

2 **ESHB 2151** - S AMD TO S COMM AMD

3 By Senators Nelson, Metcalf and Vognild

4 Adopted 4/18/91 - Voice Vote

5 On page 20, after line 2 of the amendment, insert the following:

6 "NEW SECTION. **Sec. 13.** The legislature recognizes that certain
7 communities have important cultural, economic, or transportation
8 linkages to communities in other counties. Many public services can
9 most efficiently be delivered from public agencies located in counties
10 other than the county within which the community is located. It is the
11 intent of the legislature by enacting sections 14 through 16 of this
12 act to further more effective public transportation linkages between
13 communities, regardless of county association, in order to better serve
14 state citizen needs."

15 **"Sec. 14.** RCW 36.57A.040 and 1983 c 65 s 2 are each amended to
16 read as follows:

17 At the time of its formation no public transportation benefit area
18 may include only a part of any city, and every city shall be either
19 wholly included or wholly excluded from the boundaries of such area.
20 Notwithstanding any other provision of law, if subsequent to the
21 formation of a public transportation benefit area additional area
22 became or will become a part of a component city by annexation, merger,
23 or otherwise, the additional area shall be included within the
24 boundaries of the transportation benefit area and be subject to all
25 taxes and other liabilities and obligations of the public
26 transportation benefit area. The component city shall be required to
27 notify the public transportation benefit area at the time the city has

1 added the additional area. Furthermore, notwithstanding any other
2 provisions of law, if a city that is not a component city of the public
3 transportation benefit area adds area to its boundaries that is within
4 the boundaries of the public transportation benefit area, the area so
5 added shall be deemed to be excluded from the public transportation
6 benefit area: PROVIDED, That the public transportation benefit area
7 shall be given notice of the city's intention to add such area.

8 The boundaries of any public transportation benefit area shall
9 follow school district lines or election precinct lines, as far as
10 practicable. Only such areas shall be included which the conference
11 determines could reasonably benefit from the provision of public
12 transportation services. Except as provided in RCW 36.57A.140(2), only
13 one public transportation benefit area may be created in any county."

14 "Sec. 15. RCW 36.57A.055 and 1983 c 65 s 4 are each amended to
15 read as follows:

16 After a public transportation benefit area has been in existence
17 for four years, members of the county legislative authority and the
18 elected representative of each city within the boundaries of the public
19 transportation benefit area shall review the composition of the
20 governing body of the benefit area and change the composition of the
21 governing body if the change is deemed appropriate. The review shall
22 be at a meeting of the designated representatives of the component
23 county and cities, and the majority of those present shall constitute
24 a quorum at such meeting. Twenty days notice of the meeting shall be
25 given by the chief administrative officer of the public transportation
26 benefit area authority. After the initial review, a review shall be
27 held every four years.

28 If an area having a population greater than fifteen percent, or
29 areas with a combined population of greater than twenty-five percent of

1 the population of the existing public transportation benefit area as
2 constituted at the last review meeting, annex to the public
3 transportation benefit area, or if an area is added under RCW
4 36.57A.140(2), the representatives of the component county and cities
5 shall meet within ninety days to review and change the composition of
6 the governing body, if the change is deemed appropriate. This meeting
7 is in addition to the regular four-year review meeting and shall be
8 conducted pursuant to the same notice requirement and quorum provisions
9 of the regular review."

10 "Sec. 16. RCW 36.57A.140 and 1983 c 65 s 5 are each amended to
11 read as follows:

12 (1) An election to authorize the annexation of territory contiguous
13 to a public transportation benefit area may be called within the area
14 to be annexed pursuant to resolution or petition in the following
15 manner:

16 (a) By resolution of a public transportation benefit area authority
17 when it determines that the best interests and general welfare of the
18 public transportation benefit area would be served. The authority
19 shall consider the question of areas to be annexed to the public
20 transportation benefit area at least once every two years.

21 (b) By petition calling for such an election signed by at least
22 four percent of the qualified voters residing within the area to be
23 annexed and filed with the auditor of the county wherein the largest
24 portion of the public transportation benefit area is located, and
25 notice thereof shall be given to the authority. Upon receipt of such
26 a petition, the auditor shall examine it and certify to the sufficiency
27 of the signatures thereon.

28 (c) By resolution of a public transportation benefit area authority
29 upon request of any city for annexation thereto.

1 (2) If the area proposed to be annexed is located within another
2 county, the petition or resolution for annexation as set forth in
3 subsection (1) of this section must be approved by the legislative
4 authority of the county if the area is unincorporated or by the
5 legislative authority of the city or town if the area is incorporated.
6 Any annexation under this subsection must involve contiguous areas.

7 (3) The resolution or petition shall describe the boundaries of the
8 area to be annexed. It shall require that there also be submitted to
9 the electorate of the territory sought to be annexed a proposition
10 authorizing the inclusion of the area within the public transportation
11 benefit area and authorizing the imposition of such taxes authorized by
12 law to be collected by the authority."

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15 Adopted 4/18 91 - Voice vote

16 On page 20, line 7 of the title amendment, after "insert" strike
17 "and"

18 On page 20, line 9 of the title amendment, after "81.104.140,"
19 strike "and" and after "81.104.160" insert ", 36.57A.040, 36.57A.055,
20 and 36.57A.140; and creating a new section"