

HB 1590 - H AMD 1098

By Representative Doglio

WITHDRAWN 02/19/2020

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

3 "Sec. 1. RCW 82.14.530 and 2015 3rd sp.s. c 24 s 701 are each
4 amended to read as follows:

5 (1)(a)(i) A county legislative authority may submit an
6 authorizing proposition to the county voters at a special or general
7 election and, if the proposition is approved by a majority of persons
8 voting, impose a sales and use tax in accordance with the terms of
9 this chapter. The title of each ballot measure must clearly state the
10 purposes for which the proposed sales and use tax will be used. The
11 rate of tax under this section may not exceed one-tenth of one
12 percent of the selling price in the case of a sales tax, or value of
13 the article used, in the case of a use tax.

14 (ii) As an alternative to the authority provided in (a)(i) of
15 this subsection, a county legislative authority may impose, without a
16 proposition approved by a majority of persons voting, a sales and use
17 tax in accordance with the terms of this chapter. The rate of tax
18 under this section may not exceed one-tenth of one percent of the
19 selling price in the case of a sales tax, or value of the article
20 used, in the case of a use tax.

21 (b)(i) If a county (~~with a population of one million five~~
22 ~~hundred thousand or less has not imposed~~) does not impose the full
23 tax rate authorized under (a) of this subsection within (~~two years~~
24 ~~of October 9, 2015~~) one year of the effective date of this section,
25 any city legislative authority located in that county may (~~submit~~);

26 (A) Submit an authorizing proposition to the city voters at a
27 special or general election and, if the proposition is approved by a
28 majority of persons voting, impose the whole or remainder of the
29 sales and use tax rate in accordance with the terms of this chapter.
30 The title of each ballot measure must clearly state the purposes for
31 which the proposed sales and use tax will be used(~~(-)~~); or

1 (B) Impose, without a proposition approved by a majority of
2 persons voting, the whole or remainder of the sales and use tax rate
3 in accordance with the terms of this chapter.

4 (ii) The rate of tax under this section may not exceed one-tenth
5 of one percent of the selling price in the case of a sales tax, or
6 value of the article used, in the case of a use tax.

7 ~~((ii) If a county with a population of greater than one million~~
8 ~~five hundred thousand has not imposed the full tax authorized under~~
9 ~~(a) of this subsection within three years of October 9, 2015, any~~
10 ~~city legislative authority located in that county may submit an~~
11 ~~authorizing proposition to the city voters at a special or general~~
12 ~~election and, if the proposition is approved by a majority of persons~~
13 ~~voting, impose the whole or remainder of the sales and use tax rate~~
14 ~~in accordance with the terms of this chapter. The title of each~~
15 ~~ballot measure must clearly state the purposes for which the proposed~~
16 ~~sales and use tax will be used. The rate of tax under this section~~
17 ~~may not exceed one-tenth of one percent of the selling price in the~~
18 ~~case of a sales tax, or value of the article used, in the case of a~~
19 ~~use tax.))~~

20 (c) If a county imposes a tax authorized under (a) of this
21 subsection after a city located in that county has imposed the tax
22 authorized under (b) of this subsection, the county must provide a
23 credit against its tax for the full amount of tax imposed by a city.

24 (d) The taxes authorized in this subsection are in addition to
25 any other taxes authorized by law and must be collected from persons
26 who are taxable by the state under chapters 82.08 and 82.12 RCW upon
27 the occurrence of any taxable event within the county for a county's
28 tax and within a city for a city's tax.

29 (e) If a county has imposed a tax authorized under this section,
30 and the county has a city with a population of greater than sixty
31 thousand located within the county, then the county must spend within
32 that city's boundaries at least thirty percent of the moneys
33 collected under this section that are attributable to taxable
34 activities or events within that city, provided that an applicant has
35 submitted responsive project applications within the city located in
36 the county during the funding cycle.

37 (2) (a) Notwithstanding subsection (4) of this section, a minimum
38 of sixty percent of the moneys collected under this section must be
39 used for the following purposes:

1 (i) Constructing affordable housing, which may include new units
2 of affordable housing within an existing structure, and facilities
3 providing housing-related services; or

4 (ii) Constructing mental and behavioral health-related
5 facilities; or

6 (iii) Funding the operations and maintenance costs of new units
7 of affordable housing and facilities where housing-related programs
8 are provided, or newly constructed evaluation and treatment centers.

9 (b) The affordable housing and facilities providing housing-
10 related programs in (a)(i) of this subsection may only be provided to
11 persons within any of the following population groups (~~whose income~~
12 ~~is at or below sixty percent of the median income of the county~~
13 ~~imposing the tax~~):

14 (i) Persons with (~~mental illness~~) behavioral health
15 disabilities;

16 (ii) Veterans;

17 (iii) Senior citizens;

18 (iv) Homeless, or at-risk of being homeless, families with
19 children;

20 (v) Unaccompanied homeless youth or young adults;

21 (vi) Persons with disabilities; or

22 (vii) Domestic violence survivors.

23 (c) The funds spent on affordable housing or facilities providing
24 housing-related programs under (a)(i) of this subsection (2) must be
25 spent as follows:

26 (i) At least forty percent of the funds must be spent on projects
27 serving households whose income is at or below thirty percent of the
28 median income of the county imposing the tax;

29 (ii) Up to seven percent may be spent on projects serving
30 households whose income is greater than sixty percent but at or below
31 eighty percent of the median income of the county imposing the tax;
32 and

33 (iii) The remaining funds must be spent on projects serving
34 households whose income is at or below sixty percent of the median
35 income of the county imposing the tax.

36 (d) The remainder of the moneys collected under this section must
37 be used for the operation, delivery, or evaluation of mental and
38 behavioral health treatment programs and services or housing-related
39 services.

1 (3) A county that imposes the tax under this section must consult
2 with a city before the county may construct any of the facilities
3 authorized under subsection (2)(a) of this section within the city
4 limits.

5 (4) A county that has not imposed the tax authorized under RCW
6 82.14.460 prior to October 9, 2015, but imposes the tax authorized
7 under this section after a city in that county has imposed the tax
8 authorized under RCW 82.14.460 prior to October 9, 2015, must enter
9 into an interlocal agreement with that city to determine how the
10 services and provisions described in subsection (2) of this section
11 will be allocated and funded in the city.

12 (5) To carry out the purposes of subsection (2)(a) and (b) of
13 this section, the legislative authority of the county or city
14 imposing the tax has the authority to issue general obligation or
15 revenue bonds within the limitations now or hereafter prescribed by
16 the laws of this state, and may use, and is authorized to pledge, up
17 to fifty percent of the moneys collected under this section for
18 repayment of such bonds, in order to finance the provision or
19 construction of affordable housing, facilities where housing-related
20 programs are provided, or evaluation and treatment centers described
21 in subsection (2)(a)(iii) of this section.

22 (6)(a) Moneys collected under this section may be used to offset
23 reductions in state or federal funds for the purposes described in
24 subsection (2) of this section.

25 (b) No more than ten percent of the moneys collected under this
26 section may be used to supplant existing local funds.

27 (7) By January 1, 2021, and biannually thereafter, a county with
28 a population of over one million five hundred thousand that has
29 imposed a tax under this section must submit a report to the relevant
30 committees of the legislature that contains information regarding the
31 expenditures of moneys collected by the county and by cities within
32 the county. The report must include information regarding the
33 projects that received funding and the number and size of units of
34 housing produced for individuals and households of various income
35 levels."

36 Correct the title.

EFFECT: Strikes and restores all provisions of the original bill
and adds new provisions which do the following:

(1) Allows a county or city, as an alternative to imposing the tax by councilmanic authority, to submit an authorizing proposition to the voters and, if the proposition is approved by a majority of persons voting, impose the tax;

(2) Requires a county that imposes a tax, and has within it a city with a population of greater than sixty thousand, to spend within that city at least 30 percent of the tax revenues generated from that city, unless the county receives no responsive project applications;

(3) Establishes the following requirements for spending on construction of affordable housing and facilities providing housing-related services: (a) At least 40 percent of funds must be spent on projects serving households with incomes of thirty percent or less of the median income; (b) up to 7 percent may be spent on projects serving households with greater than 60 percent but less than 80 percent of the median income; and (c) the remaining funds must be spent on projects serving households with incomes at or below 60 percent of the median income; and

(4) Requires a county with a population of greater than 1.5 million to submit a report biannually to the legislature on the expenditures of the tax revenue collected by the county and cities within the county.

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