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**SUBSTITUTE SENATE BILL 6346**

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**State of Washington**

**55th Legislature**

**1998 Regular Session**

**By** Senate Committee on Transportation (originally sponsored by Senators Johnson and Heavey)

Read first time 02/05/98. Referred to Committee on .

1 AN ACT Relating to the incorporation of a city simultaneously with  
2 voter approval of local option taxes under chapters 81.104 and 81.112  
3 RCW where the city's municipal boundaries cross the boundaries of a  
4 regional transit authority; amending RCW 81.112.050; and providing an  
5 expiration date.

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

7 **Sec. 1.** RCW 81.112.050 and 1992 c 101 s 5 are each amended to read  
8 as follows:

9 (1) At the time of formation, the area to be included within the  
10 boundary of the authority shall be that area set forth in the system  
11 plan adopted by the joint regional policy committee. Prior to  
12 submitting the system and financing plan to the voters, the authority  
13 may make adjustments to the boundaries as deemed appropriate but must  
14 assure that, to the extent possible, the boundaries: (a) Include the  
15 largest-population urban growth area designated by each county under  
16 chapter 36.70A RCW; and (b) follow election precinct boundaries. If a  
17 portion of any city is determined to be within the service area, the  
18 entire city must be included within the boundaries of the authority.

1 (2) After voters within the authority boundaries have approved the  
2 system and financing plan, elections to add areas contiguous to the  
3 authority boundaries may be called by resolution of the regional  
4 transit authority, after consultation with affected transit agencies  
5 and with the concurrence of the legislative authority of the city or  
6 town if the area is incorporated, or with the concurrence of the county  
7 legislative authority if the area is unincorporated. Only those areas  
8 that would benefit from the services provided by the authority may be  
9 included and services or projects proposed for the area must be  
10 consistent with the regional transportation plan. The election may  
11 include a single ballot proposition providing for annexation to the  
12 authority boundaries and imposition of the taxes at rates already  
13 imposed within the authority boundaries.

14 (3) Upon receipt of a resolution requesting exclusion from the  
15 boundaries of the authority from a city whose municipal boundaries  
16 cross the boundaries of an authority and thereby result in only a  
17 portion of the city being subject to local option taxes imposed by the  
18 authority under chapters 81.104 and 81.112 RCW in order to implement a  
19 high-capacity transit plan, and where the vote to approve the city's  
20 incorporation occurred simultaneously with an election approving the  
21 local option taxes, then upon a two-thirds majority vote of the  
22 governing board of the authority, the governing board shall redraw the  
23 boundaries of the authority to exclude that portion of the city that is  
24 located within the authority's boundaries, and the excluded area is no  
25 longer subject to local option taxes imposed by the authority. This  
26 subsection expires December 31, 1998.

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