

**HB 2216 - H AMD 597**

By Representative Taylor

NOT CONSIDERED 01/05/2018

1 On page 2, after line 17, insert the following:

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3 "Sec. 2. RCW 36.70A.280 and 2014 c 147 s 3 are each amended to  
4 read as follows:

5 (1) The growth management hearings board shall hear and  
6 determine only those petitions alleging either:

7 (a) That, except as provided otherwise by this subsection, a  
8 state agency, county, or city planning under this chapter is not in  
9 compliance with the requirements of this chapter, chapter 90.58 RCW  
10 as it relates to the adoption of shoreline master programs or  
11 amendments thereto, or chapter 43.21C RCW as it relates to plans,  
12 development regulations, or amendments, adopted under RCW 36.70A.040  
13 or chapter 90.58 RCW. Nothing in this subsection authorizes the  
14 board to hear petitions alleging noncompliance (~~with RCW~~  
15 ~~36.70A.5801~~) for siting a school or extending utilities in  
16 accordance with section 1 of this act;

17 (b) That the twenty-year growth management planning population  
18 projections adopted by the office of financial management pursuant  
19 to RCW 43.62.035 should be adjusted;

20 (c) That the approval of a work plan adopted under RCW  
21 36.70A.735(1)(a) is not in compliance with the requirements of the  
22 program established under RCW 36.70A.710;

23 (d) That regulations adopted under RCW 36.70A.735(1)(b) are not  
24 regionally applicable and cannot be adopted, wholly or partially, by  
25 another jurisdiction;

26 (e) That a department certification under RCW 36.70A.735(1)(c)  
27 is erroneous; or

1 (f) That a department determination under RCW 36.70A.060(1)(d)  
2 is erroneous.

3 (2) A petition may be filed only by: (a) The state, or a county  
4 or city that plans under this chapter; (b) a person who has  
5 participated orally or in writing before the county or city  
6 regarding the matter on which a review is being requested; (c) a  
7 person who is certified by the governor within sixty days of filing  
8 the request with the board; or (d) a person qualified pursuant to  
9 RCW 34.05.530.

10 (3) For purposes of this section "person" means any individual,  
11 partnership, corporation, association, state agency, governmental  
12 subdivision or unit thereof, or public or private organization or  
13 entity of any character.

14 (4) To establish participation standing under subsection (2)(b)  
15 of this section, a person must show that his or her participation  
16 before the county or city was reasonably related to the person's  
17 issue as presented to the board.

18 (5) When considering a possible adjustment to a growth  
19 management planning population projection prepared by the office of  
20 financial management, the board shall consider the implications of  
21 any such adjustment to the population forecast for the entire state.

22 The rationale for any adjustment that is adopted by the board  
23 must be documented and filed with the office of financial management  
24 within ten working days after adoption.

25 If adjusted by the board, a county growth management planning  
26 population projection shall only be used for the planning purposes  
27 set forth in this chapter and shall be known as the "board adjusted  
28 population projection." None of these changes shall affect the  
29 official state and county population forecasts prepared by the  
30 office of financial management, which shall continue to be used for  
31 state budget and planning purposes."

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33 Correct the title.

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EFFECT: Provides that the Growth Management Hearings Board does not have the authority to hear a petition alleging noncompliance with the Growth Management Act (GMA) for the siting of a school or the extension of utilities in accordance with the GMA's new provisions concerning the siting of schools and the extension of utilities.

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