

SENATE BILL REPORT

SB 5159

As of January 20, 2021

Title: An act relating to payments in lieu of real property taxes by the department of fish and wildlife.

Brief Description: Concerning payments in lieu of real property taxes by the department of the fish and wildlife.

Sponsors: Senators Warnick, Van De Wege and Short.

Brief History:

Committee Activity: Agriculture, Water, Natural Resources & Parks: 1/21/21.

Brief Summary of Bill

- Requires the state treasurer, on behalf of the Department of Fish and Wildlife, to distribute payments in lieu of taxes, on game lands, to counties by April 30th of each year.

SENATE COMMITTEE ON AGRICULTURE, WATER, NATURAL RESOURCES & PARKS

Staff: Karen Epps (786-7424)

Background: The Department of Fish and Wildlife (DFW) makes payments in lieu of taxes (PILT) on lands it owns to counties that have elected to receive it. A receiving county must distribute PILT to local taxing districts based on the location of the property. Game lands eligible for DFW PILT includes all DFW-owned tracts used for wildlife habitat and public recreational purposes. DFW buildings, structures, facilities, game farms, fish hatcheries, water access sites, tidelands, and public fishing areas are ineligible.

For the 2013-15 and 2015-17 fiscal biennia, the Legislature fixed the amount of PILT paid to each county based on the PILT received in 2009. For the 2017-2019 fiscal biennia, the

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Legislature set a fixed amount of PILT and then established payments to counties on a percentage basis. For the 2019-21 biennium, the state treasurer must distribute PILT payments on behalf of the director. Prior to 2012, counties chose one of the following two formulas to calculate DFW PILT:

- the tax that would be due if the property was taxed as open space land; or
- the greater of either \$0.70 per acre or the PILT amount paid in 1984—this choice requires that PILT was received in 1984.

If a county elects to receive PILT, it must track the amount of fees, fines, and forfeitures received from fish and game violations and send an equivalent amount to the state treasurer for deposit into the state general fund. Counties need not track the fees, fines, and forfeitures information while the rate remains frozen at the 2009 level.

Summary of Bill: The state treasurer, on behalf of DFW, must distribute PILT to counties by April 30th of each year on game lands. The provisions related to prior bienniums are deleted.

Appropriation: None.

Fiscal Note: Requested on January 15, 2021.

Creates Committee/Commission/Task Force that includes Legislative members: No.

Effective Date: The bill contains an emergency clause and takes effect on July 1, 2021.