

**ESB 5232 - H AMD 1212**

By Representative McIntire

ADOPTED 03/10/2004

1 Strike everything after the enacting clause and insert the  
2 following:

3 "Sec. 1. RCW 68.52.310 and 1973 1st ex.s. c 195 s 77 are each  
4 amended to read as follows:

5 The board of cemetery commissioners shall have no authority to  
6 contract indebtedness in any year in excess of the aggregate amount of  
7 the currently levied taxes, which annual tax levy for cemetery district  
8 purposes shall not exceed eleven and one-quarter cents per thousand  
9 dollars of assessed valuation and the tax levy amount authorized in RCW  
10 84.52.130.

11 **Sec. 2.** RCW 84.52.054 and 1986 c 133 s 2 are each amended to read  
12 as follows:

13 The additional tax provided for in subparagraph (a) of the  
14 seventeenth amendment to the state Constitution as amended by Amendment  
15 59 and as thereafter amended, and specifically authorized by RCW  
16 84.52.052, (~~as now or hereafter amended, and RCW~~) 84.52.053 (~~and~~),  
17 84.52.0531, and 84.52.130 shall be set forth in terms of dollars on the  
18 ballot of the proposition to be submitted to the voters, together with  
19 an estimate of the dollar rate of tax levy that will be required to  
20 produce the dollar amount; and the county assessor, in spreading this  
21 tax upon the rolls, shall determine the eventual dollar rate required  
22 to produce the amount of dollars so voted upon, regardless of the  
23 estimate of dollar rate of tax levy carried in said proposition. In  
24 the case of a (~~school district~~) proposition for a particular period,  
25 the dollar amount and the corresponding estimate of the dollar rate of  
26 tax levy shall be set forth for each of the years in that period. The  
27 dollar amount for each annual levy in the particular period may be  
28 equal or in different amounts.

1       **Sec. 3.** RCW 84.52.130 and 2002 c 180 s 2 are each amended to read  
2 as follows:

3       The limitations imposed by RCW 84.52.050 through 84.52.056, and  
4 84.52.043 shall not prevent the levy of taxes by a fire protection  
5 district, metropolitan park district, or cemetery district, when  
6 authorized so to do by the voters of ~~((a fire protection))~~ the district  
7 in the manner and for the purposes and number of years allowable under  
8 Article VII, section 2(a) of the Constitution of this state. Elections  
9 for taxes shall be held in the year in which the levy is made, or in  
10 the case of propositions authorizing two-year through four-year levies  
11 for maintenance and operation support of ~~((a fire))~~ the district, or  
12 authorizing two-year through six-year levies to support the  
13 construction, modernization, or remodeling of ~~((fire))~~ district  
14 facilities, in the year in which the first annual levy is made. Once  
15 additional tax levies have been authorized for maintenance and  
16 operation support of a ~~((fire protection))~~ district for a two-year  
17 through four-year period, no further additional tax levies for  
18 maintenance and operation support of the district for that period may  
19 be authorized under this title.

20       A special election may be called and the time fixed by the ~~((fire~~  
21 ~~protection district commissioners,))~~ district governing body by giving  
22 notice by publication in the manner provided by law for giving notices  
23 of general elections, at which special election the proposition  
24 authorizing the excess levy shall be submitted in a form as to enable  
25 the voters favoring the proposition to vote "yes" and those opposed to  
26 vote "no."

27       NEW SECTION. **Sec. 4.** This act takes effect January 1, 2005, if  
28 the proposed amendment to Article VII, section 2 of the state  
29 Constitution authorizing multiyear excess property tax levies for  
30 metropolitan park districts and cemetery districts is validly submitted  
31 to and approved by the voters at the next general election. If the  
32 proposed amendment is not approved, this act is void in its entirety."

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1        On page 1, line 2 of the title, after "districts" strike the  
2 remainder of the title and insert "and metropolitan park districts;  
3 amending RCW 68.52.310, 84.52.054, and 84.52.130; and providing a  
4 contingent effective date."

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