
ENGROSSED SENATE BILL 5662

State of Washington

69th Legislature

2025 Regular Session

By Senators Riccelli, Nobles, and Slatter

Read first time 02/05/25. Referred to Committee on Local Government.

1 AN ACT Relating to the waiver of municipal utility connection
2 charges for certain properties; and amending RCW 35.92.385.

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

4 **Sec. 1.** RCW 35.92.385 and 2023 c 249 s 1 are each amended to
5 read as follows:

6 (1) Municipal utilities formed under this chapter may waive
7 connection charges for properties owned or developed by, or on the
8 behalf of, a nonprofit organization, public development authority,
9 housing authority, or local agency that provides emergency shelter,
10 transitional housing, permanent supportive housing, or affordable
11 housing, including a limited partnership as described in RCW
12 84.36.560(7)(f)(ii) and a limited liability company as described in
13 RCW 84.36.560(7)(f)(iii).

14 (2) (a) Connection charges waived under this chapter shall be
15 funded using general funds, grant dollars, or other identified
16 revenue stream.

17 (b) In a county east of the crest of the Cascade mountains with a
18 population of greater than 500,000, the waiver of connection charges
19 may be allowed under this chapter with funds other than general
20 funds, grant dollars, or other identified revenue stream if the
21 waiver is conditioned upon requiring the developer to record a

1 covenant that prohibits using the property for any purpose other than
2 provided under this chapter. At a minimum, the covenant must address
3 price restrictions and household income limits and that if the
4 property is converted to a use other than described in subsection (1)
5 of this section, the property owner must pay the applicable
6 connection charges in effect at the time of conversion. Covenants
7 required by this subsection must be recorded with the applicable
8 county auditor or recording officer.

9 (3) At such time as a property receiving a waiver under
10 subsection (1) of this section is no longer operating under the
11 eligibility requirements under subsection (1) of this section:

12 (a) The waiver of connection charges required under subsection
13 (1) of this section is no longer required; and

14 (b) Any connection charges waived under subsection (1) of this
15 section are immediately due and payable to the utility as a condition
16 of continued service.

17 (4) For the purposes of this section:

18 (a) "Affordable housing" has the same meaning as in RCW
19 36.70A.030.

20 (b) "Connection charges" means the one-time capital and
21 administrative charges, as authorized in RCW 35.92.025, that are
22 imposed by a utility on a building or facility owner for a new
23 utility service and costs borne or assessed by a utility for the
24 labor, materials, and services necessary to physically connect a
25 designated facility to the respective utility service.

26 (c) "Emergency shelter" means any facility that has, as its sole
27 purpose, the provision of a temporary shelter for the homeless and
28 that does not require occupants to sign a lease or occupancy
29 agreement.

30 (d) "Permanent supportive housing" has the same meaning as in RCW
31 36.70A.030.

32 (e) "Transitional housing" has the same meaning as in RCW
33 84.36.043.

--- END ---