
HOUSE BILL 2480

State of Washington 62nd Legislature 2012 Regular Session

By Representatives Wilcox, Short, Haler, Fagan, and Schmick

Read first time 01/16/12. Referred to Committee on Local Government.

1 AN ACT Relating to documents used in complying with the growth
2 management act; amending RCW 36.70A.290; adding a new section to
3 chapter 36.70A RCW; and providing an effective date.

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

5 NEW SECTION. **Sec. 1.** A new section is added to chapter 36.70A RCW
6 to read as follows:

7 (1)(a) State agencies, counties, and cities must identify the
8 authors, including their professional and academic credentials, of
9 documents created after the effective date of this section by the
10 agency, county, or city in complying with this chapter. The author and
11 credential information may be included within the document or posted on
12 the official web site of the agency, county, or city.

13 (b) For purposes of this section, "document" means reports,
14 analyses, guidance, and any other form of written scientific findings
15 or information.

16 (2) If the agency, county, or city fails to comply with subsection
17 (1) of this section, the applicable document or documents may not be
18 included in a record submitted to the growth management hearings board.

1 **Sec. 2.** RCW 36.70A.290 and 2011 c 277 s 1 are each amended to read
2 as follows:

3 (1) All requests for review to the growth management hearings board
4 shall be initiated by filing a petition that includes a detailed
5 statement of issues presented for resolution by the board. The board
6 shall render written decisions articulating the basis for its holdings.
7 The board shall not issue advisory opinions on issues not presented to
8 the board in the statement of issues, as modified by any prehearing
9 order.

10 (2) All petitions relating to whether or not an adopted
11 comprehensive plan, development regulation, or permanent amendment
12 thereto, is in compliance with the goals and requirements of this
13 chapter or chapter 90.58 or 43.21C RCW must be filed within sixty days
14 after publication as provided in (a) through (c) of this subsection.

15 (a) Except as provided in (c) of this subsection, the date of
16 publication for a city shall be the date the city publishes the
17 ordinance, or summary of the ordinance, adopting the comprehensive plan
18 or development regulations, or amendment thereto, as is required to be
19 published.

20 (b) Promptly after adoption, a county shall publish a notice that
21 it has adopted the comprehensive plan or development regulations, or
22 amendment thereto.

23 Except as provided in (c) of this subsection, for purposes of this
24 section the date of publication for a county shall be the date the
25 county publishes the notice that it has adopted the comprehensive plan
26 or development regulations, or amendment thereto.

27 (c) For local governments planning under RCW 36.70A.040, promptly
28 after approval or disapproval of a local government's shoreline master
29 program or amendment thereto by the department of ecology as provided
30 in RCW 90.58.090, the department of ecology shall publish a notice that
31 the shoreline master program or amendment thereto has been approved or
32 disapproved. For purposes of this section, the date of publication for
33 the adoption or amendment of a shoreline master program is the date the
34 department of ecology publishes notice that the shoreline master
35 program or amendment thereto has been approved or disapproved.

36 (3) Unless the board dismisses the petition as frivolous or finds
37 that the person filing the petition lacks standing, or the parties have

1 filed an agreement to have the case heard in superior court as provided
2 in RCW 36.70A.295, the board shall, within ten days of receipt of the
3 petition, set a time for hearing the matter.

4 (4) The board shall base its decision on the record developed by
5 the city, county, or the state and supplemented with additional
6 evidence if the board determines that such additional evidence would be
7 necessary or of substantial assistance to the board in reaching its
8 decision. In accordance with section 1 of this act, the board may not
9 consider documents created after the effective date of this section
10 that are ineligible for submission to the board.

11 (5) The board, shall consolidate, when appropriate, all petitions
12 involving the review of the same comprehensive plan or the same
13 development regulation or regulations.

14 NEW SECTION. **Sec. 3.** This act takes effect July 1, 2012.

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