
HOUSE BILL 1809

State of Washington

66th Legislature

2019 Regular Session

By Representatives Orcutt and Caldier

Read first time 01/31/19. Referred to Committee on Transportation.

1 AN ACT Relating to requiring the beneficiaries of the Alaskan Way
2 viaduct project to pay for cost overruns from the project; amending
3 RCW 46.68.090, 46.68.126, 66.08.190, 66.24.065, 82.08.160, 82.14.320,
4 82.14.330, 82.14.410, 84.52.010, and 84.52.043; reenacting and
5 amending RCW 69.50.540; adding a new section to chapter 82.14 RCW;
6 adding a new section to chapter 84.52 RCW; and creating new sections.

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

8 NEW SECTION. **Sec. 1.** The legislature finds that the Alaskan Way
9 viaduct replacement project has experienced significant delays and
10 unanticipated costs. The state has committed substantial financial
11 resources to the project. The legislature further finds that, per RCW
12 47.01.402(6)(b), it was made clear from the outset that the state's
13 contribution was not to exceed two billion four hundred million
14 dollars. Therefore, it is the intent of the legislature to ensure
15 that the state will not bear additional costs related to the project
16 by providing taxing authority to the city of Seattle to generate
17 sufficient local revenue to pay for cost overruns in the event that
18 the state or the city is found liable for these overruns.

19 **Sec. 2.** RCW 46.68.090 and 2015 3rd sp.s. c 44 s 105 are each
20 amended to read as follows:

1 (1) All moneys that have accrued or may accrue to the motor
2 vehicle fund from the fuel tax must be first expended for purposes
3 enumerated in (a) and (b) of this subsection. The remaining net tax
4 amount must be distributed monthly by the state treasurer in
5 accordance with subsections (2) through (8) of this section.

6 (a) For payment of refunds of fuel tax that has been paid and is
7 refundable as provided by law;

8 (b) For payment of amounts to be expended pursuant to
9 appropriations for the administrative expenses of the offices of
10 state treasurer, state auditor, and the department of licensing of
11 the state of Washington in the administration of the fuel tax, which
12 sums must be distributed monthly.

13 (2) All of the remaining net tax amount collected under RCW
14 82.38.030(1) must be distributed as set forth in (a) through (j) of
15 this subsection.

16 (a) For distribution to the motor vehicle fund an amount equal to
17 44.387 percent to be expended for highway purposes of the state as
18 defined in RCW 46.68.130;

19 (b)(i) For distribution to the special category C account, hereby
20 created in the motor vehicle fund, an amount equal to 3.2609 percent
21 to be expended for special category C projects. Special category C
22 projects are category C projects that, due to high cost only, will
23 require bond financing to complete construction.

24 (ii) The following criteria, listed in order of priority, must be
25 used in determining which special category C projects have the
26 highest priority:

27 (A) Accident experience;

28 (B) Fatal accident experience;

29 (C) Capacity to move people and goods safely and at reasonable
30 speeds without undue congestion; and

31 (D) Continuity of development of the highway transportation
32 network.

33 (iii) Moneys deposited in the special category C account in the
34 motor vehicle fund may be used for payment of debt service on bonds
35 the proceeds of which are used to finance special category C projects
36 under this subsection (2)(b);

37 (c) For distribution to the Puget Sound ferry operations account
38 in the motor vehicle fund an amount equal to 2.3283 percent;

39 (d) For distribution to the Puget Sound capital construction
40 account in the motor vehicle fund an amount equal to 2.3726 percent;

1 (e) For distribution to the transportation improvement account in
2 the motor vehicle fund an amount equal to 7.5597 percent;

3 (f) For distribution to the transportation improvement account in
4 the motor vehicle fund an amount equal to 5.6739 percent and expended
5 in accordance with RCW 47.26.086;

6 (g) For distribution to the cities and towns from the motor
7 vehicle fund an amount equal to 10.6961 percent in accordance with
8 RCW 46.68.110;

9 (h) For distribution to the counties from the motor vehicle fund
10 an amount equal to 19.2287 percent: (i) Out of which there must be
11 distributed from time to time, as directed by the department of
12 transportation, those sums as may be necessary to carry out the
13 provisions of RCW 47.56.725; and (ii) less any amounts appropriated
14 to the county road administration board to implement the provisions
15 of RCW 47.56.725(4), with the balance of such county share to be
16 distributed monthly as the same accrues for distribution in
17 accordance with RCW 46.68.120;

18 (i) For distribution to the county arterial preservation account,
19 hereby created in the motor vehicle fund an amount equal to 1.9565
20 percent. These funds must be distributed by the county road
21 administration board to counties in proportions corresponding to the
22 number of paved arterial lane miles in the unincorporated area of
23 each county and must be used for improvements to sustain the
24 structural, safety, and operational integrity of county arterials.
25 The county road administration board must adopt reasonable rules and
26 develop policies to implement this program and to assure that a
27 pavement management system is used;

28 (j) For distribution to the rural arterial trust account in the
29 motor vehicle fund an amount equal to 2.5363 percent and expended in
30 accordance with RCW 36.79.020.

31 (3) The remaining net tax amount collected under RCW 82.38.030(2)
32 must be distributed to the transportation 2003 account (nickel
33 account).

34 (4) The remaining net tax amount collected under RCW 82.38.030(3)
35 must be distributed as follows:

36 (a) 8.3333 percent must be distributed to the incorporated cities
37 and towns of the state in accordance with RCW 46.68.110;

38 (b) 8.3333 percent must be distributed to counties of the state
39 in accordance with RCW 46.68.120; and

1 (c) The remainder must be distributed to the transportation
2 partnership account created in RCW 46.68.290.

3 (5) The remaining net tax amount collected under RCW 82.38.030(4)
4 must be distributed as follows:

5 (a) 8.3333 percent must be distributed to the incorporated cities
6 and towns of the state in accordance with RCW 46.68.110;

7 (b) 8.3333 percent must be distributed to counties of the state
8 in accordance with RCW 46.68.120; and

9 (c) The remainder must be distributed to the transportation
10 partnership account created in RCW 46.68.290.

11 (6) The remaining net tax amount collected under RCW 82.38.030
12 (5) and (6) must be distributed to the transportation partnership
13 account created in RCW 46.68.290.

14 (7) The remaining net tax amount collected under RCW 82.38.030
15 (7) and (8) must be distributed to the connecting Washington account
16 created in RCW 46.68.395.

17 (8) Nothing in this section or in RCW 46.68.130 may be construed
18 so as to violate any terms or conditions contained in any highway
19 construction bond issues now or hereafter authorized by statute and
20 whose payment is by such statute pledged to be paid from any excise
21 taxes on fuel.

22 (9) No funds may be distributed to the city of Seattle under this
23 section unless the city has adopted one of the taxing options as
24 authorized by sections 8 and 12 of this act to pay for Alaskan Way
25 viaduct replacement project cost overruns.

26 (a) Any funds that would otherwise be distributed to the city of
27 Seattle must instead be transferred to the transportation partnership
28 account—state in the Washington state department of transportation's
29 highway improvements program.

30 (b) This subsection (9) is contingent upon findings by a court of
31 competent jurisdiction, in a judgment not subject to review, that
32 cost overruns related to the Alaskan Way viaduct replacement project
33 are the responsibility of the Washington state department of
34 transportation or the city of Seattle.

35 **Sec. 3.** RCW 46.68.126 and 2015 3rd sp.s. c 44 s 331 are each
36 amended to read as follows:

37 (1) The state treasurer shall make four equal distributions by
38 the last day of September, December, March, and June of each fiscal
39 year to cities and counties based on the following allocations:

1 (a) For fiscal years 2016 and 2017, five million four hundred
2 sixty-nine thousand dollars from the motor vehicle fund created under
3 RCW 46.68.070 and six million two hundred fifty thousand dollars from
4 the multimodal transportation account created under RCW 47.66.070.

5 (b) For fiscal year 2018 and thereafter, eleven million seven
6 hundred nineteen thousand dollars from the motor vehicle fund created
7 under RCW 46.68.070 and thirteen million three hundred ninety-three
8 thousand dollars from the multimodal transportation account created
9 under RCW 47.66.070.

10 (2) The amounts provided in subsection (1)(a) and (b) of this
11 section must be proportioned evenly between cities and counties.
12 Funds credited to cities must be distributed under RCW 46.68.110(4).
13 Funds credited to counties must be allocated under RCW 46.68.120(4).

14 (3) No funds may be distributed to the city of Seattle under this
15 section unless the city has adopted one of the taxing options as
16 authorized by sections 8 and 12 of this act to pay for Alaskan Way
17 viaduct replacement project cost overruns.

18 (a) Any funds that would otherwise be distributed to the city of
19 Seattle must instead be transferred to the transportation partnership
20 account—state in the Washington state department of transportation's
21 highway improvements program.

22 (b) This subsection (3) is contingent upon findings by a court of
23 competent jurisdiction, in a judgment not subject to review, that
24 cost overruns related to the Alaskan Way viaduct replacement project
25 are the responsibility of the Washington state department of
26 transportation or the city of Seattle.

27 **Sec. 4.** RCW 66.08.190 and 2012 2nd sp.s. c 5 s 8 are each
28 amended to read as follows:

29 (1) Prior to making distributions described in subsection (2) of
30 this section, amounts must be retained to support allotments under
31 RCW 43.88.110 from any legislative appropriation for municipal
32 research and services. The legislative appropriation for such
33 services must be in the amount specified under RCW 66.24.065.

34 (2) When excess funds are distributed during the months of June,
35 September, December, and March of each year, all moneys subject to
36 distribution must be disbursed to border areas, counties, cities, and
37 towns as provided in RCW 66.24.065.

38 (3) The amount remaining after distributions under subsections
39 (1) and (2) of this section must be deposited into the general fund.

1 (4) No funds may be distributed to the city of Seattle under this
2 section unless the city has adopted one of the taxing options as
3 authorized by sections 8 and 12 of this act to pay for Alaskan Way
4 viaduct replacement project cost overruns.

5 (a) Any funds that would otherwise be distributed to the city of
6 Seattle must instead be transferred to the transportation partnership
7 account—state in the Washington state department of transportation's
8 highway improvements program.

9 (b) This subsection (4) is contingent upon findings by a court of
10 competent jurisdiction, in a judgment not subject to review, that
11 cost overruns related to the Alaskan Way viaduct replacement project
12 are the responsibility of the Washington state department of
13 transportation or the city of Seattle.

14 **Sec. 5.** RCW 66.24.065 and 2012 c 2 s 302 are each amended to
15 read as follows:

16 (1) The distribution of spirits license fees under RCW 66.24.630
17 and 66.24.055 through the liquor revolving fund to border areas,
18 counties, cities, towns, and the municipal research center must be
19 made in a manner that provides that each category of recipients
20 receive, in the aggregate, no less than it received from the liquor
21 revolving fund during comparable periods prior to December 8, 2011.
22 An additional distribution of ten million dollars per year from the
23 spirits license fees must be provided to border areas, counties,
24 cities, and towns through the liquor revolving fund for the purpose
25 of enhancing public safety programs.

26 (2) No funds may be distributed to the city of Seattle under this
27 section unless the city has adopted one of the taxing options as
28 authorized by sections 8 and 12 of this act to pay for Alaskan Way
29 viaduct replacement project cost overruns.

30 (a) Any funds that would otherwise be distributed to the city of
31 Seattle must instead be transferred to the transportation partnership
32 account—state in the Washington state department of transportation's
33 highway improvements program.

34 (b) This subsection (2) is contingent upon findings by a court of
35 competent jurisdiction, in a judgment not subject to review, that
36 cost overruns related to the Alaskan Way viaduct replacement project
37 are the responsibility of the Washington state department of
38 transportation or the city of Seattle.

1 **Sec. 6.** RCW 69.50.540 and 2018 c 299 s 910 and 2018 c 201 s 8014
2 are each reenacted and amended to read as follows:

3 The legislature must annually appropriate moneys in the dedicated
4 marijuana account created in RCW 69.50.530 as follows:

5 (1) For the purposes listed in this subsection (1), the
6 legislature must appropriate to the respective agencies amounts
7 sufficient to make the following expenditures on a quarterly basis:

8 (a) Beginning July 1, 2017, one hundred twenty-five thousand
9 dollars to the health care authority to design and administer the
10 Washington state healthy youth survey, analyze the collected data,
11 and produce reports, in collaboration with the office of the
12 superintendent of public instruction, department of health,
13 department of commerce, family policy council, and state liquor and
14 cannabis board. The survey must be conducted at least every two years
15 and include questions regarding, but not necessarily limited to,
16 academic achievement, age at time of substance use initiation,
17 antisocial behavior of friends, attitudes toward antisocial behavior,
18 attitudes toward substance use, laws and community norms regarding
19 antisocial behavior, family conflict, family management, parental
20 attitudes toward substance use, peer rewarding of antisocial
21 behavior, perceived risk of substance use, and rebelliousness. Funds
22 disbursed under this subsection may be used to expand administration
23 of the healthy youth survey to student populations attending
24 institutions of higher education in Washington;

25 (b) Beginning July 1, 2017, fifty thousand dollars to the health
26 care authority for the purpose of contracting with the Washington
27 state institute for public policy to conduct the cost-benefit
28 evaluation and produce the reports described in RCW 69.50.550. This
29 appropriation ends after production of the final report required by
30 RCW 69.50.550;

31 (c) Beginning July 1, 2017, five thousand dollars to the
32 University of Washington alcohol and drug abuse institute for the
33 creation, maintenance, and timely updating of web-based public
34 education materials providing medically and scientifically accurate
35 information about the health and safety risks posed by marijuana use;

36 (d) (i) An amount not less than one million two hundred fifty
37 thousand dollars to the state liquor and cannabis board for
38 administration of this chapter as appropriated in the omnibus
39 appropriations act;

1 (ii) Two million six hundred fifty-one thousand seven hundred
2 fifty dollars for fiscal year 2018 and three hundred fifty-one
3 thousand seven hundred fifty dollars for fiscal year 2019 to the
4 health professions account established under RCW 43.70.320 for the
5 development and administration of the marijuana authorization
6 database by the department of health;

7 (iii) Two million eight hundred three thousand dollars for fiscal
8 year 2019 to the Washington state patrol for a drug enforcement task
9 force. It is the intent of the legislature that this policy will be
10 continued in the 2019-2021 fiscal biennium; and

11 (iv) Ninety-eight thousand dollars for fiscal year 2019 to the
12 department of ecology for research on accreditation of marijuana
13 product testing laboratories.

14 (e) Twenty-three thousand seven hundred fifty dollars to the
15 department of enterprise services provided solely for the state
16 building code council established under RCW 19.27.070, to develop and
17 adopt fire and building code provisions related to marijuana
18 processing and extraction facilities. The distribution under this
19 subsection (1)(e) is for fiscal year 2016 only;

20 (2) From the amounts in the dedicated marijuana account after
21 appropriation of the amounts identified in subsection (1) of this
22 section, the legislature must appropriate for the purposes listed in
23 this subsection (2) as follows:

24 (a)(i) Up to fifteen percent to the health care authority for the
25 development, implementation, maintenance, and evaluation of programs
26 and practices aimed at the prevention or reduction of maladaptive
27 substance use, substance use disorder, substance abuse or substance
28 dependence, as these terms are defined in the Diagnostic and
29 Statistical Manual of Mental Disorders, among middle school and high
30 school-age students, whether as an explicit goal of a given program
31 or practice or as a consistently corresponding effect of its
32 implementation, mental health services for children and youth, and
33 services for pregnant and parenting women; PROVIDED, That:

34 (A) Of the funds appropriated under (a)(i) of this subsection for
35 new programs and new services, at least eighty-five percent must be
36 directed to evidence-based or research-based programs and practices
37 that produce objectively measurable results and, by September 1,
38 2020, are cost-beneficial; and

39 (B) Up to fifteen percent of the funds appropriated under (a)(i)
40 of this subsection for new programs and new services may be directed

1 to proven and tested practices, emerging best practices, or promising
2 practices.

3 (ii) In deciding which programs and practices to fund, the
4 director of the health care authority must consult, at least
5 annually, with the University of Washington's social development
6 research group and the University of Washington's alcohol and drug
7 abuse institute.

8 (iii) For the fiscal year beginning July 1, 2016, the legislature
9 must appropriate a minimum of twenty-seven million seven hundred
10 eighty-six thousand dollars, and for each subsequent fiscal year
11 thereafter, the legislature must appropriate a minimum of twenty-five
12 million five hundred thirty-six thousand dollars under this
13 subsection (2)(a);

14 (b)(i) Up to ten percent to the department of health for the
15 following, subject to (b)(ii) of this subsection (2):

16 (A) Creation, implementation, operation, and management of a
17 marijuana education and public health program that contains the
18 following:

19 (I) A marijuana use public health hotline that provides referrals
20 to substance abuse treatment providers, utilizes evidence-based or
21 research-based public health approaches to minimizing the harms
22 associated with marijuana use, and does not solely advocate an
23 abstinence-only approach;

24 (II) A grants program for local health departments or other local
25 community agencies that supports development and implementation of
26 coordinated intervention strategies for the prevention and reduction
27 of marijuana use by youth; and

28 (III) Media-based education campaigns across television,
29 internet, radio, print, and out-of-home advertising, separately
30 targeting youth and adults, that provide medically and scientifically
31 accurate information about the health and safety risks posed by
32 marijuana use;

33 (B) The Washington poison control center; and

34 (C) During the 2015-2017 fiscal biennium, the funds appropriated
35 under this subsection (2)(b) may be used for prevention activities
36 that target youth and populations with a high incidence of tobacco
37 use.

38 (ii) For the fiscal year beginning July 1, 2016, the legislature
39 must appropriate a minimum of seven million five hundred thousand
40 dollars and for each subsequent fiscal year thereafter, the

1 legislature must appropriate a minimum of nine million seven hundred
2 fifty thousand dollars under this subsection (2)(b);

3 (c)(i) Up to six-tenths of one percent to the University of
4 Washington and four-tenths of one percent to Washington State
5 University for research on the short and long-term effects of
6 marijuana use, to include but not be limited to formal and informal
7 methods for estimating and measuring intoxication and impairment, and
8 for the dissemination of such research.

9 (ii) For the fiscal year beginning July 1, 2016, the legislature
10 must appropriate a minimum of two hundred seven thousand dollars and
11 for each subsequent fiscal year, except for the 2017-2019 fiscal
12 biennium, the legislature must appropriate a minimum of one million
13 twenty-one thousand dollars to the University of Washington. For the
14 fiscal year beginning July 1, 2016, the legislature must appropriate
15 a minimum of one hundred thirty-eight thousand dollars and for each
16 subsequent fiscal year thereafter, except for the 2017-2019 fiscal
17 biennium, a minimum of six hundred eighty-one thousand dollars to
18 Washington State University under this subsection (2)(c). It is the
19 intent of the legislature that this policy will be continued in the
20 2019-2021 fiscal biennium;

21 (d) Fifty percent to the state basic health plan trust account to
22 be administered by the Washington basic health plan administrator and
23 used as provided under chapter 70.47 RCW;

24 (e) Five percent to the Washington state health care authority to
25 be expended exclusively through contracts with community health
26 centers to provide primary health and dental care services, migrant
27 health services, and maternity health care services as provided under
28 RCW 41.05.220;

29 (f)(i) Up to three-tenths of one percent to the office of the
30 superintendent of public instruction to fund grants to building
31 bridges programs under chapter 28A.175 RCW.

32 (ii) For the fiscal year beginning July 1, 2016, and each
33 subsequent fiscal year, the legislature must appropriate a minimum of
34 five hundred eleven thousand dollars to the office of the
35 superintendent of public instruction under this subsection (2)(f);
36 and

37 (g) At the end of each fiscal year, the treasurer must transfer
38 any amounts in the dedicated marijuana account that are not
39 appropriated pursuant to subsection (1) of this section and this

1 subsection (2) into the general fund, except as provided in (g)(i) of
2 this subsection (2).

3 (i) Beginning in fiscal year 2018, if marijuana excise tax
4 collections deposited into the general fund in the prior fiscal year
5 exceed twenty-five million dollars, then each fiscal year the
6 legislature must appropriate an amount equal to thirty percent of all
7 marijuana excise taxes deposited into the general fund the prior
8 fiscal year to the treasurer for distribution to counties, cities,
9 and towns as follows:

10 (A) Thirty percent must be distributed to counties, cities, and
11 towns where licensed marijuana retailers are physically located. Each
12 jurisdiction must receive a share of the revenue distribution under
13 this subsection (2)(g)(i)(A) based on the proportional share of the
14 total revenues generated in the individual jurisdiction from the
15 taxes collected under RCW 69.50.535, from licensed marijuana
16 retailers physically located in each jurisdiction. For purposes of
17 this subsection (2)(g)(i)(A), one hundred percent of the proportional
18 amount attributed to a retailer physically located in a city or town
19 must be distributed to the city or town.

20 (B) Seventy percent must be distributed to counties, cities, and
21 towns ratably on a per capita basis. Counties must receive sixty
22 percent of the distribution, which must be disbursed based on each
23 county's total proportional population. Funds may only be distributed
24 to jurisdictions that do not prohibit the siting of any state
25 licensed marijuana producer, processor, or retailer.

26 (ii) Distribution amounts allocated to each county, city, and
27 town must be distributed in four installments by the last day of each
28 fiscal quarter.

29 (iii) By September 15th of each year, the state liquor and
30 cannabis board must provide the state treasurer the annual
31 distribution amount, if any, for each county and city as determined
32 in (g)(i) of this subsection (2).

33 (iv) The total share of marijuana excise tax revenues distributed
34 to counties and cities in (g)(i) of this subsection (2) may not
35 exceed fifteen million dollars in fiscal years 2018 and 2019 and
36 twenty million dollars per fiscal year thereafter. It is the intent
37 of the legislature that the policy for the maximum distributions in
38 the subsequent fiscal biennia will be no more than fifteen million
39 dollars per fiscal year.

1 (v) No funds may be distributed to the city of Seattle under this
2 subsection (2)(g) unless the city has adopted one of the taxing
3 options as authorized by sections 8 and 12 of this act to pay for
4 Alaskan Way viaduct replacement project cost overruns.

5 (A) Any funds that would otherwise be distributed to the city of
6 Seattle must instead be transferred to the transportation partnership
7 account—state in the Washington state department of transportation's
8 highway improvements program.

9 (B) This subsection (2)(g)(v) is contingent upon findings by a
10 court of competent jurisdiction, in a judgment not subject to review,
11 that cost overruns related to the Alaskan Way viaduct replacement
12 project are the responsibility of the Washington state department of
13 transportation or the city of Seattle.

14 For the purposes of this section, "marijuana products" means
15 "useable marijuana," "marijuana concentrates," and "marijuana-infused
16 products" as those terms are defined in RCW 69.50.101.

17 **Sec. 7.** RCW 82.08.160 and 2015 3rd sp.s. c 4 s 975 are each
18 amended to read as follows:

19 (1) On or before the twenty-fifth day of each month, all taxes
20 collected under RCW 82.08.150 during the preceding month must be
21 remitted to the state department of revenue, to be deposited with the
22 state treasurer. Except as provided in subsections (2), (3), (4), and
23 (5) of this section, upon receipt of such moneys the state treasurer
24 must credit sixty-five percent of the sums collected and remitted
25 under RCW 82.08.150 (1) and (2) and one hundred percent of the sums
26 collected and remitted under RCW 82.08.150 (3) and (4) to the state
27 general fund and thirty-five percent of the sums collected and
28 remitted under RCW 82.08.150 (1) and (2) to a fund which is hereby
29 created to be known as the "liquor excise tax fund."

30 (2) During the 2012 fiscal year, 66.19 percent of the sums
31 collected and remitted under RCW 82.08.150 (1) and (2) must be
32 deposited in the state general fund and the remainder collected and
33 remitted under RCW 82.08.150 (1) and (2) must be deposited in the
34 liquor excise tax fund.

35 (3) During fiscal year 2013, all funds collected under RCW
36 82.08.150 (1), (2), (3), and (4) must be deposited into the state
37 general fund.

38 (4) During the 2013-2015 fiscal biennium, seventy-seven and
39 one-half percent of the sums collected and remitted under RCW

1 82.08.150 (1) and (2) must be deposited in the state general fund,
2 and the remainder collected and remitted under RCW 82.08.150 (1) and
3 (2) must be deposited in the liquor excise tax fund. The amendments
4 in (~~this~~) section 923, chapter 221, Laws of 2014 are curative,
5 clarifying, and remedial and apply retroactively to July 1, 2013.

6 (5) During the 2015-2017 fiscal biennium, the liquor excise tax
7 fund may be appropriated for the local government fiscal note program
8 in the department of commerce. It is the intent of the legislature to
9 continue these policies in the 2017-2019 fiscal biennium.

10 (6) No funds may be distributed to the city of Seattle under this
11 section unless the city has adopted one of the taxing options as
12 authorized by sections 8 and 12 of this act to pay for Alaskan Way
13 viaduct replacement project cost overruns.

14 (a) Any funds that would otherwise be distributed to the city of
15 Seattle must instead be transferred to the transportation partnership
16 account—state in the Washington state department of transportation's
17 highway improvements program.

18 (b) This subsection (6) is contingent upon findings by a court of
19 competent jurisdiction, in a judgment not subject to review, that
20 cost overruns related to the Alaskan Way viaduct replacement project
21 are the responsibility of the Washington state department of
22 transportation or the city of Seattle.

23 NEW SECTION. Sec. 8. A new section is added to chapter 82.14
24 RCW to read as follows:

25 (1) The legislative authority of a city with a population greater
26 than six hundred thousand may fix and impose a sales and use tax in
27 accordance with the terms of this chapter. The tax is in addition to
28 other taxes authorized by law and must be collected from those
29 persons who are taxable by the state under chapters 82.08 and 82.12
30 RCW upon the occurrence of any taxable event within the city. The
31 rate of tax may not exceed 0.1 percent of the selling price in the
32 case of a sales tax or the value of the article used in the case of a
33 use tax.

34 (2) (a) Moneys collected under this section may only be used to
35 finance the payment of cost overruns incurred as the result of the
36 Alaskan Way viaduct replacement project authorized in RCW
37 47.01.402 (6) (b) .

38 (b) When sufficient revenue to cover the payment as specified in
39 this subsection has been generated by the tax authorized in this

1 section, the city may no longer collect the tax. Any excess funds
2 generated may be used only to pay for existing transportation
3 projects.

4 (3) This section is contingent upon findings by a court of
5 competent jurisdiction, in a judgment not subject to review, that
6 cost overruns related to the Alaskan Way viaduct replacement project
7 are the responsibility of the Washington state department of
8 transportation or the city of Seattle.

9 (a) Upon such finding, the legislative authority authorized in
10 this section must adopt the tax authorized by this section at its
11 earliest next opportunity.

12 (b) In the event that the city does not meet the deadline in (a)
13 of this subsection, distribution of state shared revenues thereto
14 authorized under RCW 48.68.090, 66.08.190, 66.24.065, 69.50.540,
15 82.08.160, 82.14.320, and 82.14.330 must cease immediately. The
16 revenues must instead be transferred to the transportation
17 partnership account—state in the Washington state department of
18 transportation's highway improvements program.

19 **Sec. 9.** RCW 82.14.320 and 2011 1st sp.s. c 50 s 971 are each
20 amended to read as follows:

21 (1) The municipal criminal justice assistance account is created
22 in the state treasury. Beginning in fiscal year 2000, the state
23 treasurer must transfer into the municipal criminal justice
24 assistance account for distribution under this section from the
25 general fund the sum of four million six hundred thousand dollars
26 divided into four equal deposits occurring on July 1, October 1,
27 January 1, and April 1. For each fiscal year thereafter, the state
28 treasurer must increase the total transfer by the fiscal growth
29 factor, as defined in RCW 43.135.025, forecast for that fiscal year
30 by the office of financial management in November of the preceding
31 year.

32 (2) No city may receive a distribution under this section from
33 the municipal criminal justice assistance account unless:

34 (a) The city has a crime rate in excess of one hundred twenty-
35 five percent of the statewide average as calculated in the most
36 recent annual report on crime in Washington state as published by the
37 Washington association of sheriffs and police chiefs;

1 (b) The city has levied the tax authorized in RCW 82.14.030(2) at
2 the maximum rate or the tax authorized in RCW 82.46.010(3) at the
3 maximum rate; and

4 (c) The city has a per capita yield from the tax imposed under
5 RCW 82.14.030(1) at the maximum rate of less than one hundred fifty
6 percent of the statewide average per capita yield for all cities from
7 such local sales and use tax.

8 (3) The moneys deposited in the municipal criminal justice
9 assistance account for distribution under this section, less any
10 moneys appropriated for purposes under subsection (7) of this
11 section, must be distributed at such times as distributions are made
12 under RCW 82.44.150. The distributions must be made as follows:

13 (a) Unless reduced by this subsection, thirty percent of the
14 moneys must be distributed ratably based on population as last
15 determined by the office of financial management to those cities
16 eligible under subsection (2) of this section that have a crime rate
17 determined under subsection (2)(a) of this section which is greater
18 than one hundred seventy-five percent of the statewide average crime
19 rate. No city may receive more than fifty percent of any moneys
20 distributed under this subsection (a) but, if a city distribution is
21 reduced as a result of exceeding the fifty percent limitation, the
22 amount not distributed must be distributed under (b) of this
23 subsection.

24 (b) The remainder of the moneys, including any moneys not
25 distributed in subsection (2)(a) of this section, must be distributed
26 to all cities eligible under subsection (2) of this section ratably
27 based on population as last determined by the office of financial
28 management.

29 (4) No city may receive more than thirty percent of all moneys
30 distributed under subsection (3) of this section.

31 (5) Notwithstanding other provisions of this section, the
32 distributions to any city that substantially decriminalizes or
33 repeals its criminal code after July 1, 1990, and that does not
34 reimburse the county for costs associated with criminal cases under
35 RCW 3.50.800 or 3.50.805(2), must be made to the county in which the
36 city is located.

37 (6) Moneys distributed under this section must be expended
38 exclusively for criminal justice purposes and may not be used to
39 replace or supplant existing funding. Criminal justice purposes are
40 defined as activities that substantially assist the criminal justice

1 system, which may include circumstances where ancillary benefit to
2 the civil justice system occurs, and which includes domestic violence
3 services such as those provided by domestic violence programs,
4 community advocates, and legal advocates, as defined in RCW
5 70.123.020, and publications and public educational efforts designed
6 to provide information and assistance to parents in dealing with
7 runaway or at-risk youth. Existing funding for purposes of this
8 subsection is defined as calendar year 1989 actual operating
9 expenditures for criminal justice purposes. Calendar year 1989 actual
10 operating expenditures for criminal justice purposes exclude the
11 following: Expenditures for extraordinary events not likely to
12 reoccur, changes in contract provisions for criminal justice
13 services, beyond the control of the local jurisdiction receiving the
14 services, and major nonrecurring capital expenditures.

15 (7) Not more than five percent of the funds deposited to the
16 municipal criminal justice assistance account may be available for
17 appropriations for enhancements to the state patrol crime laboratory
18 system and the continuing costs related to these enhancements. Funds
19 appropriated from this account for such enhancements may not supplant
20 existing funds from the state general fund.

21 (8) During the 2011-2013 fiscal biennium, the amount that would
22 otherwise be transferred into the municipal criminal justice
23 assistance account from the general fund under subsection (1) of this
24 section must be reduced by 3.4 percent.

25 (9) No funds may be distributed to the city of Seattle under this
26 section unless the city has adopted one of the taxing options as
27 authorized by sections 8 and 12 of this act to pay for Alaskan Way
28 viaduct replacement project cost overruns.

29 (a) Any funds that would otherwise be distributed to the city of
30 Seattle must instead be transferred to the transportation partnership
31 account—state in the Washington state department of transportation's
32 highway improvements program.

33 (b) This subsection (9) is contingent upon findings by a court of
34 competent jurisdiction, in a judgment not subject to review, that
35 cost overruns related to the Alaskan Way viaduct replacement project
36 are the responsibility of the Washington state department of
37 transportation or the city of Seattle.

38 **Sec. 10.** RCW 82.14.330 and 2011 1st sp.s. c 50 s 972 are each
39 amended to read as follows:

1 (1)(a) Beginning in fiscal year 2000, the state treasurer must
2 transfer into the municipal criminal justice assistance account for
3 distribution under this section from the general fund the sum of four
4 million six hundred thousand dollars divided into four equal deposits
5 occurring on July 1, October 1, January 1, and April 1. For each
6 fiscal year thereafter, the state treasurer must increase the total
7 transfer by the fiscal growth factor, as defined in RCW 43.135.025,
8 forecast for that fiscal year by the office of financial management
9 in November of the preceding year. The moneys deposited in the
10 municipal criminal justice assistance account for distribution under
11 this section, less any moneys appropriated for purposes under
12 subsection (4) of this section, must be distributed to the cities of
13 the state as follows:

14 (i) Twenty percent appropriated for distribution must be
15 distributed to cities with a three-year average violent crime rate
16 for each one thousand in population in excess of one hundred fifty
17 percent of the statewide three-year average violent crime rate for
18 each one thousand in population. The three-year average violent crime
19 rate must be calculated using the violent crime rates for each of the
20 preceding three years from the annual reports on crime in Washington
21 state as published by the Washington association of sheriffs and
22 police chiefs. Moneys must be distributed under this subsection
23 (1)(a) ratably based on population as last determined by the office
24 of financial management, but no city may receive more than one dollar
25 per capita. Moneys remaining undistributed under this subsection at
26 the end of each calendar year must be distributed to the criminal
27 justice training commission to reimburse participating city law
28 enforcement agencies with ten or fewer full-time commissioned patrol
29 officers the cost of temporary replacement of each officer who is
30 enrolled in basic law enforcement training, as provided in RCW
31 43.101.200.

32 (ii) Sixteen percent must be distributed to cities ratably based
33 on population as last determined by the office of financial
34 management, but no city may receive less than one thousand dollars.

35 (b) The moneys deposited in the municipal criminal justice
36 assistance account for distribution under this subsection (1) must be
37 distributed at such times as distributions are made under RCW
38 82.44.150.

39 (c) Moneys distributed under this subsection (1) must be expended
40 exclusively for criminal justice purposes and may not be used to

1 replace or supplant existing funding. Criminal justice purposes are
2 defined as activities that substantially assist the criminal justice
3 system, which may include circumstances where ancillary benefit to
4 the civil justice system occurs, and which includes domestic violence
5 services such as those provided by domestic violence programs,
6 community advocates, and legal advocates, as defined in RCW
7 70.123.020. Existing funding for purposes of this subsection is
8 defined as calendar year 1989 actual operating expenditures for
9 criminal justice purposes. Calendar year 1989 actual operating
10 expenditures for criminal justice purposes exclude the following:
11 Expenditures for extraordinary events not likely to reoccur, changes
12 in contract provisions for criminal justice services, beyond the
13 control of the local jurisdiction receiving the services, and major
14 nonrecurring capital expenditures.

15 (2) (a) In addition to the distributions under subsection (1) of
16 this section:

17 (i) Ten percent must be distributed on a per capita basis to
18 cities that contract with another governmental agency for the
19 majority of the city's law enforcement services. Cities that
20 subsequently qualify for this distribution must notify the department
21 of commerce by November 30th for the upcoming calendar year. The
22 department of commerce must provide a list of eligible cities to the
23 state treasurer by December 31st. The state treasurer must modify the
24 distribution of these funds in the following year. Cities have the
25 responsibility to notify the department of commerce of any changes
26 regarding these contractual relationships. Adjustments in the
27 distribution formula to add or delete cities may be made only for the
28 upcoming calendar year; no adjustments may be made retroactively.

29 (ii) The remaining fifty-four percent must be distributed to
30 cities and towns by the state treasurer on a per capita basis. These
31 funds must be used for: (A) Innovative law enforcement strategies;
32 (B) programs to help at-risk children or child abuse victim response
33 programs; and (C) programs designed to reduce the level of domestic
34 violence or to provide counseling for domestic violence victims.

35 (b) The moneys deposited in the municipal criminal justice
36 assistance account for distribution under this subsection (2), less
37 any moneys appropriated for purposes under subsection (4) of this
38 section, must be distributed at the times as distributions are made
39 under RCW 82.44.150. Moneys remaining undistributed under this
40 subsection at the end of each calendar year must be distributed to

1 the criminal justice training commission to reimburse participating
2 city law enforcement agencies with ten or fewer full-time
3 commissioned patrol officers the cost of temporary replacement of
4 each officer who is enrolled in basic law enforcement training, as
5 provided in RCW 43.101.200.

6 (c) If a city is found by the state auditor to have expended
7 funds received under this subsection (2) in a manner that does not
8 comply with the criteria under which the moneys were received, the
9 city is ineligible to receive future distributions under this
10 subsection (2) until the use of the moneys are justified to the
11 satisfaction of the director or are repaid to the state general fund.

12 (3) Notwithstanding other provisions of this section, the
13 distributions to any city that substantially decriminalizes or
14 repeals its criminal code after July 1, 1990, and that does not
15 reimburse the county for costs associated with criminal cases under
16 RCW 3.50.800 or 3.50.805(2), must be made to the county in which the
17 city is located.

18 (4) Not more than five percent of the funds deposited to the
19 municipal criminal justice assistance account may be available for
20 appropriations for enhancements to the state patrol crime laboratory
21 system and the continuing costs related to these enhancements. Funds
22 appropriated from this account for such enhancements may not supplant
23 existing funds from the state general fund.

24 (5) During the 2011-2013 fiscal biennium, the amount that would
25 otherwise be transferred into the municipal criminal justice
26 assistance account from the general fund under subsection (1) of this
27 section must be reduced by 3.4 percent.

28 (6) No funds may be distributed to the city of Seattle under this
29 section unless the city has adopted one of the taxing options as
30 authorized by sections 8 and 12 of this act to pay for Alaskan Way
31 viaduct replacement project cost overruns.

32 (a) Any funds that would otherwise be distributed to the city of
33 Seattle must instead be transferred to the transportation partnership
34 account—state in the Washington state department of transportation's
35 highway improvements program.

36 (b) This subsection (6) is contingent upon findings by a court of
37 competent jurisdiction, in a judgment not subject to review, that
38 cost overruns related to the Alaskan Way viaduct replacement project
39 are the responsibility of the Washington state department of
40 transportation or the city of Seattle.

1 **Sec. 11.** RCW 82.14.410 and 2015 3rd sp.s. c 24 s 704 are each
2 amended to read as follows:

3 (1) A local sales and use tax change adopted after December 1,
4 2000, must provide an exemption for those sales of lodging for which,
5 but for the exemption, the total sales tax rate imposed on sales of
6 lodging would exceed the greater of:

7 (a) Twelve percent; or

8 (b) The total sales tax rate that would have applied to the sale
9 of lodging if the sale were made on December 1, 2000.

10 (2) For the purposes of this section:

11 (a) "Local sales and use tax change" is defined as provided in
12 RCW 82.14.055.

13 (b) "Sale of lodging" means the sale of or charge made for the
14 furnishing of lodging and all other services by a hotel, rooming
15 house, tourist court, motel, trailer camp, and the granting of any
16 similar license to use real property.

17 (c) "Total sales tax rate" means the combined rates of all state
18 and local taxes imposed under this chapter and chapters 36.100,
19 67.28, 67.40, and 82.08 RCW, and any other tax authorized after March
20 29, 2001, if the tax is in the nature of a sales tax collected from
21 the buyer, but excluding taxes imposed under RCW 81.104.170 before
22 December 1, 2000, taxes imposed under section 8 of this act, and
23 taxes imposed under RCW 82.14.530.

24 NEW SECTION. **Sec. 12.** A new section is added to chapter 84.52
25 RCW to read as follows:

26 (1) The legislative authority of a city with a population of
27 greater than six hundred thousand may impose an additional regular
28 property tax levy in an amount not to exceed twenty-five cents per
29 thousand dollars of the assessed value of property in the city in
30 accordance with the terms of this section. The tax is imposed
31 citywide unless a special taxing district is created as authorized in
32 subsection (2) of this section.

33 (2) The legislative authority of a city with a population of
34 greater than six hundred thousand may adopt an ordinance creating an
35 independent taxing district in a portion of the area of the city. As
36 provided in RCW 47.01.402(6)(b), the taxing district may be
37 established to finance payment of cost overruns incurred as the
38 result of the Alaskan Way viaduct replacement project by taxing

1 property owners in the Seattle area who benefit from the replacement
2 project.

3 (3) (a) Moneys collected under this section may only be used to
4 finance the payment of cost overruns incurred as the result of the
5 Alaskan Way viaduct replacement project authorized in RCW
6 47.01.402(6) (b).

7 (b) When sufficient revenue to cover the payment as specified in
8 this subsection has been generated by the levy authorized in this
9 section, the city may no longer levy either tax authorized in this
10 section. Any excess funds generated may be used only to pay for
11 existing transportation projects.

12 (4) This section is contingent upon findings by a court of
13 competent jurisdiction, in a judgment not subject to review, that
14 cost overruns related to the Alaskan Way viaduct replacement project
15 are the responsibility of the Washington state department of
16 transportation or the city of Seattle.

17 (a) Upon such finding, the legislative authority authorized in
18 this section must adopt the tax authorized by this section within
19 ninety days and must implement the tax within one year.

20 (b) In the event that the city does not meet the deadline in (a)
21 of this subsection, distribution of state shared revenues thereto
22 authorized under RCW 48.68.090, 66.08.190, 66.24.065, 69.50.540,
23 82.08.160, 82.14.320, and 82.14.330 must cease immediately. The
24 revenues must instead be transferred to the transportation
25 partnership account—state in the Washington state department of
26 transportation's highway improvements program.

27 (5) The limitations in RCW 84.52.043 do not apply to the tax
28 authorized in this section.

29 (6) The limitations in RCW 84.55.010 do not apply to the first
30 tax levy imposed under this section.

31 **Sec. 13.** RCW 84.52.010 and 2017 c 196 s 10 are each amended to
32 read as follows:

33 (1) Except as is permitted under RCW 84.55.050, all taxes must be
34 levied or voted in specific amounts.

35 (2) The rate percent of all taxes for state and county purposes,
36 and purposes of taxing districts coextensive with the county, must be
37 determined, calculated and fixed by the county assessors of the
38 respective counties, within the limitations provided by law, upon the
39 assessed valuation of the property of the county, as shown by the

1 completed tax rolls of the county, and the rate percent of all taxes
2 levied for purposes of taxing districts within any county must be
3 determined, calculated and fixed by the county assessors of the
4 respective counties, within the limitations provided by law, upon the
5 assessed valuation of the property of the taxing districts
6 respectively.

7 (3) When a county assessor finds that the aggregate rate of tax
8 levy on any property, that is subject to the limitations set forth in
9 RCW 84.52.043 or 84.52.050, exceeds the limitations provided in
10 either of these sections, the assessor must recompute and establish a
11 consolidated levy in the following manner:

12 (a) The full certified rates of tax levy for state, county,
13 county road district, regional transit authority, and city or town
14 purposes, including any levy authorized under section 12 of this act,
15 must be extended on the tax rolls in amounts not exceeding the
16 limitations established by law; however any state levy takes
17 precedence over all other levies and may not be reduced for any
18 purpose other than that required by RCW 84.55.010. If, as a result of
19 the levies imposed under RCW 36.54.130, 84.34.230, 84.52.069,
20 84.52.105, the portion of the levy by a metropolitan park district
21 that was protected under RCW 84.52.120, 84.52.125, 84.52.135, and
22 84.52.140, and the portion of the levy by a flood control zone
23 district that was protected under RCW 84.52.816, the combined rate of
24 regular property tax levies that are subject to the one percent
25 limitation exceeds one percent of the true and fair value of any
26 property, then these levies must be reduced as follows:

27 (i) The portion of the levy by a flood control zone district that
28 was protected under RCW 84.52.816 must be reduced until the combined
29 rate no longer exceeds one percent of the true and fair value of any
30 property or must be eliminated;

31 (ii) If the combined rate of regular property tax levies that are
32 subject to the one percent limitation still exceeds one percent of
33 the true and fair value of any property, the levy imposed by a county
34 under RCW 84.52.140 must be reduced until the combined rate no longer
35 exceeds one percent of the true and fair value of any property or
36 must be eliminated;

37 (iii) If the combined rate of regular property tax levies that
38 are subject to the one percent limitation still exceeds one percent
39 of the true and fair value of any property, the portion of the levy
40 by a fire protection district or regional fire protection service

1 authority that is protected under RCW 84.52.125 must be reduced until
2 the combined rate no longer exceeds one percent of the true and fair
3 value of any property or must be eliminated;

4 (iv) If the combined rate of regular property tax levies that are
5 subject to the one percent limitation still exceeds one percent of
6 the true and fair value of any property, the levy imposed by a county
7 under RCW 84.52.135 must be reduced until the combined rate no longer
8 exceeds one percent of the true and fair value of any property or
9 must be eliminated;

10 (v) If the combined rate of regular property tax levies that are
11 subject to the one percent limitation still exceeds one percent of
12 the true and fair value of any property, the levy imposed by a ferry
13 district under RCW 36.54.130 must be reduced until the combined rate
14 no longer exceeds one percent of the true and fair value of any
15 property or must be eliminated;

16 (vi) If the combined rate of regular property tax levies that are
17 subject to the one percent limitation still exceeds one percent of
18 the true and fair value of any property, the portion of the levy by a
19 metropolitan park district that is protected under RCW 84.52.120 must
20 be reduced until the combined rate no longer exceeds one percent of
21 the true and fair value of any property or must be eliminated;

22 (vii) If the combined rate of regular property tax levies that
23 are subject to the one percent limitation still exceeds one percent
24 of the true and fair value of any property, then the levies imposed
25 under RCW 84.34.230, 84.52.105, and any portion of the levy imposed
26 under RCW 84.52.069 that is in excess of thirty cents per thousand
27 dollars of assessed value, must be reduced on a pro rata basis until
28 the combined rate no longer exceeds one percent of the true and fair
29 value of any property or must be eliminated; and

30 (viii) If the combined rate of regular property tax levies that
31 are subject to the one percent limitation still exceeds one percent
32 of the true and fair value of any property, then the thirty cents per
33 thousand dollars of assessed value of tax levy imposed under RCW
34 84.52.069 must be reduced until the combined rate no longer exceeds
35 one percent of the true and fair value of any property or eliminated.

36 (b) The certified rates of tax levy subject to these limitations
37 by all junior taxing districts imposing taxes on such property must
38 be reduced or eliminated as follows to bring the consolidated levy of
39 taxes on such property within the provisions of these limitations:

1 (i) First, the certified property tax levy authorized under RCW
2 84.52.821 must be reduced on a pro rata basis or eliminated;

3 (ii) Second, if the consolidated tax levy rate still exceeds
4 these limitations, the certified property tax levy rates of those
5 junior taxing districts authorized under RCW 36.68.525, 36.69.145,
6 35.95A.100, and 67.38.130 must be reduced on a pro rata basis or
7 eliminated;

8 (iii) Third, if the consolidated tax levy rate still exceeds
9 these limitations, the certified property tax levy rates of flood
10 control zone districts other than the portion of a levy protected
11 under RCW 84.52.816 must be reduced on a pro rata basis or
12 eliminated;

13 (iv) Fourth, if the consolidated tax levy rate still exceeds
14 these limitations, the certified property tax levy rates of all other
15 junior taxing districts, other than fire protection districts,
16 regional fire protection service authorities, library districts, the
17 first fifty cent per thousand dollars of assessed valuation levies
18 for metropolitan park districts, and the first fifty cent per
19 thousand dollars of assessed valuation levies for public hospital
20 districts, must be reduced on a pro rata basis or eliminated;

21 (v) Fifth, if the consolidated tax levy rate still exceeds these
22 limitations, the first fifty cent per thousand dollars of assessed
23 valuation levies for metropolitan park districts created on or after
24 January 1, 2002, must be reduced on a pro rata basis or eliminated;

25 (vi) Sixth, if the consolidated tax levy rate still exceeds these
26 limitations, the certified property tax levy rates authorized to fire
27 protection districts under RCW 52.16.140 and 52.16.160 and regional
28 fire protection service authorities under RCW 52.26.140(1) (b) and
29 (c) must be reduced on a pro rata basis or eliminated; and

30 (vii) Seventh, if the consolidated tax levy rate still exceeds
31 these limitations, the certified property tax levy rates authorized
32 for fire protection districts under RCW 52.16.130, regional fire
33 protection service authorities under RCW 52.26.140(1)(a), library
34 districts, metropolitan park districts created before January 1,
35 2002, under their first fifty cent per thousand dollars of assessed
36 valuation levy, and public hospital districts under their first fifty
37 cent per thousand dollars of assessed valuation levy, must be reduced
38 on a pro rata basis or eliminated.

1 **Sec. 14.** RCW 84.52.043 and 2017 3rd sp.s. c 13 s 304 are each
2 amended to read as follows:

3 Within and subject to the limitations imposed by RCW 84.52.050 as
4 amended, the regular ad valorem tax levies upon real and personal
5 property by the taxing districts hereafter named are as follows:

6 (1) Levies of the senior taxing districts are as follows: (a) The
7 levies by the state may not exceed the applicable aggregate rate
8 limit specified in RCW 84.52.065 (2) or (4) adjusted to the state
9 equalized value in accordance with the indicated ratio fixed by the
10 state department of revenue to be used exclusively for the support of
11 the common schools; (b) the levy by any county may not exceed one
12 dollar and eighty cents per thousand dollars of assessed value; (c)
13 the levy by any road district may not exceed two dollars and twenty-
14 five cents per thousand dollars of assessed value; and (d) the levy
15 by any city or town may not exceed three dollars and thirty-seven and
16 one-half cents per thousand dollars of assessed value. However any
17 county is hereby authorized to increase its levy from one dollar and
18 eighty cents to a rate not to exceed two dollars and forty-seven and
19 one-half cents per thousand dollars of assessed value for general
20 county purposes if the total levies for both the county and any road
21 district within the county do not exceed four dollars and five cents
22 per thousand dollars of assessed value, and no other taxing district
23 has its levy reduced as a result of the increased county levy.

24 (2) The aggregate levies of junior taxing districts and senior
25 taxing districts, other than the state, may not exceed five dollars
26 and ninety cents per thousand dollars of assessed valuation. The term
27 "junior taxing districts" includes all taxing districts other than
28 the state, counties, road districts, cities, towns, port districts,
29 and public utility districts. The limitations provided in this
30 subsection do not apply to: (a) Levies at the rates provided by
31 existing law by or for any port or public utility district; (b)
32 excess property tax levies authorized in Article VII, section 2 of
33 the state Constitution; (c) levies for acquiring conservation futures
34 as authorized under RCW 84.34.230; (d) levies for emergency medical
35 care or emergency medical services imposed under RCW 84.52.069; (e)
36 levies to finance affordable housing for very low-income housing
37 imposed under RCW 84.52.105; (f) the portions of levies by
38 metropolitan park districts that are protected under RCW 84.52.120;
39 (g) levies imposed by ferry districts under RCW 36.54.130; (h) levies
40 for criminal justice purposes under RCW 84.52.135; (i) the portions

1 of levies by fire protection districts and regional fire protection
2 service authorities that are protected under RCW 84.52.125; (j)
3 levies by counties for transit-related purposes under RCW 84.52.140;
4 (k) the portion of the levy by flood control zone districts that are
5 protected under RCW 84.52.816; ~~((and))~~ (l) levies imposed by a
6 regional transit authority under RCW 81.104.175; and (m) levies
7 imposed by a city under section 12 of this act.

8 NEW SECTION. **Sec. 15.** Section 12 of this act applies to taxes
9 levied for collection in 2020 and thereafter.

--- END ---