

SENATE BILL REPORT

SB 5047

**AS REPORTED BY COMMITTEE ON GOVERNMENT OPERATIONS,
JANUARY 26, 1993**

Brief Description: Affecting withdrawal of territory by special districts.

SPONSORS: Senator Haugen

SENATE COMMITTEE ON GOVERNMENT OPERATIONS

Majority Report: Do pass.

Signed by Senators Haugen, Chairman; Drew, Vice Chairman; Loveland, Oke, Owen, von Reichbauer, and Winsley.

Staff: Katie Healy (786-7784)

Hearing Dates: January 22, 1993; January 26, 1993

BACKGROUND:

A variety of special districts exists which provide diking, drainage, and flood control facilities and operation. These districts are given specific powers, including the ability to annex property, consolidate districts, transfer territory from one district to another, or dissolve the district. No process for withdrawing territory from one of these districts is presently available.

The statute regarding funding bonds for special districts was both amended and repealed in 1983. Clarification is required as to the repealing of the section.

SUMMARY:

A reorganization of special districts (diking district, irrigation district, intercounty diking and drainage district, diking, drainage, and/or sewerage improvement district, consolidated diking district, drainage district, diking improvement district, and/or drainage improvement district, or flood control district) delineates the types of districts which may reorganize as a drainage and irrigation improvement district or as a diking, drainage and irrigation improvement district. Extraneous language is deleted.

The special districts are empowered to withdraw certain areas from its boundaries. The withdrawal is conditioned upon five specific requirements relating to transfer of powers and funding being met. Property withdrawn from a special district's boundaries remains liable for any special assessments related to bonds or notes used to finance facilities serving the property.

The section regarding proceeds of funding bonds for special districts is repealed.

Appropriation: none

Revenue: none

Fiscal Note: none requested

TESTIMONY FOR: None

TESTIMONY AGAINST: None

TESTIFIED: No one