
SENATE BILL 5092

State of Washington

54th Legislature

1995 Regular Session

By Senators Haugen, Winsley and Quigley

Read first time 01/10/95. Referred to Committee on Government Operations.

1 AN ACT Relating to library facilities; adding a new section to
2 chapter 36.32 RCW; adding a new chapter to Title 27 RCW; and repealing
3 RCW 27.14.010, 27.14.015, 27.14.020, 27.14.030, 27.14.035, 27.14.040,
4 and 27.14.050.

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

6 NEW SECTION. **Sec. 1.** The legislature finds that it is in the
7 interests of the people of the state of Washington to be able to
8 establish library capital facility areas as quasi-municipal
9 corporations and independent taxing units existing within the
10 boundaries of existing rural library districts, rural intercounty
11 library districts, rural partial-county library districts, or island
12 library districts, for the purpose of financing the construction of
13 capital library facilities.

14 NEW SECTION. **Sec. 2.** Unless the context clearly requires
15 otherwise, the definitions in this section apply throughout this
16 chapter.

1 (1) "Library district" means rural library district, rural
2 intercounty library district, rural partial-county library district, or
3 island library district.

4 (2) "Library capital facility area" means a quasi-municipal
5 corporation and independent taxing authority within the meaning of
6 Article VII, section 1 of the state Constitution, and a taxing district
7 within the meaning of Article VII, section 2 of the state Constitution,
8 created by a county legislative authority of one or several counties.
9 A library capital facility area shall include property that has an
10 assessed valuation of at least fifty million dollars and may include
11 all or a portion of a city or town.

12 NEW SECTION. **Sec. 3.** Upon receipt of a completed written request
13 signed by a majority of the members of the board of trustees of a
14 library district, the county legislative authority or county
15 legislative authorities for the county or counties in which a proposed
16 library capital facility area is to be established shall adopt an
17 ordinance creating a library capital facility area. A completed
18 request submitted under this section shall include: (1) A description
19 of the boundaries of the library capital facility area; (2) copies of
20 resolutions of the legislative authorities of any cities and towns and
21 of the boards of trustees of any adjoining library districts, that are
22 included in whole or in part within the described library capital
23 facility area, indicating agreement to the formation of the library
24 capital facility area; and (3) copies of resolutions adopted by the
25 board of trustees of the requesting library district, and of the
26 legislative authorities of any cities and towns and of the boards of
27 trustees of any adjoining library districts, that are included in the
28 proposed library capital facility area, indicating agreement with
29 regard to the payment of the costs of any election for approval of
30 bonded indebtedness.

31 NEW SECTION. **Sec. 4.** The governing body of the library capital
32 facility area shall be three members of the county legislative
33 authority from each county in which the library capital facility area
34 is located. In counties that have more than three members of their
35 legislative body, the three members who shall serve on the governing
36 body of the library capital facility area shall be chosen by the full
37 membership of the county legislative authority. Where the library

1 capital facility area is located in more than one county, a county may
2 be represented by less than three members by mutual agreement of the
3 legislative authorities of the participating counties.

4 NEW SECTION. **Sec. 5.** The governing body of the library capital
5 facility area may, by interlocal agreement or otherwise, contract with
6 a county, city, town, or library district to design, administer the
7 construction of, operate, or maintain a library capital facility
8 financed pursuant to this chapter. Legal title to library capital
9 facilities acquired or constructed pursuant to this chapter may be
10 transferred, acquired, or held by the library capital facility area or
11 a county, city, town, or library district in which the facility is
12 located.

13 NEW SECTION. **Sec. 6.** (1) A library capital facility area may
14 contract indebtedness or borrow money to finance library capital
15 facilities and may issue general obligation bonds for such purpose not
16 exceeding an amount, together with any existing indebtedness of the
17 library capital facility area, equal to one and one-quarter percent of
18 the value of the taxable property in the district and impose excess
19 property tax levies to retire the general indebtedness as provided in
20 RCW 39.36.050 if a ballot proposition authorizing both the indebtedness
21 and excess levies is approved by at least three-fifths of the voters of
22 the library capital facility area voting on the proposition, and the
23 total number of voters voting on the proposition constitutes not less
24 than forty percent of the total number of voters in the library capital
25 facility area voting at the last preceding general election. The term
26 "value of the taxable property" has the meaning set forth in RCW
27 39.36.015. The term "library capital facilities" includes both real
28 and personal property including, but not limited to, land, buildings,
29 site improvements, equipment, furnishings, and collections and all
30 necessary costs related to acquisition, financing, design,
31 construction, remodeling, and installation.

32 (2) A library capital facility area may accept gifts or grants of
33 money or property of any kind for the same purposes for which it is
34 authorized to borrow money in subsection (1) of this section.

35 NEW SECTION. **Sec. 7.** (1) A library capital facility area may be
36 dissolved by a majority vote of the governing body when all obligations

1 under any general obligation bonds issued by the library capital
2 facility area have been discharged and any other contractual
3 obligations of the library capital facility area have either been
4 discharged or assumed by another governmental entity.

5 (2) A library capital facility area shall be dissolved by the
6 governing body in the event that the initial two elections conducted to
7 authorize an excess levy as authorized under section 6 of this act fail
8 to receive the number of votes necessary for approval.

9 NEW SECTION. **Sec. 8.** A new section is added to chapter 36.32 RCW
10 to read as follows:

11 A county legislative authority may establish a library capital
12 facility area pursuant to chapter 27.-- RCW (sections 1 through 7 of
13 this act).

14 NEW SECTION. **Sec. 9.** The following acts or parts of acts are each
15 repealed:

- 16 (1) RCW 27.14.010 and 1961 c 162 s 1;
17 (2) RCW 27.14.015 and 1963 c 80 s 5;
18 (3) RCW 27.14.020 and 1963 c 80 s 1 & 1961 c 162 s 2;
19 (4) RCW 27.14.030 and 1963 c 80 s 2 & 1961 c 162 s 3;
20 (5) RCW 27.14.035 and 1963 c 80 s 3;
21 (6) RCW 27.14.040 and 1963 c 80 s 4 & 1961 c 162 s 4; and
22 (7) RCW 27.14.050 and 1961 c 162 s 5.

23 NEW SECTION. **Sec. 10.** Sections 1 through 7 of this act shall
24 constitute a new chapter in Title 27 RCW.

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