
THIRD SUBSTITUTE SENATE BILL 5936

State of Washington 57th Legislature

2002 Regular Session

By Senate Committee on Labor, Commerce & Financial Institutions (originally sponsored by Senators Prentice, Winsley, Costa, Thibaudeau, Jacobsen, Regala, Gardner, Kline, Spanel, Shin, Rasmussen, Fraser and Kohl-Welles; by request of Department of Community, Trade, and Economic Development)

READ FIRST TIME 02/07/2002.

1 AN ACT Relating to funds for operating and maintenance of extremely
2 low-income housing projects and for local investment in very low-income
3 housing projects; amending RCW 36.18.010; adding a new section to
4 chapter 36.22 RCW; adding a new section to chapter 43.330 RCW; and
5 creating a new section.

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

7 NEW SECTION. **Sec. 1.** The legislature recognizes housing
8 affordability has become a significant problem for a large portion of
9 society in many parts of Washington state in recent years. The state
10 has traditionally focused its resources on housing for low-income
11 populations. Additional funding resources are needed for building
12 operation and maintenance activities for housing projects affordable to
13 extremely low-income people, for example farmworkers or people with
14 developmental disabilities. Affordable rents for extremely low-income
15 people are not sufficient to cover the cost of building operations and
16 maintenance. In addition resources are needed at the local level to
17 assist in development and preservation of affordable low-income housing
18 to address critical local housing needs.

1 NEW SECTION. **Sec. 2.** A new section is added to chapter 36.22 RCW
2 to read as follows:

3 (1) Except as provided in subsection (2) of this section, a
4 surcharge of ten dollars per instrument shall be charged by the county
5 auditor for each document recorded, which will be in addition to any
6 other charge authorized by law. The auditor may retain up to five
7 percent of these funds collected to administer the collection of these
8 funds. Of the remaining funds, forty percent of the revenue generated
9 through this surcharge will be transmitted monthly to the state
10 treasurer who will deposit the funds into the Washington housing trust
11 account. The office of community development of the department of
12 community, trade, and economic development will develop guidelines for
13 the use of these funds to support building operation and maintenance
14 costs of housing projects or units within housing projects that are
15 affordable to extremely low-income persons with incomes at or below
16 thirty percent of the area median income, and that require a supplement
17 to rent income to cover ongoing operating expenses. Sixty percent of
18 the revenue generated by this surcharge will be retained by the county
19 and be deposited into a fund that must be used by the county and its
20 cities and towns for housing projects or units within housing projects
21 that are affordable to very low-income persons with incomes at or below
22 fifty percent of the area median income. The portion of the surcharge
23 retained by a county shall be allocated to very low-income housing
24 projects or units within such housing projects in the county and the
25 cities within a county according to an interlocal agreement between the
26 county and the cities within the county, consistent with countywide and
27 local housing needs and policies. Permissible uses of these local
28 funds include:

29 (a) Acquisition, construction, or rehabilitation of housing
30 projects or units within housing projects that are affordable to very
31 low-income persons with incomes at or below fifty percent of the area
32 median income;

33 (b) Supporting building operation and maintenance costs of housing
34 projects or units within housing projects built with housing trust
35 funds, that are affordable to very low-income persons with incomes at
36 or below fifty percent of the area median income, and that require a
37 supplement to rent income to cover ongoing operating expenses; and

38 (c) Rental assistance vouchers for housing projects or units within
39 housing projects that are affordable to very low-income persons with

1 incomes at or below fifty percent of the area median income, to be
2 administered by a local public housing authority or other local
3 organization that has an existing rental assistance voucher program,
4 consistent with the United States department of housing and urban
5 development's section 8 rental assistance voucher program standards.

6 (2) The surcharge imposed in this section does not apply to
7 assignments or substitutions of previously recorded deeds of trust.

8 **Sec. 3.** RCW 36.18.010 and 1999 c 233 s 3 are each amended to read
9 as follows:

10 County auditors or recording officers shall collect the following
11 fees for their official services:

12 For recording instruments, for the first page eight and one-half by
13 fourteen inches or less, five dollars; for each additional page eight
14 and one-half by fourteen inches or less, one dollar. The fee for
15 recording multiple transactions contained in one instrument will be
16 calculated for each transaction requiring separate indexing as required
17 under RCW 65.04.050 as follows: The fee for each title or transaction
18 is the same fee as the first page of any additional recorded document;
19 the fee for additional pages is the same fee as for any additional
20 pages for any recorded document; the fee for the additional pages may
21 be collected only once and may not be collected for each title or
22 transaction;

23 For preparing and certifying copies, for the first page eight and
24 one-half by fourteen inches or less, three dollars; for each additional
25 page eight and one-half by fourteen inches or less, one dollar;

26 For preparing noncertified copies, for each page eight and one-half
27 by fourteen inches or less, one dollar;

28 For administering an oath or taking an affidavit, with or without
29 seal, two dollars;

30 For issuing a marriage license, eight dollars, (this fee includes
31 taking necessary affidavits, filing returns, indexing, and transmittal
32 of a record of the marriage to the state registrar of vital statistics)
33 plus an additional five-dollar fee for use and support of the
34 prevention of child abuse and neglect activities to be transmitted
35 monthly to the state treasurer and deposited in the state general fund
36 plus an additional ten-dollar fee to be transmitted monthly to the
37 state treasurer and deposited in the state general fund. The
38 legislature intends to appropriate an amount at least equal to the

1 revenue generated by this fee for the purposes of the displaced
2 homemaker act, chapter 28B.04 RCW;

3 For searching records per hour, eight dollars;

4 For recording plats, fifty cents for each lot except cemetery plats
5 for which the charge shall be twenty-five cents per lot; also one
6 dollar for each acknowledgment, dedication, and description: PROVIDED,
7 That there shall be a minimum fee of twenty-five dollars per plat;

8 For recording of miscellaneous records not listed above, for the
9 first page eight and one-half by fourteen inches or less, five dollars;
10 for each additional page eight and one-half by fourteen inches or less,
11 one dollar;

12 For modernization and improvement of the recording and indexing
13 system, a surcharge as provided in RCW 36.22.170.

14 For recording an emergency nonstandard document as provided in RCW
15 65.04.047, fifty dollars, in addition to all other applicable recording
16 fees.

17 For recording instruments, a surcharge as provided in section 2 of
18 this act.

19 NEW SECTION. Sec. 4. A new section is added to chapter 43.330 RCW
20 to read as follows:

21 The office of community development of the department of community,
22 trade, and economic development is directed to conduct a statewide
23 housing market analysis by region. The purpose of the analysis is to
24 identify areas of greatest need for the appropriate investment of state
25 affordable housing funds, using vacancy data and other appropriate
26 measures of need for low-income housing. The analysis shall be
27 completed by September 2003, and updated every two years thereafter.

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