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HOUSE BILL 2059

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State of Washington

54th Legislature

1995 Regular Session

By Representatives Foreman, Thompson, Basich and Talcott

Read first time 03/01/95. Referred to Committee on Government Operations.

1 AN ACT Relating to joint agreements between cities and counties for  
2 criminal justice purposes; and amending RCW 82.14.340.

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

4 **Sec. 1.** RCW 82.14.340 and 1993 sp.s. c 21 s 6 are each amended to  
5 read as follows:

6 The legislative authority of any county may fix and impose a sales  
7 and use tax in accordance with the terms of this chapter, provided that  
8 such sales and use tax is subject to repeal by referendum, using the  
9 procedures provided in RCW 82.14.036. The referendum procedure  
10 provided in RCW 82.14.036 is the exclusive method for subjecting any  
11 county sales and use tax ordinance or resolution to a referendum vote.

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

1       When distributing moneys collected under this section, the state  
2 treasurer shall distribute ten percent of the moneys to the county in  
3 which the tax was collected. The remainder of the moneys collected  
4 under this section shall be distributed to the county and the cities  
5 within the county ratably based on population as last determined by the  
6 office of financial management. In making the distribution based on  
7 population, the county shall receive that proportion that the  
8 unincorporated population of the county bears to the total population  
9 of the county and each city shall receive that proportion that the city  
10 incorporated population bears to the total county population.

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

27       In the expenditure of funds for criminal justice purposes as  
28 provided in this section, cities and counties, or any combination  
29 thereof, are expressly authorized to participate in agreements,  
30 pursuant to chapter 39.34 RCW, to jointly expend funds for criminal  
31 justice purposes of mutual benefit. Such criminal justice purposes of  
32 mutual benefit include, but are not limited to, the construction,  
33 improvement, and expansion of jails, court facilities, and juvenile  
34 justice facilities.

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