

SHB 1155 - S COMM AMD

By Committee on Housing & Local Government

ADOPTED AND ENGROSSED 4/5/21

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

3 "Sec. 1. RCW 82.14.420 and 2019 c 281 s 1 are each amended to
4 read as follows:

5 (1) A county legislative authority may submit an authorizing
6 proposition to the county voters, and if the proposition is approved
7 by a majority of persons voting, fix and impose a sales and use tax
8 in accordance with the terms of this chapter for the purposes
9 designated in subsection (3) of this section.

10 (2) The tax authorized in this section is in addition to any
11 other taxes authorized by law and must be collected from those
12 persons who are taxable by the state under chapters 82.08 and 82.12
13 RCW upon the occurrence of any taxable event within the county. The
14 rate of tax may not exceed two-tenths of one percent of the selling
15 price in the case of sales tax, or value of the article used, in the
16 case of a use tax.

17 (3) Moneys received from any tax imposed under this section must
18 be used solely for the purpose of providing funds for costs
19 associated with financing, design, acquisition, construction,
20 equipping, operating, maintaining, remodeling, repairing,
21 reequipping, and improvement of emergency communication systems and
22 facilities.

23 (4) Counties are authorized to develop joint ventures to
24 collocate emergency communication systems and facilities.

25 (5) Prior to submitting the tax authorization in subsection (2)
26 of this section to the voters in a county that provides emergency
27 communication services to a governmental agency pursuant to a
28 contract, the parties to the contract must review and negotiate or
29 affirm the terms of the contract.

30 ~~(6) ((Prior to submitting the tax authorized in subsection (2) of~~
31 ~~this section to the voters, a)) (a) A county imposing the tax~~
32 ~~authorized in subsection (2) of this section, with a population of~~

1 more than one million five hundred thousand, in which any city over
2 fifty thousand operates emergency communication systems and
3 facilities either independently or as a member of a regional
4 emergency communication agency must enter into an interlocal
5 agreement with the city either independently or as a member of a
6 regional emergency communications agency to determine distribution of
7 the revenue provided in this section as follows:

8 (i) Within 12 months of meeting the population thresholds in this
9 subsection (6) or within 12 months of the effective date of this
10 section, whichever is later; or

11 (ii) Prior to submitting the tax to the voters, for counties not
12 currently imposing the tax.

13 (b) City representation in the interlocal agreement process must
14 include a representative from the mayor's office and the city council
15 president. In a city that operates under a council-manager form of
16 government under chapter 35.18 or 35A.13 RCW, city representation
17 must include the city manager or the city manager's designee.

18 (c) The time frame provided in (a)(i) of this subsection may be
19 extended for an additional three months with the agreement of the
20 county and the city.

21 ~~(7) ((Prior to submitting the tax authorized in subsection (2) of~~
22 ~~this section to the voters, a))~~ (a) A county imposing the tax
23 authorized in subsection (2) of this section, with a population of
24 more than five hundred thousand but less than one million five
25 hundred thousand, in which any city over fifty thousand operates
26 emergency communication systems and facilities must enter into an
27 interlocal agreement with the city to determine distribution of the
28 revenue provided in this section as follows:

29 (i) Within 12 months of meeting the population thresholds in this
30 subsection (7) or within 12 months of the effective date of this
31 section, whichever is later; or

32 (ii) Prior to submitting the tax to the voters, for counties not
33 currently imposing the tax.

34 (b) The time frame established in (a)(i) of this subsection may
35 be extended for an additional three months with the agreement of the
36 county and the city.

37 (8) If a county and a city that are required to enter into an
38 interlocal agreement under subsection (6) or (7) of this section fail
39 to enter into an interlocal agreement within the allotted time frame
40 or the extended time frame as provided in subsection (6)(a)(i) or (c)

1 or (7)(a)(i) or (b) of this section, then the city or county may seek
2 equitable apportionment of the tax authorized under this section in
3 the county's superior court. Equitable apportionment must be provided
4 retroactively beginning from when the county and city met the
5 population thresholds under subsection (6) or (7) of this section or
6 the effective date of this section, whichever is later.

7 (9) A county imposing the tax authorized under this section on
8 July 28, 2019, must submit an authorizing proposition to the voters
9 as provided under this section to increase the rate of tax.

10 ~~((9))~~ (10) The Washington state patrol must enter into an
11 intergovernmental agreement, with a county, city, or regional
12 communications agency that operates emergency communications systems,
13 for purposes of interoperable communications, if the following
14 conditions are met:

15 (a) The intergovernmental agreement is requested by the county,
16 city, or regional communications agency for this purpose; and

17 (b) The terms and conditions are mutually agreeable."

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18 On page 1, line 2 of the title, after "facilities;" strike the
19 remainder of the title and insert "and amending RCW 82.14.420."

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