SB 5120 - H COMM AMD

By Committee on General Government Appropriations

ADOPTED AS AMENDED 04/15/2009

Strike everything after the enacting clause and insert the following:

3 "NEW SECTION. Sec. 1. The legislature finds that permit and 4 inspection fees for new agricultural structures should not exceed the associated reviewing 5 direct and indirect costs with permit applications, 6 conducting inspections, and preparing specific environmental documents. 7

8 **Sec. 2.** RCW 19.27.015 and 1996 c 157 s 1 are each amended to read 9 as follows:

10 As used in this chapter:

(1) <u>"Agricultural structure" means a structure designed and</u> constructed to house farm implements, hay, grain, poultry, livestock, or other horticultural products. This structure may not be a place of human habitation or a place of employment where agricultural products are processed, treated, or packaged, nor may it be a place used by the public;

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(2) "City" means a city or town;

18 (((2))) (3) "Multifamily residential building" means common wall 19 residential buildings that consist of four or fewer units, that do not 20 exceed two stories in height, that are less than five thousand square 21 feet in area, and that have a one-hour fire-resistive occupancy 22 separation between units; and

23 (((3))) (4) "Temporary growing structure" means a structure that 24 has the sides and roof covered with polyethylene, polyvinyl, or similar 25 flexible synthetic material and is used to provide plants with either 26 frost protection or increased heat retention.

27 <u>NEW SECTION.</u> Sec. 3. A new section is added to chapter 19.27 RCW 28 to read as follows: Permitting and plan review fees under this chapter for agricultural structures may only cover the costs to counties, cities, towns, and other municipal corporations of processing applications, inspecting and reviewing plans, preparing detailed statements required by chapter 5 43.21C RCW, and performing necessary inspections under this chapter.

6 Sec. 4. RCW 19.27.100 and 1975 1st ex.s. c 8 s 1 are each amended 7 to read as follows:

8 <u>Except for permitting fees for agricultural structures under</u> 9 <u>section 3 of this act, nothing in this chapter shall prohibit a city</u>, 10 town, or county of the state from imposing fees different from those 11 set forth in the state building code.

12 Sec. 5. (1) The state auditor, in accordance with NEW SECTION. RCW 43.09.470, must conduct a performance audit of the reasonableness 13 of building and inspection fees permitted under RCW 82.02.020 that are 14 15 imposed by counties. In completing the audit, the state auditor must include guidance on determining allowable costs, and methodologies for 16 allocating costs to specific projects. 17 The state auditor, when developing written cost allocation guidance, must consider variances in 18 19 the sizes of local government entities.

20 (2) In completing the audit report required by this section, the 21 state auditor must establish and consult with a county government 22 advisory committee. The advisory committee must consist of members 23 from county and city governments and other interested parties, as 24 determined by the auditor.

(3) The state auditor must provide a final audit report to the appropriate committees of the house of representatives and the senate by December 1, 2009.

(4) Revenues from the performance audits of the government account created in RCW 43.09.475 must be used for the audit required by this section.

31 (5) This section expires July 1, 2011."

32 Correct the title.

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