
HOUSE JOINT RESOLUTION 4222

State of Washington 57th Legislature 2002 Regular Session

By Representatives Reardon, Berkey, Schmidt, Sullivan, Dunshee, Simpson, Cooper, Edwards, Morell, Darneille and Conway

Read first time 01/31/2002. Referred to Committee on Finance.

1 BE IT RESOLVED, BY THE SENATE AND HOUSE OF REPRESENTATIVES OF THE
2 STATE OF WASHINGTON, IN LEGISLATIVE SESSION ASSEMBLED:

3 THAT, At the next general election to be held in this state the
4 secretary of state shall submit to the qualified voters of the state
5 for their approval and ratification, or rejection, an amendment to
6 Article VII, section 2 of the Constitution of the state of Washington
7 to read as follows:

8 Article VII, section 2. Except as hereinafter provided and
9 notwithstanding any other provision of this Constitution, the aggregate
10 of all tax levies upon real and personal property by the state and all
11 taxing districts now existing or hereafter created, shall not in any
12 year exceed one percent of the true and fair value of such property in
13 money: *Provided, however,* That nothing herein shall prevent levies at
14 the rates now provided by law by or for any port or public utility
15 district. The term "taxing district" for the purposes of this section
16 shall mean any political subdivision, municipal corporation, district,
17 or other governmental agency authorized by law to levy, or have levied
18 for it, ad valorem taxes on property, other than a port or public
19 utility district. Such aggregate limitation or any specific limitation
20 imposed by law in conformity therewith may be exceeded only as follows:

1 (a) By any taxing district when specifically authorized so to do by
2 a majority of at least three-fifths of the voters of the taxing
3 district voting on the proposition to levy such additional tax
4 submitted not more than twelve months prior to the date on which the
5 proposed levy is to be made and not oftener than twice in such twelve
6 month period, either at a special election or at the regular election
7 of such taxing district, at which election the number of voters voting
8 "yes" on the proposition shall constitute three-fifths of a number
9 equal to forty percent of the total number of voters voting in such
10 taxing district at the last preceding general election when the number
11 of voters voting on the proposition does not exceed forty percent of
12 the total number of voters voting in such taxing district in the last
13 preceding general election; or by a majority of at least three-fifths
14 of the voters of the taxing district voting on the proposition to levy
15 when the number of voters voting on the proposition exceeds forty
16 percent of the number of voters voting in such taxing district in the
17 last preceding general election: *Provided*, That notwithstanding any
18 other provision of this Constitution, any proposition pursuant to this
19 subsection to levy additional tax for the support of the common schools
20 may provide such support for a period of up to four years and any
21 proposition to levy an additional tax to support the construction,
22 modernization, or remodelling of school facilities may provide such
23 support for a period not exceeding six years;

24 (b) By any taxing district for the purpose of improving funding for
25 criminal justice personnel or fire protection personnel, or both, when
26 authorized so to do by a majority of the voters of the taxing district
27 voting on the proposition to levy such additional tax submitted not
28 more than twelve months prior to the date on which the proposed levy is
29 to begin and not more often than twice in such twelve-month period,
30 either at a special election or at the regular election of such taxing
31 district. A levy under this subsection may continue for a period up to
32 ten years. Revenue from a levy under this subsection must be used as
33 additional resources for criminal justice personnel or fire protection
34 personnel, or both, and may not be used to supplant other sources of
35 funding for those purposes. The legislature may place additional
36 restrictions and conditions upon levies under this subsection as it
37 deems proper;

38 (c) By any taxing district otherwise authorized by law to issue
39 general obligation bonds for capital purposes, for the sole purpose of

1 making the required payments of principal and interest on general
2 obligation bonds issued solely for capital purposes, other than the
3 replacement of equipment, when authorized so to do by majority of at
4 least three-fifths of the voters of the taxing district voting on the
5 proposition to issue such bonds and to pay the principal and interest
6 thereon by annual tax levies in excess of the limitation herein
7 provided during the term of such bonds, submitted not oftener than
8 twice in any calendar year, at an election held in the manner provided
9 by law for bond elections in such taxing district, at which election
10 the total number of voters voting on the proposition shall constitute
11 not less than forty percent of the total number of voters voting in
12 such taxing district at the last preceding general election: *Provided,*
13 *That any such taxing district shall have the right by vote of its*
14 *governing body to refund any general obligation bonds of said district*
15 *issued for capital purposes only, and to provide for the interest*
16 *thereon and amortization thereof by annual levies in excess of the tax*
17 *limitation provided for herein, And provided further, That the*
18 *provisions of this section shall also be subject to the limitations*
19 *contained in Article VIII, Section 6, of this Constitution;*

20 (~~(e)~~) (d) By the state or any taxing district for the purpose of
21 preventing the impairment of the obligation of a contract when ordered
22 so to do by a court of last resort.

23 BE IT FURTHER RESOLVED, That the secretary of state shall cause
24 notice of this constitutional amendment to be published at least four
25 times during the four weeks next preceding the election in every legal
26 newspaper in the state.

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