the
36 biennial appropriation made to the municipal research council. Sixty-
37 five percent of the annual deduction shall be from the distribution to
38 cities and towns under RCW 82.44.155, and thirty-five percent of the

1 annual deduction shall be from the distribution to the municipal sales
2 and use tax equalization account under RCW 82.14.210.

3 The amount that is appropriated to the municipal research council
4 shall be at least seven cents per capita of the population of all
5 cities or towns as last determined by the office of financial
6 management. Moneys appropriated to the municipal research council
7 shall be kept in the treasury in the general fund. Expenditures of the
8 municipal research council, including council expenses and contract
9 payments, shall be disbursed by warrant or check from invoices or
10 vouchers certified by the chair of the municipal research council or a
11 designee. Payments to public agencies may be made in advance of actual
12 work contracted for, in the discretion of the council.

13 Sixty-five percent of any moneys remaining unexpended or
14 uncontracted for by the municipal research council at the end of any
15 fiscal biennium shall be returned to the general fund and be paid to
16 cities and towns under RCW 82.44.155. The remaining thirty-five
17 percent shall be deposited into the municipal sales and use tax
18 equalization account.

19 **Sec. 6.** RCW 43.110.010 and 1990 c 104 s 1 are each amended to read
20 as follows:

21 There shall be a state agency which shall be known as the municipal
22 research council. The council shall be composed of ~~((eighteen))~~ twenty
23 members. ~~((Four))~~ Two members shall be appointed by the president of
24 the senate, with equal representation from each of the two major
25 political parties; ~~((four))~~ two members shall be appointed by the
26 speaker of the house of representatives, with equal representation from
27 each of the two major political parties; one member shall be appointed
28 by the governor independently; ~~((and the other))~~ nine members, who
29 shall be city or town officials, shall be appointed by the governor
30 from a list of nine nominees submitted by the board of directors of the
31 association of Washington cities; and five members, who shall be county
32 officials, shall be appointed by the governor, two of whom shall be
33 from a list of two nominees submitted by the board of directors of the
34 Washington association of county officials, and three of whom shall be
35 from a list of three nominees submitted by the board of directors of
36 the Washington state association of counties. Of the ~~((members~~
37 ~~appointed by the association))~~ city or town officials, at least one
38 shall be an official of a city having a population of twenty thousand

1 or more; at least one shall be an official of a city having a
2 population of one thousand five hundred to twenty thousand; and at
3 least one shall be an official of a town having a population of less
4 than one thousand five hundred.

5 The terms of members shall be for two years (~~and shall not~~). The
6 terms of those members who are appointed as legislators or city, town,
7 or county officials shall be dependent upon continuance in legislative
8 (~~or~~), city, town, or county office. The terms of all members except
9 legislative members shall commence on the first day of August in every
10 odd-numbered year. The speaker of the house of representatives and the
11 president of the senate shall make their appointments on or before the
12 third Monday in January in each odd-numbered year, and the terms of the
13 members thus appointed shall commence on the third Monday of January in
14 each odd-numbered year.

15 Council members shall receive no compensation but shall be
16 reimbursed for travel expenses at rates in accordance with RCW
17 43.03.050 and 43.03.060 as now existing or hereafter amended, except
18 that members of the council who are also members of the legislature
19 shall be reimbursed at the rates provided by RCW 44.04.120.

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