
HOUSE BILL 2395

State of Washington

56th Legislature

2000 Regular Session

By Representatives Mulliken, Doumit, Mielke, Scott, Ericksen, Fortunato, Edwards, O'Brien, Hatfield, McMorris, Schindler, Wensman, B. Chandler, Lambert, D. Sommers, Van Luven and Esser

Read first time 01/12/2000. Referred to Committee on Local Government.

1 AN ACT Relating to a statutory moratorium on agency rule making
2 involving costs to local government; adding a new section to chapter
3 43.17 RCW; creating a new section; providing an expiration date; and
4 declaring an emergency.

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

6 NEW SECTION. **Sec. 1.** The legislature finds that local governments
7 will experience significant budget impacts from the passage of Chapter
8 1, Laws of 2000 (Initiative Measure No. 695). The legislature also
9 finds that, as a result of Chapter 1, Laws of 2000 (Initiative Measure
10 No. 695), local governments are reviewing their budgets, establishing
11 priorities, and identifying costs of local government services and
12 programs. The legislature further finds that Chapter 2, Laws of 1994
13 (Initiative Measure No. 601) required the state to consider the costs
14 imposed on local governments by laws requiring new programs and
15 increased levels of service. The legislature further finds that the
16 state must recognize the costs to local governments of regulations
17 promulgated by state agencies and mitigate the financial impacts of
18 those regulations for a sufficient period to allow local governments to

1 develop strategies to comply with the requirements of Chapter 1, Laws
2 of 2000 (Initiative Measure No. 695).

3 NEW SECTION. **Sec. 2.** A new section is added to chapter 43.17 RCW
4 to read as follows:

5 (1) Until March 30, 2002, no state agency may propose or adopt any
6 rule or engage in any programmatic activity, other than normal contract
7 negotiations, that will create new costs for a local government.

8 (2) Until March 30, 2002, before any state agency proposes or
9 adopts a rule or engages in any programmatic activity, other than
10 normal contract negotiations, the state agency shall assess whether the
11 rule or activity would create any new costs for a local government.
12 Until March 30, 2002, a state agency shall issue a finding that a rule
13 or activity does not create any new costs for a local government before
14 proceeding with the rule or programmatic activity.

15 (3) For the purposes of this section, "local government" means a
16 county, city, or town.

17 (4) For the purposes of this section, "cost" means any expenses
18 related to implementation or response to the agency rule or activity.
19 For the purposes of this section, "cost" includes, but is not limited
20 to, review, technical assistance, planning, administration,
21 legislative, implementation, litigation, enforcement, or regulation
22 expenses.

23 (5) This section expires July 1, 2002.

24 NEW SECTION. **Sec. 3.** This act is necessary for the immediate
25 preservation of the public peace, health, or safety, or support of the
26 state government and its existing public institutions, and takes effect
27 immediately.

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