

HB 1590 - H AMD 78

By Representative Irwin

NOT CONSIDERED 12/23/2019

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

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

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

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

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

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

31 (ii) Constructing mental and behavioral health-related
32 facilities; or

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

4 (b) The affordable housing and facilities providing
5 housing-related programs in (a)(i) of this subsection may only be
6 provided to persons within any of the following population groups
7 whose income is at or below sixty percent of the median income of
8 the county imposing the tax:

9 (i) Persons with (~~mental illness~~) behavioral health
10 disabilities;

11 (ii) Veterans;

12 (iii) Senior citizens;

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

15 (v) Unaccompanied homeless youth or young adults;

16 (vi) Persons with disabilities; or

17 (vii) Domestic violence survivors.

18 (c) The remainder of the moneys collected under this section
19 must be used for the operation, delivery, or evaluation of mental
20 and behavioral health treatment programs and services or
21 housing-related services.

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

26 (4) A county that has not imposed the tax authorized under RCW
27 82.14.460 prior to October 9, 2015, but imposes the tax authorized
28 under this section after a city in that county has imposed the tax
29 authorized under RCW 82.14.460 prior to October 9, 2015, must enter
30 into an interlocal agreement with that city to determine how the
31 services and provisions described in subsection (2) of this section
32 will be allocated and funded in the city.

33 (5) To carry out the purposes of subsection (2)(a) and (b) of
34 this section, the legislative authority of the county or city

1 imposing the tax has the authority to issue general obligation or
2 revenue bonds within the limitations now or hereafter prescribed by
3 the laws of this state, and may use, and is authorized to pledge, up
4 to fifty percent of the moneys collected under this section for
5 repayment of such bonds, in order to finance the provision or
6 construction of affordable housing, facilities where housing-related
7 programs are provided, or evaluation and treatment centers described
8 in subsection (2)(a)(iii) of this section.

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

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

EFFECT: Eliminates the authorization for any county or city legislative authority to impose the local sales and use tax for housing and related services without approval of a majority of voters. Authorizes only city legislative authorities of cities with a population of 250,000 or greater, located in a county with a population of 1,000,000 or greater, to impose the local sales and use tax for housing and related services without approval of a majority of voters.

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