



1 shall not exceed 0.017 percent of the selling price in the case of a  
2 sales tax or value of the article used in the case of a use tax.

3 (2) The tax imposed under subsection (1) of this section shall be  
4 deducted from the amount of tax otherwise required to be collected or  
5 paid over to the department of revenue under chapter 82.08 or 82.12  
6 RCW. The department of revenue shall perform the collection of such  
7 taxes on behalf of the county at no cost to the county.

8 (3) Moneys collected under this section shall only be used for the  
9 purpose of paying the principal and interest payments on bonds issued  
10 by a county to construct a baseball stadium.

11 (4) No tax may be collected under this section before January 1,  
12 1996, and no tax may be collected under this section until the county  
13 legislative authority has adopted resolutions imposing the taxes under  
14 RCW 82.14.360. The tax imposed in this section shall expire when the  
15 bonds issued for the construction of the baseball stadium are retired,  
16 but not more than twenty years after the bonds are issued.

17 (5) As used in this section, "baseball stadium" means a baseball  
18 stadium with natural turf and a retractable roof or canopy, together  
19 with associated parking facilities, constructed in the largest city in  
20 a county with a population of one million or more.

21 NEW SECTION. **Sec. 102.** A new section is added to chapter 67.70  
22 RCW to read as follows:

23 The lottery commission shall conduct at least two but not more than  
24 four games with sports themes per year.

25 **Sec. 103.** RCW 67.70.240 and 1987 c 513 s 7 are each amended to  
26 read as follows:

27 The moneys in the state lottery account shall be used only: (1)  
28 For the payment of prizes to the holders of winning lottery tickets or  
29 shares; (2) for purposes of making deposits into the reserve account  
30 created by RCW 67.70.250 and into the lottery administrative account  
31 created by RCW 67.70.260; (3) for purposes of making deposits into the  
32 state's general fund; (4) for purposes of making deposits into the  
33 housing trust fund under the provisions of section 7 of this 1987 act;  
34 (5) for distribution to a county for the purpose of paying the  
35 principal and interest payments on bonds issued by the county to  
36 construct a baseball stadium, as defined in section 101 of this act,  
37 including reasonably necessary preconstruction costs; (6) for the

1 purchase and promotion of lottery games and game-related services; and  
2 ~~((+6+))~~ (7) for the payment of agent compensation. Three million  
3 dollars shall be distributed under subsection (5) of this section  
4 during calendar year 1996. During subsequent years, such distributions  
5 shall equal the prior year's distributions increased by four percent.  
6 Distributions under subsection (5) of this section shall cease when the  
7 bonds issued for the construction of the baseball stadium are retired,  
8 but not more than twenty years after the bonds are issued.

9 The office of financial management shall require the allotment of  
10 all expenses paid from the account and shall report to the ways and  
11 means committees of the senate and house of representatives any changes  
12 in the allotments.

13 NEW SECTION. Sec. 104. Sections 101 through 103 of this act  
14 constitute the entire state contribution for a baseball stadium, as  
15 defined in section 101 of this act. The state will not make any  
16 additional contributions based on revised cost or revenue estimates,  
17 cost overruns, unforeseen circumstances, or any other reason.

18 **PART II**  
19 **LOCAL FUNDING**

20 **Sec. 201.** RCW 82.14.360 and 1995 1st sp.s. c 14 s 7 are each  
21 amended to read as follows:

22 (1) The legislative authority of a county with a population of one  
23 million or more ~~((operating under a county charter))~~ may impose a  
24 special stadium sales and use tax ~~((by resolution adopted on or before~~  
25 ~~December 31, 1995, for collection following its approval by a majority~~  
26 ~~of the voters in the county at a general or special election))~~ upon the  
27 retail sale or use within the county by restaurants, taverns, and bars  
28 of food and beverages that are taxable by the state under chapters  
29 82.08 and 82.12 RCW. The rate of the tax shall not exceed four-tenths  
30 of one percent of the selling price in the case of a sales tax, or  
31 value of the article used in the case of a use tax. The tax imposed  
32 under this subsection is in addition to any other taxes authorized by  
33 law and shall not be credited against any other tax imposed upon the  
34 same taxable event. As used in this section, "restaurant" does not  
35 include grocery stores, mini-markets, or convenience stores.

1       (2) The legislative authority of a county with a population of one  
2 million or more may impose a special stadium sales and use tax upon  
3 retail car rentals within the county that are taxable by the state  
4 under chapters 82.08 and 82.12 RCW. The rate of the tax shall ((equal  
5 one-tenth of one)) not exceed two percent of the selling price in the  
6 case of a sales tax, or rental value of the ((article-used)) vehicle in  
7 the case of a use tax. The tax imposed under this ((section))  
8 subsection is in addition to any other taxes authorized by law and  
9 shall not be credited against any other tax imposed upon the same  
10 taxable event.

11       (3) The revenue from the ((tax)) taxes imposed under this section  
12 shall be used for the purpose of principal and interest payments on  
13 bonds issued by ((a public facilities district, created within)) the  
14 county ((under chapter 36.100 RCW,)) to acquire, construct, own,  
15 remodel, maintain, equip, reequip, repair, and operate a baseball  
16 stadium ((with a retractable roof or canopy and natural turf)). The  
17 county shall issue bonds, in an amount determined to be necessary by  
18 the public facilities district, for the district to acquire, construct,  
19 own, and equip the baseball stadium. If the revenue from the tax  
20 imposed under this section exceeds the amount needed for such principal  
21 and interest payments in any year, the excess shall be used solely:

22       (a) For ((either or both:—(a))) early retirement of the bonds  
23 issued for the baseball stadium; ((or (b) retirement of bonds issued  
24 for expanding, remodelling, repairing, or reequipping of a multipurpose  
25 stadium that has a seating capacity over forty five thousand)) and

26       (b) If the revenue from the taxes imposed under this section  
27 exceeds the amount needed for the purposes in (a) of this subsection in  
28 any year, the excess shall be placed in a contingency fund which may  
29 only be used to pay unanticipated capital costs on the baseball  
30 stadium, excluding any cost overruns on initial construction.

31       (4) The ((tax)) taxes authorized under this section may be  
32 collected only after the county executive has certified to the  
33 department of revenue that a professional major league baseball team  
34 has made a binding and legally enforceable contractual commitment to:

35       (a) Play at least ninety percent of its home games in the stadium  
36 for a period of time not shorter than the term of the bonds issued to  
37 finance the initial construction of the stadium;

38       (b) Contribute ((principal of)) forty-five million dollars toward  
39 the ((bonded)) reasonably necessary preconstruction costs including,

1 but not limited to architectural, engineering, environmental, and legal  
2 services, and the cost of construction of the stadium, or to any  
3 associated public purpose separate from bond-financed property,  
4 including without limitation land acquisition, parking facilities,  
5 equipment, infrastructure, or other similar costs associated with the  
6 project, which contribution shall be made during a term not to exceed  
7 the term of the bonds issued to finance the initial construction of the  
8 stadium. If all or part of the contribution is made after the date of  
9 issuance of the bonds, the team shall contribute an additional amount  
10 equal to the accruing interest on the deferred portion of the  
11 contribution, calculated at the interest rate on the bonds maturing in  
12 the year in which the deferred contribution is made. No part of the  
13 contribution may be made without the consent of the county until a  
14 public facilities district is created under chapter 36.100 RCW to  
15 acquire, construct, own, remodel, maintain, equip, reequip, repair, and  
16 operate a baseball stadium. To the extent possible, contributions  
17 shall be structured in a manner that would allow for the issuance of  
18 bonds to construct the stadium that are exempt from federal income  
19 taxes; and

20 (c) Share a portion of the profits generated by the baseball team  
21 from the operation of the professional franchise for a period of time  
22 equal to the term of the bonds issued to finance the initial  
23 construction of the stadium, after offsetting any losses incurred by  
24 the baseball team after the effective date of chapter 14, Laws of 1995  
25 1st sp. sess. Such profits and the portion to be shared shall be  
26 defined by agreement between the public facilities district and the  
27 baseball team. The shared profits shall be used to retire the bonds  
28 issued to finance the initial construction of the stadium. If the  
29 bonds are retired before the expiration of their term, the shared  
30 profits shall be paid to the public facilities district.

31 (5) No tax may be collected under this section before January 1,  
32 1996. Before collecting the taxes under this section or issuing bonds  
33 for a baseball stadium, the county shall create a public facilities  
34 district under chapter 36.100 RCW to acquire, construct, own, remodel,  
35 maintain, equip, reequip, repair, and operate a baseball stadium, and  
36 the county shall acquire and contribute to the district such real  
37 property as the district determines to be necessary as a site for the  
38 baseball stadium. The proceeds of any bonds issued for the baseball

1 stadium or any other facility that the district will own shall be  
2 provided to the district.

3 (6) As used in this section, "baseball stadium" means a baseball  
4 stadium as defined in section 101 of this act.

5 (7) The ((tax)) taxes imposed under this section shall expire when  
6 the bonds issued for the construction of the ((new public facilities))  
7 baseball stadium are retired, but not later than twenty years after the  
8 tax is first collected.

9 **Sec. 202.** RCW 35.21.280 and 1995 1st sp.s. c 14 s 8 are each  
10 amended to read as follows:

11 Every city and town may levy and fix a tax of not more than one  
12 cent on twenty cents or fraction thereof to be paid by the person who  
13 pays an admission charge to any place: PROVIDED, No city or town shall  
14 impose such tax on persons paying an admission to any activity of any  
15 elementary or secondary school. This includes a tax on persons who are  
16 admitted free of charge or at reduced rates to any place for which  
17 other persons pay a charge or a regular higher charge for the same  
18 privileges or accommodations. A city that is located in a county with  
19 a population of one million or more may not levy a tax on events in  
20 stadia constructed on or after January 1, 1995, that are owned by  
21 ~~((county government or))~~ a public facilities district under chapter  
22 36.100 RCW and that have seating capacities over forty thousand. The  
23 city or town may require anyone who receives payment for an admission  
24 charge to collect and remit the tax to the city or town.

25 The term "admission charge" includes:

26 (1) A charge made for season tickets or subscriptions;

27 (2) A cover charge, or a charge made for use of seats and tables  
28 reserved or otherwise, and other similar accommodations;

29 (3) A charge made for food and refreshment in any place where free  
30 entertainment, recreation or amusement is provided;

31 (4) A charge made for rental or use of equipment or facilities for  
32 purposes of recreation or amusement; if the rental of the equipment or  
33 facilities is necessary to the enjoyment of a privilege for which a  
34 general admission is charged, the combined charges shall be considered  
35 as the admission charge;

36 (5) Automobile parking charges if the amount of the charge is  
37 determined according to the number of passengers in the automobile.

1       **Sec. 203.** RCW 36.38.010 and 1995 1st sp.s. c 14 s 9 are each  
2 amended to read as follows:

3       (1) Any county may by ordinance enacted by its county legislative  
4 authority, levy and fix a tax of not more than one cent on twenty cents  
5 or fraction thereof to be paid for county purposes by persons who pay  
6 an admission charge to any place, including a tax on persons who are  
7 admitted free of charge or at reduced rates to any place for which  
8 other persons pay a charge or a regular higher charge for the same or  
9 similar privileges or accommodations; and require that one who receives  
10 any admission charge to any place shall collect and remit the tax to  
11 the county treasurer of the county: PROVIDED, No county shall impose  
12 such tax on persons paying an admission to any activity of any  
13 elementary or secondary school.

14       (2) As used in this chapter, the term "admission charge" includes  
15 a charge made for season tickets or subscriptions, a cover charge, or  
16 a charge made for use of seats and tables, reserved or otherwise, and  
17 other similar accommodations; a charge made for food and refreshments  
18 in any place where any free entertainment, recreation, or amusement is  
19 provided; a charge made for rental or use of equipment or facilities  
20 for purpose of recreation or amusement, and where the rental of the  
21 equipment or facilities is necessary to the enjoyment of a privilege  
22 for which a general admission is charged, the combined charges shall be  
23 considered as the admission charge. It shall also include any  
24 automobile parking charge where the amount of such charge is determined  
25 according to the number of passengers in any automobile.

26       (3) The tax herein authorized shall not be exclusive and shall not  
27 prevent any city or town within the taxing county, when authorized by  
28 law, from imposing within its corporate limits a tax of the same or  
29 similar kind: PROVIDED, That whenever the same or similar kind of tax  
30 is imposed by any such city or town, no such tax shall be levied within  
31 the corporate limits of such city or town by the county, except that  
32 the legislative authority of a county with a population of one million  
33 or more may exclusively levy ~~((a tax))~~ taxes on events in stadiums  
34 constructed on or after January 1, 1995, that are owned by ~~((county~~  
35 ~~government or))~~ a public facilities district under chapter 36.100 RCW  
36 and that have seating capacities over forty thousand at the rates of:

37       (a) Not more than one cent on twenty cents or fraction thereof((-

38       ~~(4) By contract, the county shall obligate itself to provide the~~  
39 ~~revenue from the tax authorized by this section on events in stadia~~

1 ~~owned, managed, or operated by a public facilities district, having~~  
2 ~~seating capacities over forty thousand, and constructed on or after~~  
3 ~~January 1, 1995, to the public facilities district.)), to be used for~~  
4 the purpose of paying the principal and interest payments on bonds  
5 issued by a county to construct a baseball stadium as defined in  
6 section 101 of this act. If the revenue from this exceeds the amount  
7 needed for that purpose, the excess shall be placed in a contingency  
8 fund which may only be used to pay unanticipated capital costs on the  
9 baseball stadium, excluding any cost overruns on initial construction;  
10 and

11 (b) Not more than one cent on twenty cents or fraction thereof, to  
12 be used for the purpose of paying the principal and interest payments  
13 on bonds issued by a county to construct a baseball stadium as defined  
14 in section 101 of this act. The tax imposed under this subsection  
15 (3)(b) shall expire when the bonds issued for the construction of the  
16 baseball stadium are retired, but not later than twenty years after the  
17 tax is first collected.

18 **PART III**  
19 **MISCELLANEOUS**

20 **Sec. 301.** RCW 36.100.010 and 1995 1st sp.s. c 14 s 1 are each  
21 amended to read as follows:

22 (1) A public facilities district may be created in any county and  
23 shall be coextensive with the boundaries of the county.

24 (2) A public facilities district shall be created upon adoption of  
25 a resolution providing for the creation of such a district by the  
26 county legislative authority in which the proposed district is located.

27 (3) A public facilities district is a municipal corporation, an  
28 independent taxing "authority" within the meaning of Article VII,  
29 section 1 of the state Constitution, and a "taxing district" within the  
30 meaning of Article VII, section 2 of the state Constitution.

31 (4) No taxes authorized under this chapter may be assessed or  
32 levied unless a majority of the voters of the public facilities  
33 district has approved such tax at a general or special election. A  
34 single ballot proposition may both validate the imposition of the sales  
35 and use tax under RCW 82.14.048 and the excise tax under RCW  
36 36.100.040.

1 (5) A public facilities district shall constitute a body corporate  
2 and shall possess all the usual powers of a corporation for public  
3 purposes as well as all other powers that may now or hereafter be  
4 specifically conferred by statute, including, but not limited to, the  
5 authority to hire employees, staff, and services, to enter into  
6 contracts, and to sue and be sued.

7 (6) The county legislative authority or a city council may transfer  
8 property to the public facilities district (~~((as part of the process of~~  
9 ~~creating the public facilities district))~~ created under this chapter.  
10 No property that is encumbered with debt or that is in need of major  
11 capital renovation may be transferred to the district without the  
12 agreement of the district and revenues adequate to retire the existing  
13 indebtedness.

14 **Sec. 302.** RCW 36.100.020 and 1995 1st sp.s. c 14 s 2 are each  
15 amended to read as follows:

16 (1) A public facilities district shall be governed by a board of  
17 directors consisting of five or seven members as provided in this  
18 section. If the largest city in the county has a population that is at  
19 least forty percent of the total county population, the board of  
20 directors of the public facilities district shall consist of five  
21 members selected as follows: (a) Two members appointed by the county  
22 legislative authority to serve for four-year staggered terms; (b) two  
23 members appointed by the city council of the largest city in the county  
24 to serve for four-year staggered terms; and (c) one person to serve for  
25 a four-year term who is selected by the other directors. If the  
26 largest city in the county has a population of less than forty percent  
27 of the total county population, the county legislative authority shall  
28 establish in the resolution creating the public facilities district  
29 whether the board of directors of the public facilities district has  
30 either five or seven members, and the county legislative authority  
31 shall appoint the members of the board of directors to reflect the  
32 interests of cities and towns in the county, as well as the  
33 unincorporated area of the county. However, if the county has a  
34 population of one million or more, the largest city in the county has  
35 a population of less than forty percent of the total county population,  
36 and the county operates under a county charter, which provides for an  
37 elected county executive, three members shall be appointed by the  
38 governor subject to confirmation by the senate. Of the remaining

1 members, two shall be appointed and confirmed by the legislative  
2 authority of the county. If the board has seven members, the remaining  
3 two members shall be appointed by the county executive subject to  
4 confirmation by the county legislative authority. No member of the  
5 board of directors may exercise any of the powers of his or her office  
6 until confirmed by the legislative body specified in this section. Not  
7 more than two members appointed by the governor shall belong to the  
8 same political party. Not more than one member appointed by the county  
9 executive or the county legislative authority, respectively, may belong  
10 to the same political party.

11 (2) At least one member on the board of directors shall be  
12 representative of the lodging industry in the public facilities  
13 district before the public facilities district imposes the excise tax  
14 under RCW 36.100.040.

15 (3) Members of the board of directors shall serve four-year terms  
16 of office, except that two of the initial five board members or three  
17 of the initial seven board members shall serve two-year terms of  
18 office.

19 (4) A vacancy shall be filled in the same manner as the original  
20 appointment was made and the person appointed to fill a vacancy shall  
21 serve for the remainder of the unexpired term of the office for the  
22 position to which he or she was appointed.

23 (5) A director appointed by the governor may be removed from office  
24 by the governor. Any other director may be removed from office by  
25 action of at least two-thirds of the members of the legislative  
26 authority which made the appointment.

27 NEW SECTION. Sec. 303. A new section is added to chapter 36.100  
28 RCW to read as follows:

29 In addition to other powers and restrictions on a public facilities  
30 district, the following shall apply to a public facilities district,  
31 located in a county with a population of one million or more, that  
32 constructs a baseball stadium:

33 (1) The public facilities district, in consultation with the  
34 professional baseball team that will use the stadium, shall have the  
35 authority to determine the stadium site;

36 (2) The public facilities district, in consultation with the  
37 professional baseball team that will use the stadium, shall have the  
38 authority to establish the overall scope of the stadium project,

1 including, but not limited to, the stadium itself, associated parking  
2 facilities, associated retail and office development that are part of  
3 the stadium facility, and ancillary services or facilities;

4 (3) The public facilities district, in consultation with the  
5 professional baseball team that will use the stadium, shall have the  
6 final authority to make the final determination of the stadium design  
7 and specifications;

8 (4) The public facilities district shall have the authority to  
9 contract with the baseball team that will use the stadium to obtain  
10 architectural, engineering, environmental, and other professional  
11 services related to the stadium site and design options, environmental  
12 study requirements, and obtaining necessary permits for the stadium  
13 facility;

14 (5) The public facilities district, in consultation with the  
15 professional baseball team that will use the stadium, shall have the  
16 authority to establish the project budget and bidding specifications  
17 and requirements on the stadium project; and

18 (6) The public facilities district, in consultation with the  
19 professional baseball team that will use the stadium and the county in  
20 which the public facilities district is located, shall have the  
21 authority to structure the financing of the stadium facility project.

22 As used in this section, "stadium" and "baseball stadium" mean a  
23 "baseball stadium" as defined in section 101 of this act.

24 **Sec. 304.** RCW 39.10.120 and 1994 c 132 s 12 are each amended to  
25 read as follows:

26 (1) Except as provided in subsection (2) of this section, the  
27 alternative public works contracting procedures authorized under this  
28 chapter are limited to public works contracts signed before July 1,  
29 1997. Methods of public works contracting authorized by RCW 39.10.050  
30 and 39.10.060 shall remain in full force and effect until completion of  
31 contracts signed before July 1, 1997.

32 (2) For the purposes of a baseball stadium as defined in section  
33 101 of this act, the design-build contracting procedures under RCW  
34 39.10.050 shall remain in full force and effect until completion of  
35 contracts signed before December 31, 1997.

36 **Sec. 305.** RCW 39.10.902 and 1994 c 132 s 15 are each amended to  
37 read as follows:

1 The following acts or parts of acts, as now existing or hereafter  
2 amended, are each repealed, effective July 1, 1997:

3 (1) RCW 39.10.010 and 1994 c 132 s 1;

4 (2) RCW 39.10.020 and 1994 c 132 s 2;

5 (3) RCW 39.10.030 and 1994 c 132 s 3;

6 (4) RCW 39.10.040 and 1994 c 132 s 4;

7 (5) RCW 39.10.050 and 1994 c 132 s 5;

8 (6) RCW 39.10.060 and 1994 c 132 s 6;

9 (7) RCW 39.10.070 and 1994 c 132 s 7;

10 (8) RCW 39.10.080 and 1994 c 132 s 8;

11 (9) RCW 39.10.090 and 1994 c 132 s 9;

12 (10) RCW 39.10.100 and 1994 c 132 s 10;

13 (11) RCW 39.10.110 and 1994 c 132 s 11;

14 (12) (~~RCW 39.10.120 and 1994 c 132 s 12;~~

15 ~~(13)~~) RCW 39.10.900 and 1994 c 132 s 13;

16 (~~(14)~~) (13) RCW 39.10.901 and 1994 c 132 s 14; and

17 (~~(15)~~) (14) RCW 39.10.902 and 1994 c 132 s 15.

18 **Sec. 306.** RCW 82.29A.130 and 1995 c 138 s 1 are each amended to  
19 read as follows:

20 The following leasehold interests shall be exempt from taxes  
21 imposed pursuant to RCW 82.29A.030 and 82.29A.040:

22 (1) All leasehold interests constituting a part of the operating  
23 properties of any public utility which is assessed and taxed as a  
24 public utility pursuant to chapter 84.12 RCW.

25 (2) All leasehold interests in facilities owned or used by a  
26 school, college or university which leasehold provides housing for  
27 students and which is otherwise exempt from taxation under provisions  
28 of RCW 84.36.010 and 84.36.050.

29 (3) All leasehold interests of subsidized housing where the fee  
30 ownership of such property is vested in the government of the United  
31 States, or the state of Washington or any political subdivision thereof  
32 but only if income qualification exists for such housing.

33 (4) All leasehold interests used for fair purposes of a nonprofit  
34 fair association that sponsors or conducts a fair or fairs which  
35 receive support from revenues collected pursuant to RCW 67.16.100 and  
36 allocated by the director of the department of agriculture where the  
37 fee ownership of such property is vested in the government of the  
38 United States, the state of Washington or any of its political

1 subdivisions: PROVIDED, That this exemption shall not apply to the  
2 leasehold interest of any sublessee of such nonprofit fair association  
3 if such leasehold interest would be taxable if it were the primary  
4 lease.

5 (5) All leasehold interests in any property of any public entity  
6 used as a residence by an employee of that public entity who is  
7 required as a condition of employment to live in the publicly owned  
8 property.

9 (6) All leasehold interests held by enrolled Indians of lands owned  
10 or held by any Indian or Indian tribe where the fee ownership of such  
11 property is vested in or held in trust by the United States and which  
12 are not subleased to other than to a lessee which would qualify  
13 pursuant to this chapter, RCW 84.36.451 and 84.40.175.

14 (7) All leasehold interests in any real property of any Indian or  
15 Indian tribe, band, or community that is held in trust by the United  
16 States or is subject to a restriction against alienation imposed by the  
17 United States: PROVIDED, That this exemption shall apply only where it  
18 is determined that contract rent paid is greater than or equal to  
19 ninety percent of fair market rental, to be determined by the  
20 department of revenue using the same criteria used to establish taxable  
21 rent in RCW 82.29A.020(2)(b).

22 (8) All leasehold interests for which annual taxable rent is less  
23 than two hundred fifty dollars per year. For purposes of this  
24 subsection leasehold interests held by the same lessee in contiguous  
25 properties owned by the same lessor shall be deemed a single leasehold  
26 interest.

27 (9) All leasehold interests which give use or possession of the  
28 leased property for a continuous period of less than thirty days:  
29 PROVIDED, That for purposes of this subsection, successive leases or  
30 lease renewals giving substantially continuous use of possession of the  
31 same property to the same lessee shall be deemed a single leasehold  
32 interest: PROVIDED FURTHER, That no leasehold interest shall be deemed  
33 to give use or possession for a period of less than thirty days solely  
34 by virtue of the reservation by the public lessor of the right to use  
35 the property or to allow third parties to use the property on an  
36 occasional, temporary basis.

37 (10) All leasehold interests under month-to-month leases in  
38 residential units rented for residential purposes of the lessee pending

1 destruction or removal for the purpose of constructing a public highway  
2 or building.

3 (11) All leasehold interests in any publicly owned real or personal  
4 property to the extent such leasehold interests arises solely by virtue  
5 of a contract for public improvements or work executed under the public  
6 works statutes of this state or of the United States between the public  
7 owner of the property and a contractor.

8 (12) All leasehold interests that give use or possession of state  
9 adult correctional facilities for the purposes of operating  
10 correctional industries under RCW 72.09.100.

11 (13) All leasehold interests used to provide organized and  
12 supervised recreational activities for disabled persons of all ages in  
13 a camp facility and for public recreational purposes by a nonprofit  
14 organization, association, or corporation that would be exempt from  
15 property tax under RCW 84.36.030(1) if it owned the property. If the  
16 publicly owned property is used for any taxable purpose, the leasehold  
17 excise taxes set forth in RCW 82.29A.030 and 82.29A.040 shall be  
18 imposed and shall be apportioned accordingly.

19 (14) All leasehold interests in the public or entertainment areas  
20 of a baseball stadium with natural turf and a retractable roof or  
21 canopy that is in a county with a population of over one million, that  
22 has a seating capacity of over forty thousand, and that is constructed  
23 on or after January 1, 1995. "Public or entertainment areas" include  
24 ticket sales areas, ramps and stairs, lobbies and concourses, parking  
25 areas, concession areas, restaurants, hospitality and stadium club  
26 areas, kitchens or other work areas primarily servicing other public or  
27 entertainment areas, public rest room areas, press and media areas,  
28 control booths, broadcast and production areas, retail sales areas,  
29 museum and exhibit areas, scoreboards or other public displays, storage  
30 areas, loading, staging, and servicing areas, seating areas and suites,  
31 the playing field, and any other areas to which the public has access  
32 or which are used for the production of the entertainment event or  
33 other public usage, and any other personal property used for these  
34 purposes. "Public or entertainment areas" does not include locker  
35 rooms or private offices exclusively used by the lessee.

36 NEW SECTION. **Sec. 307.** The public facilities district, the  
37 county, and the city with the largest population in the county shall  
38 enter into an agreement regarding the construction and operation of a

1 baseball stadium as defined in section 101 of this act. The agreement  
2 shall address, but not be limited to:

3 (1) Expedited permit processing for the design and construction of  
4 the project;

5 (2) Expedited environmental review processing;

6 (3) Expedited processing of requests for street, right-of-way, or  
7 easement vacations necessary for the construction of the project; and

8 (4) Other items deemed necessary for the design and construction of  
9 the project.

10 NEW SECTION. **Sec. 308.** Part headings as used in this act  
11 constitute no part of the law.

12 NEW SECTION. **Sec. 309.** This act is necessary for the immediate  
13 preservation of the public peace, health, or safety, or support of the  
14 state government and its existing public institutions, and shall take  
15 effect immediately, except sections 102 and 103 of this act shall take  
16 effect January 1, 1996.

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