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**SUBSTITUTE HOUSE BILL 1768**

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**State of Washington                      62nd Legislature                      2011 Regular Session**

**By** House Community Development & Housing (originally sponsored by Representatives Kenney, Upthegrove, Santos, Dickerson, Kagi, Hasegawa, Van De Wege, Pedersen, and Tharinger)

READ FIRST TIME 02/17/11.

1            AN ACT Relating to a surcharge for very low-income and homeless  
2 housing assistance; and amending RCW 36.22.179.

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

4            **Sec. 1.** RCW 36.22.179 and 2009 c 462 s 1 are each amended to read  
5 as follows:

6            (1) In addition to the surcharge authorized in RCW 36.22.178, and  
7 except as provided in subsection (2) of this section, an additional  
8 surcharge of ten dollars shall be charged by the county auditor for  
9 each document recorded, which will be in addition to any other charge  
10 allowed by law. (~~During the 2009-11 and 2011-13 biennia~~) Beginning  
11 in the 2011-2013 biennium and continuing through the 2017-2019  
12 biennium, the surcharge shall be (~~thirty~~) thirty-five dollars. The  
13 funds collected pursuant to this section are to be distributed and used  
14 as follows:

15            (a) The auditor (~~shall~~) must retain two percent for collection of  
16 the fee, and of the remainder (~~shall~~) must remit (~~sixty~~) fifty-two  
17 percent to the county to be deposited into a fund that must be used by  
18 the county and its cities and towns to accomplish the purposes of  
19 chapter (~~484, Laws of 2005~~) 43.185C RCW, six percent of which may be

1 used by the county for administrative costs related to its homeless  
2 housing plan, and the remainder for programs which directly accomplish  
3 the goals of the county's local homeless housing plan, except that for  
4 each city in the county which elects as authorized in RCW 43.185C.080  
5 to operate its own local homeless housing program, a percentage of the  
6 surcharge assessed under this section equal to the percentage of the  
7 city's local portion of the real estate excise tax collected by the  
8 county (~~shall~~) must be transmitted at least quarterly to the city  
9 treasurer, without any deduction for county administrative costs, for  
10 use by the city for program costs which directly contribute to the  
11 goals of the city's local homeless housing plan; of the funds received  
12 by the city, it may use six percent for administrative costs for its  
13 homeless housing program.

14 (b) The auditor (~~shall~~) must remit the remaining funds to the  
15 state treasurer for deposit in the home security fund account. The  
16 department may use twelve and one-half percent of this amount for  
17 administration of the program established in RCW 43.185C.020, including  
18 the costs of creating the statewide homeless housing strategic plan,  
19 measuring performance, providing technical assistance to local  
20 governments, and managing the homeless housing grant program. The  
21 remaining eighty-seven and one-half percent is to be used by the  
22 department to:

23 (i) Provide housing and shelter for homeless people including, but  
24 not limited to: Grants to operate, repair, and staff shelters; grants  
25 to operate transitional housing; partial payments for rental  
26 assistance; consolidated emergency assistance; overnight youth  
27 shelters; and emergency shelter assistance; and

28 (ii) Fund the homeless housing grant program.

29 (2) The surcharge imposed in this section does not apply to (a)  
30 assignments or substitutions of previously recorded deeds of trust, or  
31 (b) documents recording a birth, marriage, divorce, or death or any  
32 documents otherwise exempted from a recording fee under state law.

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