

2SHB 2163 - H AMD 371

By Representative Ormsby

ADOPTED 03/15/2005

1 Strike everything after the enacting clause and insert the
2 following:

3 "NEW SECTION. **Sec. 1.** Despite laudable efforts by all levels of
4 government, private individuals, nonprofit organizations, and
5 charitable foundations to end homelessness, the number of homeless
6 persons in Washington is unacceptably high. The state's homeless
7 population, furthermore, includes a large number of families with
8 children, youth, and employed persons. The legislature finds that the
9 fiscal and societal costs of homelessness are high for both the public
10 and private sectors, and that ending homelessness should be a goal for
11 state and local government.

12 The legislature finds that there are many causes of homelessness,
13 including a shortage of affordable housing; a shortage of family-wage
14 jobs which undermines housing affordability; a lack of an accessible
15 and affordable health care system available to all who suffer from
16 physical and mental illnesses and chemical and alcohol dependency;
17 domestic violence; and a lack of education and job skills necessary to
18 acquire adequate wage jobs in the economy of the twenty-first century.

19 The support and commitment of all sectors of the statewide
20 community is critical to the chances of success in ending homelessness
21 in Washington. While the provision of housing and housing-related
22 services to the homeless should be administered at the local level to
23 best address specific community needs, the legislature also recognizes
24 the need for the state to play a primary coordinating, supporting, and
25 monitoring role. There must be a clear assignment of responsibilities
26 and a clear statement of achievable and quantifiable goals. Systematic
27 statewide data collection on homelessness in Washington must be a
28 critical component of such a program enabling the state to work with
29 local governments to count homeless persons and assist them in finding
30 housing.

1 The systematic collection and rigorous evaluation of homeless data,
2 a search for and implementation through adequate resource allocation of
3 best practices, and the systematic measurement of progress toward
4 interim goals and the ultimate goal of ending homelessness are all
5 necessary components of a statewide effort to end homelessness in
6 Washington by July 1, 2015.

7 NEW SECTION. **Sec. 2.** This chapter may be known and cited as the
8 homelessness housing and assistance act.

9 NEW SECTION. **Sec. 3.** The definitions in this section apply
10 throughout this chapter unless the context clearly requires otherwise.

11 (1) "Department" means the department of community, trade, and
12 economic development.

13 (2) "Director" means the director of the department of community,
14 trade, and economic development.

15 (3) "Homeless person" means an individual living without permanent
16 shelter, including an individual living outside, in an emergency
17 shelter, or in a temporary housing program which may include a
18 transitional and supportive housing program if habitation time limits
19 exist.

20 (4) "Washington homeless census" means an annual statewide census
21 conducted as a collaborative effort by towns, cities, counties,
22 community-based organizations, and state agencies, with the technical
23 support and coordination of the department, to count and collect data
24 on all homeless individuals in Washington.

25 (5) "Homeless housing account" means the state treasury account
26 receiving the state's portion of income from revenue from the sources
27 established by section 9 of this act.

28 (6) "Homeless housing grant program" means the vehicle by which
29 competitive grants are awarded by the department, utilizing moneys from
30 the homeless housing account, to local governments for programs
31 directly related to housing homeless individuals and families,
32 addressing the root causes of homelessness, preventing homelessness,
33 collecting data on homeless individuals, and other efforts directly
34 related to housing homeless persons.

35 (7) "Local government" means a county government in the state of

1 Washington or a city government, if the legislative authority of the
2 city affirmatively elects to accept the responsibility for housing
3 homeless persons within its borders.

4 (8) "Housing continuum" means the progression of individuals along
5 a housing-focused continuum with homelessness at one end and
6 homeownership at the other.

7 (9) "Local homeless housing advisory council" means a voluntary
8 local committee created to advise a local government on the creation of
9 a local homeless housing strategic plan and participate in a local
10 homeless housing program. It must include at least one homeless or
11 formerly homeless person, and if feasible, a representative of a
12 private nonprofit organization with experience in low-income housing.

13 (10) "Long-term private or public housing" and "permanent shelter"
14 mean subsidized and unsubsidized rental or owner-occupied housing in
15 which there is no established time limit for habitation of less than
16 two years.

17 (11) "Interagency council on homelessness" means a committee
18 appointed by the governor and consisting of, at least, the director of
19 the department; the secretary of the department of corrections; the
20 secretary of the department of social and health services; the director
21 of the department of veterans affairs; and the secretary of the
22 department of health.

23 (12) "Homeless population" means, at the time of the first
24 statewide homeless census, the number of persons living without housing
25 or in temporary shelters, and after that time it shall mean the number
26 living without housing, including those who have refused a bona fide
27 offer of housing under the local homeless housing plan, or in temporary
28 shelter as of that later date plus the number who have successfully
29 secured and remain in transitional or permanent housing under the local
30 plan since the date of the first homeless census, or having secured
31 such housing, have moved out of the local area.

32 (13) "Performance measurement" means the process of comparing
33 specific measures of success against ultimate and interim goals.

34 (14) "Community action agency" means a nonprofit private or public
35 organization established under the economic opportunity act of 1964.

36 (15) "Housing authority" means any of the public corporations
37 created by chapter 35.82 RCW.

1 (16) "Homeless housing program" means the program authorized under
2 this chapter as administered by the department at the state level and
3 by the local government or its designated subcontractor at the local
4 level.

5 NEW SECTION. **Sec. 4.** There is created within the department the
6 homeless housing program to develop and coordinate a statewide
7 strategic plan aimed at housing homeless persons. The program shall be
8 developed and administered by the department with advice and input from
9 the affordable housing advisory board established in RCW 43.185B.020.

10 NEW SECTION. **Sec. 5.** The department shall annually conduct a
11 Washington homeless census or count consistent with the requirements of
12 RCW 43.63A.655. The census shall make every effort to count all
13 homeless individuals living outdoors, in shelters, and in transitional
14 housing, coordinated, when reasonably feasible, with already existing
15 homeless census projects including those funded in part by the United
16 States department of housing and urban development under the McKinney-
17 Vento homeless assistance program. The department shall determine, in
18 consultation with local governments, the data to be collected.

19 All personal information collected in the census is confidential,
20 and the department and each local government shall take all necessary
21 steps to protect the identity and confidentiality of each person
22 counted.

23 The department and each local government are prohibited from
24 disclosing any personally identifying information about any homeless
25 individual when there is reason to believe or evidence indicating that
26 the homeless individual is an adult or minor victim of domestic
27 violence, dating violence, sexual assault, or stalking or is the parent
28 or guardian of a child victim of domestic violence, dating violence,
29 sexual assault, or stalking; or revealing other confidential
30 information regarding HIV/AIDS status, as found in RCW 70.24.105. The
31 department and each local government shall not ask any homeless housing
32 provider to disclose personally identifying information about any
33 homeless individuals when the providers implementing those programs
34 have reason to believe or evidence indicating that those clients are
35 adult or minor victims of domestic violence, dating violence, sexual

1 assault, or stalking or are the parents or guardians of child victims
2 of domestic violence, dating violence, sexual assault, or stalking.
3 Summary data for the provider's facility or program may be substituted.

4 The Washington homeless census shall be conducted annually on a
5 schedule created by the department. The department shall make summary
6 data by county available to the public each year. This data, and its
7 analysis, shall be included in the department's annual updated homeless
8 housing program strategic plan.

9 Based on the annual census and provider information from the local
10 government plans, the department shall, by the end of year four,
11 implement an online information and referral system to enable local
12 governments and providers to identify available housing for a homeless
13 person. The department shall work with local governments and their
14 providers to develop a capacity for continuous case management to
15 assist homeless persons.

16 By the end of year four, the department shall implement an
17 organizational quality management system.

18 NEW SECTION. **Sec. 6.** Six months after the first Washington
19 homeless census, the department shall, in consultation with the
20 interagency council on homelessness and the affordable housing advisory
21 board, prepare and publish a ten-year homeless housing program
22 strategic plan which shall outline statewide goals and performance
23 measures and shall be coordinated with the plan for homeless families
24 with children required under RCW 43.63A.650. Local governments' ten-
25 year homeless housing strategic plans shall not be substantially
26 inconsistent with the goals and program recommendations of the state
27 plan.

28 Program outcomes and performance measures and goals shall be
29 created by the department and reflected in the department's homeless
30 housing strategic plan as well as interim goals against which state and
31 local governments' performance may be measured, including:

32 (1) By the end of year one, completion of the first census as
33 described in section 5 of this act;

34 (2) By the end of each subsequent year, goals common to all local
35 programs which are measurable and the achievement of which would move
36 that community toward housing its homeless population; and

1 (3) By July 1, 2015, reduction of the homeless population statewide
2 and in each county by fifty percent.

3 The department shall report annually to the governor and the
4 appropriate committees of the legislature an assessment of its
5 performance in addressing the statewide homeless problem, and the
6 performance of each participating local government in creating and
7 executing a local homeless housing plan which meets the requirements of
8 this chapter. Based on the performance of local homeless housing
9 programs in meeting their interim goals, on general population changes
10 and on changes in the homeless population recorded in the annual
11 census, the department may revise the performance measures and goals of
12 the state plan, set goals for years following the initial ten-year
13 period, and recommend changes in local governments' plans.

14 NEW SECTION. **Sec. 7.** Each local government shall create a local
15 homeless housing advisory council consisting of representatives from
16 the community and stakeholder groups, including one or more homeless or
17 formerly homeless individuals.

18 In lieu of creating a new local homeless housing advisory council,
19 a local government may designate an existing governmental or nonprofit
20 body which substantially conforms to this section and which includes at
21 least one homeless or recently homeless individual.

22 NEW SECTION. **Sec. 8.** (1) Each local government or its
23 subcontractor shall prepare a ten-year homeless housing plan for its
24 jurisdictional area which shall be not inconsistent with the
25 department's statewide ten-year plan and which shall be aimed at
26 eliminating homelessness, with a minimum goal of reducing homelessness
27 by fifty percent by July 1, 2015. Performance in meeting the goals of
28 this local plan shall be assessed annually in terms of the performance
29 measures published by the department. Local plans may include specific
30 local performance measures adopted by the local government legislative
31 authority, and may include recommendations for any state legislation
32 needed to meet the state or local plan goals.

33 (2) Eligible activities under the local plans include:

34 (a) Rental and furnishing of dwelling units for the use of homeless
35 persons;

1 (b) Costs of developing affordable housing for homeless persons,
2 and services for formerly homeless individuals and families residing in
3 transitional housing or permanent housing and still at risk of
4 homelessness;

5 (c) Operating subsidies for transitional housing or permanent
6 housing serving formerly homeless families or individuals;

7 (d) Services to prevent homelessness, such as emergency eviction
8 prevention programs including temporary rental subsidies to prevent
9 homelessness;

10 (e) Temporary services to assist persons leaving state institutions
11 and other state programs to prevent them from becoming or remaining
12 homeless;

13 (f) Outreach services for homeless individuals and families;

14 (g) Development and management of local homeless plans including
15 homeless census data collection; identification of goals, performance
16 measures, strategies, and costs and evaluation of progress towards
17 established goals;

18 (h) Rental vouchers payable to landlords for persons who are
19 homeless or below thirty percent of the median income or in immediate
20 danger of becoming homeless; and

21 (i) Other activities to reduce and prevent homelessness as
22 identified for funding in the local plan.

23 NEW SECTION. **Sec. 9.** A new section is added to chapter 36.22 RCW
24 to read as follows:

25 (1) In addition to the surcharge authorized in RCW 36.22.178, and
26 except as provided in subsection (2) of this section, an additional
27 surcharge of ten dollars shall be charged by the county auditor for
28 each document recorded, which will be in addition to any other charge
29 allowed by law. The funds collected pursuant to this section are to be
30 distributed and used as follows:

31 (a) The auditor shall retain two percent for collection of the fee,
32 and of the remainder shall remit sixty percent to the county, six
33 percent of which may be used by the county for administrative costs
34 related to its homeless housing plan, and the remainder for programs
35 which directly accomplish the goals of the county's strategic plan to
36 end homelessness, except that for each city in the county which elects
37 as authorized in section 12 of this act to operate its own homeless

1 housing program, the surcharge assessed under this section and paid in
2 connection with transactions in that city shall be transmitted at least
3 quarterly to the city treasurer, without any deduction for county
4 administrative costs, for use by the city for program costs which
5 directly contribute to the goals of the city's strategic plan to end
6 homelessness; of the funds received by the city, it may use six percent
7 for administrative costs for its homeless housing program.

8 (b) The auditor shall remit the remaining funds to the state
9 treasurer for deposit in the homeless housing account. The department
10 may use twelve and one-half percent of this amount for administration
11 of the program established in section 4 of this act, including the
12 costs of creating the statewide plan, measuring performance, providing
13 technical assistance to local governments, and managing the homeless
14 housing grant program. The remaining eighty-seven and one-half percent
15 is to be distributed by the department to local governments through the
16 homeless housing grant program.

17 (2) The surcharge imposed in this section does not apply to
18 assignments or substitutions of previously recorded deeds of trust.

19 NEW SECTION. **Sec. 10.** The homeless housing account is created in
20 the custody of the state treasurer. The state's portion of the
21 surcharge established in section 9 of this act must be deposited in the
22 account. Expenditures from the account may be used only for the
23 homeless housing program as described in this chapter. Only the
24 director or the director's designee may authorize expenditures from the
25 account. The account is subject to allotment procedures under chapter
26 43.88 RCW, but an appropriation is not required for expenditures.

27 NEW SECTION. **Sec. 11.** (1) During each calendar year in which
28 moneys from the homeless housing account are available for use by the
29 department for the homeless housing grant program, the department shall
30 announce to all Washington counties, participating cities, and through
31 major media throughout the state, a grant application period of at
32 least ninety days' duration. This announcement will be made as often
33 as the director deems appropriate for proper utilization of resources.
34 The department shall then promptly grant as many applications as will
35 utilize available funds, less appropriate administrative costs of the
36 department as described in section 9 of this act.

1 (2) The department will develop, with advice and input from the
2 affordable housing advisory board established in RCW 43.185B.020,
3 criteria to evaluate grant applications.

4 (3) The department may approve applications only if they are
5 consistent with the local and state homeless housing program strategic
6 plans. The department may give preference to applications based on
7 some or all of the following criteria:

8 (a) The total homeless population in the applicant local government
9 service area, as reported by the most recent annual Washington homeless
10 census;

11 (b) Current local expenditures to provide housing for the homeless
12 and to address the underlying causes of homelessness as described in
13 section 1 of this act;

14 (c) Local government and private contributions pledged to the
15 program in the form of matching funds, property, infrastructure
16 improvements, and other contributions; and the degree of leveraging of
17 other funds from local government or private sources for the program
18 for which funds are being requested, to include recipient contributions
19 to total project costs, including allied contributions from other
20 sources such as professional, craft and trade services, and lender
21 interest rate subsidies;

22 (d) Construction projects or rehabilitation that will serve
23 homeless individuals or families for a period of at least twenty-five
24 years;

25 (e) Projects which demonstrate serving homeless populations with
26 the greatest needs, including projects that serve special needs
27 populations;

28 (f) The degree to which the applicant project represents a
29 collaboration between local governments, nonprofit community-based
30 organizations, local and state agencies, and the private sector,
31 especially through its integration with the coordinated and
32 comprehensive plan for homeless families with children required under
33 RCW 43.63A.650;

34 (g) The cooperation of the local government in the annual
35 Washington homeless census project;

36 (h) The commitment of the local government and any subcontracting
37 local governments, nonprofit organizations, and for-profit entities to
38 employ a diverse work force;

1 (i) The extent, if any, that the local homeless population is
2 disproportionate to the revenues collected under this chapter, RCW
3 36.22.178, and section 9 of this act; and

4 (j) Other elements shown by the applicant to be directly related to
5 the goal and the department's state strategic plan.

6 NEW SECTION. **Sec. 12.** (1) Only a local government is eligible to
7 receive a homeless housing grant from the homeless housing account.
8 Any city may assert responsibility for homeless housing within its
9 borders if it so chooses, by forwarding a resolution to the legislative
10 authority of the county stating its intention and its commitment to
11 operate a separate homeless housing program. The city shall then
12 receive the county's portion of the funds attributable to document
13 recordings involving transactions within the city. A participating
14 city may also then apply separately for homeless housing program
15 grants. A city choosing to operate a separate homeless housing program
16 shall be responsible for complying with all of the same requirements as
17 counties.

18 (2) Local governments applying for homeless housing funds may
19 subcontract with any other local government, housing authority,
20 community action agency or other nonprofit organization for the
21 execution of programs contributing to the overall goal of ending
22 homelessness within a defined service area. All subcontracts shall be
23 consistent with the local homeless housing plan adopted by the
24 legislative authority of the local government, time limited, and filed
25 with the department and shall have specific performance terms. As an
26 alternative to a separate plan, two or more local governments may work
27 in concert to develop and execute a joint homeless housing strategic
28 plan, or to contract with another entity to do so. While a local
29 government has the authority to subcontract with other entities, the
30 local government continues to maintain the ultimate responsibility for
31 the homeless housing program within its borders.

32 (3) A county may decline to participate in the program authorized
33 in this act by forwarding to the department a resolution adopted by the
34 county legislative authority stating the intention not to participate.
35 A copy of the resolution shall also be transmitted to the county
36 auditor and treasurer. If such a resolution is adopted, all of the
37 funds otherwise due to the county under section 10 of this act shall be

1 remitted monthly to the state treasurer for deposit in the homeless
2 housing account, without any reduction by the county for collecting or
3 administering the funds. Upon receipt of the resolution, the
4 department shall promptly begin to identify and contract with one or
5 more entities eligible under this section to create and execute a local
6 plan for the county meeting the requirements of this act. The
7 department shall expend all of the funds received from the county under
8 this subsection to carry out the purposes of this act in the county,
9 provided that the department may retain six percent of these funds to
10 offset the cost of managing the county's program.

11 (4) A resolution by the county declining to participate in the
12 program shall have no effect on the ability of each city in the county
13 to assert its right to manage its own program under this act, and the
14 county shall monthly transmit to the city the funds due under this act.

15 NEW SECTION. **Sec. 13.** The department shall allocate grant moneys
16 from the homeless housing account to finance in whole or in part
17 programs and projects in approved local government plans to assist
18 homeless individuals and families gain access to adequate housing,
19 prevent at-risk individuals from becoming homeless, address the root
20 causes of homelessness, track and report on homeless-related data, and
21 facilitate the movement of homeless or formerly homeless individuals
22 along the housing continuum toward more stable and independent housing.
23 The department may issue criteria or guidelines to guide local
24 governments in the application process.

25 NEW SECTION. **Sec. 14.** The department shall develop a consistent
26 statewide data gathering instrument to monitor the performance of grant
27 recipients in order to determine compliance with the terms and
28 conditions set forth in the grant application or required by the
29 department.

30 The affordable housing advisory board shall annually publish an
31 evaluation of the performance of the department and each local
32 government toward meeting its goals under the local and statewide
33 plans, including an assessment of the following performance measures:

34 (1) The reduction in homelessness from the initial count, and the
35 reduction in persons turned away without a housing placement;

36 (2) The transition time from homelessness to permanent housing;

- 1 (3) The cost per person housed at each level of the housing
- 2 continuum;
- 3 (4) The ability to successfully collect data and report
- 4 performance;
- 5 (5) The extent of collaboration and coordination among public
- 6 bodies, as well as community stakeholders, and the level of community
- 7 support and participation;
- 8 (6) The quality and safety of housing provided; and
- 9 (7) The effectiveness of outreach to homeless persons, and their
- 10 satisfaction with the program.

11 NEW SECTION. **Sec. 15.** The department shall provide technical
12 assistance to any participating local government that requests such
13 assistance. Technical assistance activities may include:

- 14 (1) Assisting local governments to identify appropriate parties to
- 15 participate on local homeless housing advisory councils;
- 16 (2) Assisting local governments to identify appropriate service
- 17 providers with which the local governments may subcontract for service
- 18 provision and development activities, when necessary;
- 19 (3) Assisting local governments to implement or expand homeless
- 20 census programs to meet homeless housing program requirements;
- 21 (4) Assisting in the identification of "best practices" from other
- 22 areas;
- 23 (5) Assisting in identifying additional funding sources for
- 24 specific projects; and
- 25 (6) Training local government and subcontractor staff.

26 NEW SECTION. **Sec. 16.** The department shall establish a uniform
27 process for participating local governments to report progress toward
28 reducing homelessness and meeting locally established goals.

29 NEW SECTION. **Sec. 17.** The department may adopt such rules as may
30 be necessary to effect the purposes of this chapter.

31 NEW SECTION. **Sec. 18.** The department shall ensure that the
32 state's interest is protected upon the development, use, sale, or
33 change of use of projects constructed, acquired, or financed in whole
34 or in part through the homeless housing grant program. These policies

1 may include, but are not limited to: (1) Requiring a share of the
2 appreciation in the project in proportion to the state's contribution
3 to the project, or (2) requiring a lump sum repayment of the grant upon
4 the sale or change of use of the project.

5 **Sec. 19.** RCW 36.22.178 and 2002 c 294 s 2 are each amended to read
6 as follows:

7 (1) Except as provided in subsection (2) of this section, a
8 surcharge of ten dollars per instrument shall be charged by the county
9 auditor for each document recorded, which will be in addition to any
10 other charge authorized by law. The (~~auditor~~) county may retain up
11 to five percent of these funds collected (~~to administer~~) solely for
12 the collection, administration, and local distribution of these funds.
13 Of the remaining funds, forty percent of the revenue generated through
14 this surcharge will be transmitted monthly to the state treasurer who
15 will deposit the funds into the Washington housing trust account. The
16 office of community development of the department of community, trade,
17 and economic development will develop guidelines for the use of these
18 funds to support building operation and maintenance costs of housing
19 projects or units within housing projects that are affordable to
20 extremely low-income persons with incomes at or below thirty percent of
21 the area median income, and that require a supplement to rent income to
22 cover ongoing operating expenses. (~~Sixty percent of the revenue~~) All
23 of the remaining funds generated by this surcharge will be retained by
24 the county and be deposited into a fund that must be used by the county
25 and its cities and towns for housing projects or units within housing
26 projects that are affordable to very low-income persons with incomes at
27 or below fifty percent of the area median income. The portion of the
28 surcharge retained by a county shall be allocated to very low-income
29 housing projects or units within such housing projects in the county
30 and the cities within a county according to an interlocal agreement
31 between the county and the cities within the county, consistent with
32 countywide and local housing needs and policies. The funds generated
33 with this surcharge shall not be used for construction of new housing
34 if at any time the vacancy rate for available low-income housing within
35 the county rises above ten percent. The vacancy rate for each county
36 shall be developed using the state low-income vacancy rate standard

1 developed under subsection (3) of this section. ((Permissible)) Uses
2 of these local funds are limited to:

3 (a) Acquisition, construction, or rehabilitation of housing
4 projects or units within housing projects that are affordable to very
5 low-income persons with incomes at or below fifty percent of the area
6 median income;

7 (b) Supporting building operation and maintenance costs of housing
8 projects or units within housing projects ((built with)) eligible to
9 receive housing trust funds, that are affordable to very low-income
10 persons with incomes at or below fifty percent of the area median
11 income, and that require a supplement to rent income to cover ongoing
12 operating expenses;

13 (c) Rental assistance vouchers for housing projects or units within
14 housing projects that are affordable to very low-income persons with
15 incomes at or below fifty percent of the area median income, to be
16 administered by a local public housing authority or other local
17 organization that has an existing rental assistance voucher program,
18 consistent with the United States department of housing and urban
19 development's section 8 rental assistance voucher program standards;
20 and

21 (d) Operating costs for emergency shelters and licensed overnight
22 youth shelters.

23 (2) The surcharge imposed in this section does not apply to
24 assignments or substitutions of previously recorded deeds of trust.

25 (3) The real estate research center at Washington State University
26 shall develop a vacancy rate standard for low-income housing in the
27 state as described in RCW 18.85.540(1)(i).

28 **Sec. 20.** RCW 36.18.010 and 2002 c 294 s 3 are each amended to read
29 as follows:

30 County auditors or recording officers shall collect the following
31 fees for their official services:

32 For recording instruments, for the first page eight and one-half by
33 fourteen inches or less, five dollars; for each additional page eight
34 and one-half by fourteen inches or less, one dollar. The fee for
35 recording multiple transactions contained in one instrument will be
36 calculated for each transaction requiring separate indexing as required
37 under RCW 65.04.050 as follows: The fee for each title or transaction

1 is the same fee as the first page of any additional recorded document;
2 the fee for additional pages is the same fee as for any additional
3 pages for any recorded document; the fee for the additional pages may
4 be collected only once and may not be collected for each title or
5 transaction;

6 For preparing and certifying copies, for the first page eight and
7 one-half by fourteen inches or less, three dollars; for each additional
8 page eight and one-half by fourteen inches or less, one dollar;

9 For preparing noncertified copies, for each page eight and one-half
10 by fourteen inches or less, one dollar;

11 For administering an oath or taking an affidavit, with or without
12 seal, two dollars;

13 For issuing a marriage license, eight dollars, (this fee includes
14 taking necessary affidavits, filing returns, indexing, and transmittal
15 of a record of the marriage to the state registrar of vital statistics)
16 plus an additional five-dollar fee for use and support of the
17 prevention of child abuse and neglect activities to be transmitted
18 monthly to the state treasurer and deposited in the state general fund
19 plus an additional ten-dollar fee to be transmitted monthly to the
20 state treasurer and deposited in the state general fund. The
21 legislature intends to appropriate an amount at least equal to the
22 revenue generated by this fee for the purposes of the displaced
23 homemaker act, chapter 28B.04 RCW;

24 For searching records per hour, eight dollars;

25 For recording plats, fifty cents for each lot except cemetery plats
26 for which the charge shall be twenty-five cents per lot; also one
27 dollar for each acknowledgment, dedication, and description: PROVIDED,
28 That there shall be a minimum fee of twenty-five dollars per plat;

29 For recording of miscellaneous records not listed above, for the
30 first page eight and one-half by fourteen inches or less, five dollars;
31 for each additional page eight and one-half by fourteen inches or less,
32 one dollar;

33 For modernization and improvement of the recording and indexing
34 system, a surcharge as provided in RCW 36.22.170((-))i

35 For recording an emergency nonstandard document as provided in RCW
36 65.04.047, fifty dollars, in addition to all other applicable recording
37 fees((-))i

1 For recording instruments, a surcharge as provided in RCW
2 36.22.178; and

3 For recording instruments, a surcharge as provided in section 9 of
4 this act.

5 NEW SECTION. Sec. 21. The department of social and health
6 services shall exempt payments to individuals provided under this
7 chapter when determining eligibility for public assistance.

8 NEW SECTION. Sec. 22. This chapter does not require either the
9 department or any local government to expend any funds to accomplish
10 the goals of this chapter other than the revenues authorized in this
11 act. However, neither the department nor any local government may use
12 any funds authorized in this act to supplant or reduce any existing
13 expenditures of public money for the reduction or prevention of
14 homelessness or services for homeless persons.

15 **Sec. 23.** RCW 43.185B.005 and 1993 c 478 s 1 are each amended to
16 read as follows:

- 17 (1) The legislature finds that:
 - 18 (a) Housing is of vital statewide importance to the health, safety,
19 and welfare of the residents of the state;
 - 20 (b) Reducing homelessness and moving individuals and families
21 toward stable, affordable housing is of vital statewide importance;
 - 22 (c) Safe, affordable housing is an essential factor in stabilizing
23 communities;
 - 24 (~~(e)~~) (d) Residents must have a choice of housing opportunities
25 within the community where they choose to live;
 - 26 (~~(d)~~) (e) Housing markets are linked to a healthy economy and can
27 contribute to the state's economy;
 - 28 (~~(e)~~) (f) Land supply is a major contributor to the cost of
29 housing;
 - 30 (~~(f)~~) (g) Housing must be an integral component of any
31 comprehensive community and economic development strategy;
 - 32 (~~(g)~~) (h) State and local government must continue working
33 cooperatively toward the enhancement of increased housing units by
34 reviewing, updating, and removing conflicting regulatory language;

1 ~~((h))~~ (i) State and local government should work together in
2 developing creative ways to reduce the shortage of housing;

3 ~~((i))~~ (j) The lack of a coordinated state housing policy inhibits
4 the effective delivery of housing for some of the state's most
5 vulnerable citizens and those with limited incomes; and

6 ~~((j))~~ (k) It is in the public interest to adopt a statement of
7 housing policy objectives.

8 (2) The legislature declares that the purposes of the Washington
9 housing policy act are to:

10 (a) Provide policy direction to the public and private sectors in
11 their attempt to meet the shelter needs of Washington residents;

12 (b) Reevaluate housing and housing-related programs and policies in
13 order to ensure proper coordination of those programs and policies to
14 meet the housing needs of Washington residents;

15 (c) Improve the delivery of state services and assistance to very
16 low-income and low-income households and special needs populations;

17 (d) Strengthen partnerships among all levels of government, and the
18 public and private sectors, including for-profit and nonprofit
19 organizations, in the production and operation of housing to targeted
20 populations including low-income and moderate-income households;

21 (e) Increase the supply of housing for persons with special needs;

22 (f) Encourage collaborative planning with social service providers;

23 (g) Encourage financial institutions to increase residential
24 mortgage lending; and

25 (h) Coordinate housing into comprehensive community and economic
26 development strategies at the state and local level.

27 **Sec. 24.** RCW 43.185B.009 and 1993 c 478 s 3 are each amended to
28 read as follows:

29 The objectives of the Washington housing policy act shall be to
30 attain the state's goal of a decent home in a healthy, safe environment
31 for every resident of the state by strengthening public and private
32 institutions that are able to:

33 (1) Develop an adequate and affordable supply of housing for all
34 economic segments of the population, including the destitute;

35 (2) Identify and reduce the causal factors preventing the state
36 from reaching its goal;

1 (3) Assist very low-income and special needs households who cannot
2 obtain affordable, safe, and adequate housing in the private market;
3 ~~((+3))~~ (4) Encourage and maintain home ownership opportunities;
4 ~~((+4))~~ (5) Reduce life-cycle housing costs while preserving public
5 health and safety;
6 ~~((+5))~~ (6) Preserve the supply of existing affordable housing;
7 ~~((+6))~~ (7) Provide housing for special needs populations;
8 ~~((+7))~~ (8) Ensure fair and equal access to the housing market;
9 ~~((+8))~~ (9) Increase the availability of mortgage credit at low
10 interest rates; and
11 ~~((+9))~~ (10) Coordinate and be consistent with the goals,
12 objectives, and required housing element of the comprehensive plan in
13 the state's growth management act in RCW 36.70A.070.

14 NEW SECTION. **Sec. 25.** If any part of this act is found to be in
15 conflict with federal requirements that are a prescribed condition to
16 the allocation of federal funds to the state, the conflicting part of
17 this act is inoperative solely to the extent of the conflict and with
18 respect to the agencies directly affected, and this finding does not
19 affect the operation of the remainder of this act in its application to
20 the agencies concerned. Rules adopted under this act must meet federal
21 requirements that are a necessary condition to the receipt of federal
22 funds by the state.

23 NEW SECTION. **Sec. 26.** This act takes effect August 1, 2005.

24 NEW SECTION. **Sec. 27.** Sections 1 through 8, 10 through 18, 21,
25 22, 25, and 26 of this act constitute a new chapter in Title 43 RCW."

26 Correct the title.

EFFECT: Establishes a performance measure for the state and each
county to reduce the homeless population by 50% by July 1, 2015. CTED
and local governments will be evaluated annually by the Affordable
Housing Advisory Board toward meeting goals under the statewide and
local plans. Counties may decline to participate in the program and,
in such a case, shall remit its share of the surcharge funds to CTED.

CTED will contract with another entity to operate homeless housing programs in that county and will retain six percent of the county's share of funds for administration of the county program. Eligible activities for counties under this act are defined and include costs associated with developing affordable housing, and services to prevent homelessness. The auditor is allowed to retain 2% of the funds in each county for costs associated with the collection of the fee, unless that county is not participating in the program. Sixty percent of the remaining funds will be remitted to counties and cities, if they choose to participate in the program, and such counties and cities may use 6% of their share of the total for administrative costs (instead of 12.5% as stated in the substitute). The remaining funds will be remitted to CTED which will use 12.5% of its share for administration activities of the program including creating the statewide plan, measuring performance, conducting an annual census, managing the homeless housing grant program, implementing an online information and referral system for homeless housing, and developing the capacity for continuous case management. The local government optional \$5.00 surcharge is struck from the bill. States that no funds need be expended for this program beyond the revenue that is collected by the \$10.00 surcharge program. No local government may use the funds generated for this program to supplant or replace existing expenditures of public money for homeless prevention or other like services. After year 4, CTED must implement an organizational quality management system.

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