
HOUSE BILL 2650

State of Washington 61st Legislature 2010 Regular Session

By Representatives Springer, Conway, Flannigan, Pettigrew, Dunshee, Ormsby, Appleton, Simpson, Kenney, Ericks, and Morrell

Prefiled 01/08/10. Read first time 01/11/10. Referred to Committee on Finance.

1 AN ACT Relating to providing local flexibility with existing
2 revenues during severe economic downturns; amending RCW 82.46.010,
3 82.46.035, 82.14.340, 82.14.400, 82.14.450, 82.14.450, 82.14.460,
4 82.14.460, 9.46.113, and 67.28.1815; reenacting and amending RCW
5 82.46.035; providing effective dates; and providing expiration dates.

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

7 **Sec. 1.** RCW 82.46.010 and 1994 c 272 s 1 are each amended to read
8 as follows:

9 (1) The legislative authority of any county or city shall identify
10 in the adopted budget the capital projects funded in whole or in part
11 from the proceeds of the tax authorized in this section, and shall
12 indicate that such tax is intended to be in addition to other funds
13 that may be reasonably available for such capital projects.

14 (2) The legislative authority of any county or any city may impose
15 an excise tax on each sale of real property in the unincorporated areas
16 of the county for the county tax and in the corporate limits of the
17 city for the city tax at a rate not exceeding one-quarter of one
18 percent of the selling price. The revenues from this tax shall be used
19 by any city or county with a population of five thousand or less and

1 any city or county that does not plan under RCW 36.70A.040 for any
2 capital purpose identified in a capital improvements plan and local
3 capital improvements, including those listed in RCW 35.43.040.

4 After April 30, 1992, revenues generated from the tax imposed under
5 this subsection in counties over five thousand population and cities
6 over five thousand population that are required or choose to plan under
7 RCW 36.70A.040 shall be used solely for financing capital projects
8 specified in a capital facilities plan element of a comprehensive plan
9 and housing relocation assistance under RCW 59.18.440 and 59.18.450.
10 However, revenues (a) pledged by such counties and cities to debt
11 retirement prior to April 30, 1992, may continue to be used for that
12 purpose until the original debt for which the revenues were pledged is
13 retired, or (b) committed prior to April 30, 1992, by such counties or
14 cities to a project may continue to be used for that purpose until the
15 project is completed.

16 (3) In lieu of imposing the tax authorized in RCW 82.14.030(2), the
17 legislative authority of any county or any city may impose an
18 additional excise tax on each sale of real property in the
19 unincorporated areas of the county for the county tax and in the
20 corporate limits of the city for the city tax at a rate not exceeding
21 one-half of one percent of the selling price.

22 (4) Taxes imposed under this section shall be collected from
23 persons who are taxable by the state under chapter 82.45 RCW upon the
24 occurrence of any taxable event within the unincorporated areas of the
25 county or within the corporate limits of the city, as the case may be.

26 (5) Taxes imposed under this section shall comply with all
27 applicable rules, regulations, laws, and court decisions regarding real
28 estate excise taxes as imposed by the state under chapter 82.45 RCW.

29 (6) As used in this section, "city" means any city or town and
30 "capital project" means those public works projects of a local
31 government for planning, acquisition, construction, reconstruction,
32 repair, replacement, rehabilitation, or improvement of streets; roads;
33 highways; sidewalks; street and road lighting systems; traffic signals;
34 bridges; domestic water systems; storm and sanitary sewer systems;
35 parks; recreational facilities; law enforcement facilities; fire
36 protection facilities; trails; libraries; administrative and/or
37 judicial facilities; river and/or waterway flood control projects by
38 those jurisdictions that, prior to June 11, 1992, have expended funds

1 derived from the tax authorized by this section for such purposes; and,
2 until December 31, 1995, housing projects for those jurisdictions that,
3 prior to June 11, 1992, have expended or committed to expend funds
4 derived from the tax authorized by this section or the tax authorized
5 by RCW 82.46.035 for such purposes.

6 (7) From the effective date of this section, revenues generated
7 from the tax imposed under this section may also be used for the
8 maintenance of capital facilities if the legislative authority of any
9 county or city identifies the capital maintenance facilities in the
10 adopted budget.

11 **Sec. 2.** RCW 82.46.035 and 2009 c 211 s 1 are each amended to read
12 as follows:

13 (1) The legislative authority of any county or city shall identify
14 in the adopted budget the capital projects, park maintenance and
15 operation expenditures, or both, funded in whole or in part from the
16 proceeds of the tax authorized in this section, and shall indicate that
17 such tax is intended to be in addition to other funds that may be
18 reasonably available for (~~(such capital projects)~~) these purposes.

19 (2) The legislative authority of any county or any city that plans
20 under RCW 36.70A.040(1) may impose an additional excise tax on each
21 sale of real property in the unincorporated areas of the county for the
22 county tax and in the corporate limits of the city for the city tax at
23 a rate not exceeding one-quarter of one percent of the selling price.
24 Any county choosing to plan under RCW 36.70A.040(2) and any city within
25 such a county may only adopt an ordinance imposing the excise tax
26 authorized by this section if the ordinance is first authorized by a
27 proposition approved by a majority of the voters of the taxing district
28 voting on the proposition at a general election held within the
29 district or at a special election within the taxing district called by
30 the district for the purpose of submitting such proposition to the
31 voters.

32 (3) Revenues generated from the tax imposed under subsection (2) of
33 this section shall be used by such counties and cities (~~(solely)~~) for
34 financing capital projects specified in a capital facilities plan
35 element of a comprehensive plan, and, at the option of the city or
36 county, park maintenance and operation expenditures. However, revenues

37 (a) pledged by such counties and cities to debt retirement prior to

1 March 1, 1992, may continue to be used for that purpose until the
2 original debt for which the revenues were pledged is retired, or (b)
3 committed prior to March 1, 1992, by such counties or cities to a
4 project may continue to be used for that purpose until the project is
5 completed.

6 (4) Revenues generated by the tax imposed by this section shall be
7 deposited in a separate account.

8 (5) As used in this section: (a) "City" means any city or town;
9 (b) "capital project" means those public works projects of a local
10 government for planning, acquisition, construction, reconstruction,
11 repair, replacement, rehabilitation, or improvement of streets, roads,
12 highways, sidewalks, street and road lighting systems, traffic signals,
13 bridges, municipally owned heavy rail short line railroads, domestic
14 water systems, storm and sanitary sewer systems, (~~and planning,~~
15 ~~construction, reconstruction, repair, rehabilitation, or improvement of~~
16 ~~parks~~) parks, recreational facilities, law enforcement facilities,
17 fire protection facilities, trails, libraries, administrative and/or
18 judicial facilities, and river and water flood control facilities; and
19 (c) "short line railroads" means class III railroads as defined by the
20 United States surface transportation board.

21 (6) When the governor files a notice of noncompliance under RCW
22 36.70A.340 with the secretary of state and the appropriate county or
23 city, the county or city's authority to impose the additional excise
24 tax under this section shall be temporarily rescinded until the
25 governor files a subsequent notice rescinding the notice of
26 noncompliance.

27 (7) A city or county may use revenue generated under subsection (2)
28 of this section for municipally owned heavy short line railroads only
29 if the revenue was collected prior to December 31, 2008, and may not
30 use more than twenty-five percent of the total revenue generated under
31 subsection (2) of this section for municipally owned heavy short line
32 railroads.

33 (8) From the effective date of this section, revenues generated
34 from the tax imposed under this section may also be used for the
35 maintenance of capital facilities if the legislative authority of any
36 county or city identifies the capital maintenance facilities in the
37 adopted budget.

1 **Sec. 3.** RCW 82.46.035 and 1992 c 221 s 3 and 1991 sp.s. c 32 s 33
2 are each reenacted and amended to read as follows:

3 (1) The legislative authority of any county or city shall identify
4 in the adopted budget the capital projects, park maintenance and
5 operation expenditures, or both, funded in whole or in part from the
6 proceeds of the tax authorized in this section, and shall indicate that
7 such tax is intended to be in addition to other funds that may be
8 reasonably available for (~~(such capital projects)~~) these purposes.

9 (2) The legislative authority of any county or any city that plans
10 under RCW 36.70A.040(1) may impose an additional excise tax on each
11 sale of real property in the unincorporated areas of the county for the
12 county tax and in the corporate limits of the city for the city tax at
13 a rate not exceeding one-quarter of one percent of the selling price.
14 Any county choosing to plan under RCW 36.70A.040(2) and any city within
15 such a county may only adopt an ordinance imposing the excise tax
16 authorized by this section if the ordinance is first authorized by a
17 proposition approved by a majority of the voters of the taxing district
18 voting on the proposition at a general election held within the
19 district or at a special election within the taxing district called by
20 the district for the purpose of submitting such proposition to the
21 voters.

22 (3) Revenues generated from the tax imposed under subsection (2) of
23 this section shall be used by such counties and cities (~~(solely)~~) for
24 financing capital projects specified in a capital facilities plan
25 element of a comprehensive plan, and, at the option of the city or
26 county, park maintenance and operation expenditures. However, revenues
27 (a) pledged by such counties and cities to debt retirement prior to
28 March 1, 1992, may continue to be used for that purpose until the
29 original debt for which the revenues were pledged is retired, or (b)
30 committed prior to March 1, 1992, by such counties or cities to a
31 project may continue to be used for that purpose until the project is
32 completed.

33 (4) Revenues generated by the tax imposed by this section shall be
34 deposited in a separate account.

35 (5) As used in this section, "city" means any city or town and
36 "capital project" means those public works projects of a local
37 government for planning, acquisition, construction, reconstruction,
38 repair, replacement, rehabilitation, or improvement of streets, roads,

1 highways, sidewalks, street and road lighting systems, traffic signals,
2 bridges, domestic water systems, storm and sanitary sewer systems,
3 (~~and planning, construction, reconstruction, repair, rehabilitation,~~
4 ~~or improvement of parks~~) parks, recreational facilities, law
5 enforcement facilities, fire protection facilities, trails, libraries,
6 administrative and/or judicial facilities, and river and water flood
7 control facilities.

8 (6) When the governor files a notice of noncompliance under RCW
9 36.70A.340 with the secretary of state and the appropriate county or
10 city, the county or city's authority to impose the additional excise
11 tax under this section shall be temporarily rescinded until the
12 governor files a subsequent notice rescinding the notice of
13 noncompliance.

14 (7) From the effective date of this section, revenues generated
15 from the tax imposed under this section may also be used for the
16 maintenance of capital facilities if the legislative authority of any
17 county or city identifies the capital maintenance facilities in the
18 adopted budget.

19 **Sec. 4.** RCW 82.14.340 and 1995 c 309 s 1 are each amended to read
20 as follows:

21 The legislative authority of any county may fix and impose a sales
22 and use tax in accordance with the terms of this chapter, provided that
23 such sales and use tax is subject to repeal by referendum, using the
24 procedures provided in RCW 82.14.036. The referendum procedure
25 provided in RCW 82.14.036 is the exclusive method for subjecting any
26 county sales and use tax ordinance or resolution to a referendum vote.

27 The tax authorized in this section shall be in addition to any
28 other taxes authorized by law and shall be collected from those persons
29 who are taxable by the state pursuant to chapters 82.08 and 82.12 RCW
30 upon the occurrence of any taxable event within such county. The rate
31 of tax shall equal one-tenth of one percent of the selling price (in
32 the case of a sales tax) or value of the article used (in the case of
33 a use tax).

34 When distributing moneys collected under this section, the state
35 treasurer shall distribute ten percent of the moneys to the county in
36 which the tax was collected. The remainder of the moneys collected
37 under this section shall be distributed to the county and the cities

1 within the county ratably based on population as last determined by the
2 office of financial management. In making the distribution based on
3 population, the county shall receive that proportion that the
4 unincorporated population of the county bears to the total population
5 of the county and each city shall receive that proportion that the city
6 incorporated population bears to the total county population.

7 Moneys received from any tax imposed under this section shall be
8 expended (~~(exclusively)~~) for criminal justice purposes (~~(and shall not
9 be used to replace or supplant existing funding)~~). Criminal justice
10 purposes are defined as activities that substantially assist the
11 criminal justice system, which may include circumstances where
12 ancillary benefit to the civil justice system occurs, and which
13 include(~~(s)~~) human services, domestic violence services such as those
14 provided by domestic violence programs, community advocates, and legal
15 advocates, as defined in RCW 70.123.020. (~~(Existing funding for
16 purposes of this subsection is defined as calendar year 1989 actual
17 operating expenditures for criminal justice purposes. Calendar year
18 1989 actual operating expenditures for criminal justice purposes
19 exclude the following: Expenditures for extraordinary events not
20 likely to reoccur, changes in contract provisions for criminal justice
21 services, beyond the control of the local jurisdiction receiving the
22 services, and major nonrecurring capital expenditures.)~~)

23 In the expenditure of funds for criminal justice purposes as
24 provided in this section, cities and counties, or any combination
25 thereof, are expressly authorized to participate in agreements,
26 pursuant to chapter 39.34 RCW, to jointly expend funds for criminal
27 justice purposes of mutual benefit. Such criminal justice purposes of
28 mutual benefit include, but are not limited to, the construction,
29 improvement, and expansion of jails, court facilities, (~~(and)~~) juvenile
30 justice facilities, and services with ancillary benefits to the civil
31 justice system.

32 **Sec. 5.** RCW 82.14.400 and 2000 c 240 s 1 are each amended to read
33 as follows:

34 (1) Upon the joint request of a metropolitan park district, a city
35 with a population of more than one hundred fifty thousand, and a county
36 legislative authority in a county with a national park and a population
37 of more than five hundred thousand and less than one million five

1 hundred thousand, the county shall submit an authorizing proposition to
2 the county voters, fixing and imposing a sales and use tax in
3 accordance with this chapter for the purposes designated in subsection
4 (4) of this section and identified in the joint request. Such
5 proposition must be placed on a ballot for a special or general
6 election to be held no later than one year after the date of the joint
7 request.

8 (2) The proposition is approved if it receives the votes of a
9 majority of those voting on the proposition.

10 (3) The tax authorized in this section is in addition to any other
11 taxes authorized by law and shall be collected from those persons who
12 are taxable by the state under chapters 82.08 and 82.12 RCW upon the
13 occurrence of any taxable event within the county. The rate of tax
14 shall equal no more than one-tenth of one percent of the selling price
15 in the case of a sales tax, or value of the article used, in the case
16 of a use tax.

17 (4) Moneys received from any tax imposed under this section shall
18 be used solely for the purpose of providing funds for:

19 (a) Costs associated with financing, design, acquisition,
20 construction, equipping, operating, maintaining, remodeling, repairing,
21 reequipping, or improvement of zoo, aquarium, and wildlife preservation
22 and display facilities that are currently accredited by the American
23 zoo and aquarium association; or

24 (b) Those costs associated with (a) of this subsection and costs
25 related to parks located within a county described in subsection (1) of
26 this section.

27 (5) The department of revenue shall perform the collection of such
28 taxes on behalf of the county at no cost to the county. In lieu of the
29 charge for the administration and collection of local sales and use
30 taxes under RCW 82.14.050 from which the county is exempt under this
31 subsection (5), a percentage of the tax revenues authorized by this
32 section equal to one-half of the maximum percentage provided in RCW
33 82.14.050 shall be transferred annually to the department of
34 (~~community, trade, and economic development~~) commerce, or its
35 successor agency, from the funds allocated under subsection (6)(b) of
36 this section for a period of twelve years from the first date of
37 distribution of funds under subsection (6)(b) of this section. The
38 department of (~~community, trade, and economic development~~) commerce,

1 or its successor agency, shall use funds transferred to it pursuant to
2 this subsection (5) to provide, operate, and maintain community-based
3 housing under chapter 43.185 RCW for (~~persons who are mentally ill~~)
4 individuals with mental illness.

5 (6) If the joint request and the authorizing proposition include
6 provisions for funding those costs included within subsection (4)(b) of
7 this section, the tax revenues authorized by this section shall be
8 allocated annually as follows:

9 (a) Fifty percent to the zoo and aquarium advisory authority; and

10 (b) Fifty percent to be distributed on a per capita basis as set
11 out in the most recent population figures for unincorporated and
12 incorporated areas only within that county, as determined by the office
13 of financial management, solely for parks, as follows: To any
14 metropolitan park district, to cities and towns not contained within a
15 metropolitan park district, and the remainder to the county. (~~Moneys
16 received under this subsection (6)(b) by a county may not be used to
17 replace or supplant existing per capita funding.~~)

18 (7) Funds shall be distributed annually by the county treasurer to
19 the county, and cities and towns located within the county, in the
20 manner set out in subsection (6)(b) of this section.

21 (8) Prior to expenditure of any funds received by the county under
22 subsection (6)(b) of this section, the county shall establish a process
23 which considers needs throughout the unincorporated areas of the county
24 in consultation with community advisory councils established by
25 ordinance.

26 (9) By December 31, 2005, and thereafter, the county or any city
27 with a population greater than eighty thousand must provide at least
28 one dollar match for every two dollars received under this section.

29 (10) Properties subject to a memorandum of agreement between the
30 federal bureau of land management, the advisory council on historic
31 preservation, and the Washington state historic preservation officer
32 have priority for funding from money received under subsection (6)(b)
33 of this section for implementation of the stipulations in the
34 memorandum of agreement.

35 (a) At least one hundred thousand dollars of the first four years
36 of allocations under subsection (6)(b) of this section, to be matched
37 by the county or city with one dollar for every two dollars received,

1 shall be used to implement the stipulations of the memorandum of
2 agreement and for other historical, archaeological, architectural, and
3 cultural preservation and improvements related to the properties.

4 (b) The amount in (a) of this subsection shall come equally from
5 the allocations to the county and to the city in which the properties
6 are located, unless otherwise agreed to by the county and the city.

7 (c) The amount in (a) of this subsection shall not be construed to
8 displace or be offered in lieu of any lease payment from a county or
9 city to the state for the properties in question.

10 **Sec. 6.** RCW 82.14.450 and 2009 c 551 s 1 are each amended to read
11 as follows:

12 (1) A county legislative authority may submit an authorizing
13 proposition to the county voters at a primary or general election and,
14 if the proposition is approved by a majority of persons voting, impose
15 a sales and use tax in accordance with the terms of this chapter. The
16 title of each ballot measure must clearly state the purposes for which
17 the proposed sales and use tax will be used. Funds raised under this
18 tax shall not supplant existing funds used for these purposes, except
19 as follows: Up to one hundred percent may be used to supplant existing
20 funding in calendar year 2010; up to eighty percent may be used to
21 supplant existing funding in calendar year 2011; up to sixty percent
22 may be used to supplant existing funding in calendar year 2012; up to
23 forty percent may be used to supplant existing funding in calendar year
24 2013; and up to twenty percent may be used to supplant existing funding
25 in calendar year 2014. For purposes of this subsection, existing funds
26 means the actual operating expenditures for the calendar year in which
27 the ballot measure is approved by voters. Actual operating
28 expenditures excludes lost federal funds, lost or expired state grants
29 or loans, extraordinary events not likely to reoccur, changes in
30 contract provisions beyond the control of the county or city receiving
31 the services, and major nonrecurring capital expenditures. The rate of
32 tax under this section may not exceed three-tenths of one percent of
33 the selling price in the case of a sales tax, or value of the article
34 used, in the case of a use tax.

35 (2) The tax authorized in this section is in addition to any other
36 taxes authorized by law and must be collected from those persons who

1 are taxable by the state under chapters 82.08 and 82.12 RCW upon the
2 occurrence of any taxable event within the county.

3 (3) The retail sale or use of motor vehicles, and the lease of
4 motor vehicles for up to the first thirty-six months of the lease, are
5 exempt from tax imposed under this section.

6 (4) One-third of all money received under this section must be used
7 solely for criminal justice purposes, fire protection purposes, human
8 services purposes, or (~~both~~) any combination of criminal justice,
9 fire protection, and human services purposes. For the purposes of this
10 subsection, "criminal justice purposes" has the same meaning as
11 provided in RCW 82.14.340.

12 (5) Money received under this section must be shared between the
13 county and the cities as follows: Sixty percent must be retained by
14 the county and forty percent must be distributed on a per capita basis
15 to cities in the county.

16 **Sec. 7.** RCW 82.14.450 and 2007 c 380 s 1 are each amended to read
17 as follows:

18 (1) A county legislative authority may submit an authorizing
19 proposition to the county voters at a primary or general election and,
20 if the proposition is approved by a majority of persons voting, impose
21 a sales and use tax in accordance with the terms of this chapter. The
22 title of each ballot measure must clearly state the purposes for which
23 the proposed sales and use tax will be used. Funds raised under this
24 tax shall not supplant existing funds used for these purposes. For
25 purposes of this subsection, existing funds means the actual operating
26 expenditures for the calendar year in which the ballot measure is
27 approved by voters. Actual operating expenditures excludes lost
28 federal funds, lost or expired state grants or loans, extraordinary
29 events not likely to reoccur, changes in contract provisions beyond the
30 control of the county or city receiving the services, and major
31 nonrecurring capital expenditures. The rate of tax under this section
32 shall not exceed three-tenths of one percent of the selling price in
33 the case of a sales tax, or value of the article used, in the case of
34 a use tax.

35 (2) The tax authorized in this section is in addition to any other
36 taxes authorized by law and shall be collected from those persons who

1 are taxable by the state under chapters 82.08 and 82.12 RCW upon the
2 occurrence of any taxable event within the county.

3 (3) The retail sale or use of motor vehicles, and the lease of
4 motor vehicles for up to the first thirty-six months of the lease, are
5 exempt from tax imposed under this section.

6 (4) One-third of all money received under this section shall be
7 used solely for criminal justice purposes, human services purposes, or
8 both. For the purposes of this subsection, "criminal justice purposes"
9 means additional police protection, mitigation of congested court
10 systems, or relief of overcrowded jails or other local correctional
11 facilities.

12 (5) Money received under this section shall be shared between the
13 county and the cities as follows: Sixty percent shall be retained by
14 the county and forty percent shall be distributed on a per capita basis
15 to cities in the county.

16 **Sec. 8.** RCW 82.14.460 and 2009 c 551 s 2 are each amended to read
17 as follows:

18 (1) A county legislative authority may authorize, fix, and impose
19 a sales and use tax in accordance with the terms of this chapter.

20 (2) The tax authorized in this section shall be in addition to any
21 other taxes authorized by law and shall be collected from those 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. The rate of tax
24 shall equal one-tenth of one percent of the selling price in the case
25 of a sales tax, or value of the article used, in the case of a use tax.

26 (3) Moneys collected under this section shall be used solely for
27 the purpose of providing for the operation or delivery of chemical
28 dependency or mental health treatment programs and services and for the
29 operation or delivery of therapeutic court programs and services. For
30 the purposes of this section, "programs and services" includes, but is
31 not limited to, treatment services, case management, and housing that
32 are a component of a coordinated chemical dependency or mental health
33 treatment program or service.

34 (4) All moneys collected under this section must be used solely for
35 the purpose of providing ((new or expanded)) programs and services as
36 provided in this section(~~, except a portion of moneys collected under~~
37 ~~this section may be used to supplant existing funding for these~~

1 ~~purposes in any county as follows: Up to fifty percent may be used to~~
2 ~~supplant existing funding in calendar year 2010; up to forty percent~~
3 ~~may be used to supplant existing funding in calendar year 2011; up to~~
4 ~~thirty percent may be used to supplant existing funding in calendar~~
5 ~~year 2012; up to twenty percent may be used to supplant existing~~
6 ~~funding in calendar year 2013; and up to ten percent may be used to~~
7 ~~supplant existing funding in calendar year 2014)).~~

8 (5) Nothing in this section may be interpreted to prohibit the use
9 of moneys collected under this section for the replacement of lapsed
10 federal funding previously provided for the operation or delivery of
11 services and programs as provided in this section.

12 **Sec. 9.** RCW 82.14.460 and 2008 c 157 s 2 are each amended to read
13 as follows:

14 (1) A county legislative authority may authorize, fix, and impose
15 a sales and use tax in accordance with the terms of this chapter.

16 (2) The tax authorized in this section shall be in addition to any
17 other taxes authorized by law and shall be collected from those persons
18 who are taxable by the state under chapters 82.08 and 82.12 RCW upon
19 the occurrence of any taxable event within the county. The rate of tax
20 shall equal one-tenth of one percent of the selling price in the case
21 of a sales tax, or value of the article used, in the case of a use tax.

22 (3) Moneys collected under this section shall be used solely for
23 the purpose of providing for the operation or delivery of new or
24 expanded chemical dependency or mental health treatment programs and
25 services and for the operation or delivery of new or expanded
26 therapeutic court programs and services. For the purposes of this
27 section, "programs and services" includes, but is not limited to,
28 treatment services, case management, and housing that are a component
29 of a coordinated chemical dependency or mental health treatment program
30 or service.

31 ~~((4) Moneys collected under this section shall not be used to~~
32 ~~supplant existing funding for these purposes, provided that nothing in~~
33 ~~this section shall be interpreted to prohibit the use of moneys~~
34 ~~collected under this section for the replacement of lapsed federal~~
35 ~~funding previously provided for the operation or delivery of services~~
36 ~~and programs as provided in this section.))~~

1 **Sec. 10.** RCW 9.46.113 and 1975 1st ex.s. c 166 s 11 are each
2 amended to read as follows:

3 Any county, city, or town which collects a tax on gambling
4 activities authorized pursuant to RCW 9.46.110 shall use the revenue
5 from such tax primarily for the purpose of (~~enforcement of the~~
6 ~~provisions of this chapter by the county, city or town law enforcement~~
7 agency)) public safety.

8 **Sec. 11.** RCW 67.28.1815 and 2008 c 264 s 3 are each amended to
9 read as follows:

10 Except as provided in RCW 67.28.180, all revenue from taxes imposed
11 under this chapter shall be credited to a special fund in the treasury
12 of the municipality imposing such tax and used (~~solely~~) for the
13 purpose of paying all or any part of the cost of tourism promotion,
14 acquisition of tourism-related facilities, or operation of tourism-
15 related facilities. Municipalities may, under chapter 39.34 RCW, agree
16 to the utilization of revenue from taxes imposed under this chapter for
17 the purposes of funding a multijurisdictional tourism-related facility.
18 After the effective date of this section, revenue from taxes imposed
19 under this chapter may also be used for governmental purposes that will
20 maintain or enhance tourism, including public safety improvements.

21 NEW SECTION. **Sec. 12.** Section 2 of this act expires June 30,
22 2012.

23 NEW SECTION. **Sec. 13.** Section 3 of this act takes effect June 30,
24 2012.

25 NEW SECTION. **Sec. 14.** Sections 6 and 8 of this act expire January
26 1, 2015.

27 NEW SECTION. **Sec. 15.** Sections 7 and 9 of this act take effect
28 January 1, 2015.

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