

CERTIFICATION OF ENROLLMENT

**SUBSTITUTE SENATE BILL 6643**

Chapter 36, Laws of 2000

56th Legislature  
2000 Regular Session

POPULATION COUNTS--CORRECTIONAL FACILITIES

EFFECTIVE DATE: 6/8/00

Passed by the Senate February 14, 2000

YEAS 48 NAYS 0

BRAD OWEN

**President of the Senate**

Passed by the House February 29, 2000

YEAS 90 NAYS 7

CLYDE BALLARD

**Speaker of the  
House of Representatives**

FRANK CHOPP

**Speaker of the  
House of Representatives**

Approved March 17, 2000

CERTIFICATE

I, Tony M. Cook, Secretary of the Senate of the State of Washington, do hereby certify that the attached is **SUBSTITUTE SENATE BILL 6643** as passed by the Senate and the House of Representatives on the dates hereon set forth.

TONY M. COOK

**Secretary**

FILED

March 17, 2000 - 2:52 p.m.

GARY LOCKE

**Governor of the State of Washington**

**Secretary of State  
State of Washington**

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**SUBSTITUTE SENATE BILL 6643**

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Passed Legislature - 2000 Regular Session

**State of Washington                      56th Legislature                      2000 Regular Session**

**By** Senate Committee on State & Local Government (originally sponsored by Senators Hargrove, Snyder, Rasmussen and Oke)

Read first time 02/04/2000.

1            AN ACT Relating to disregarding persons confined in state  
2            correctional facilities for population counts under the growth  
3            management act; and amending RCW 36.70A.040.

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

5            **Sec. 1.** RCW 36.70A.040 and 1998 c 171 s 1 are each amended to read  
6            as follows:

7            (1) Each county that has both a population of fifty thousand or  
8            more and, until May 16, 1995, has had its population increase by more  
9            than ten percent in the previous ten years or, on or after May 16,  
10           1995, has had its population increase by more than seventeen percent in  
11           the previous ten years, and the cities located within such county, and  
12           any other county regardless of its population that has had its  
13           population increase by more than twenty percent in the previous ten  
14           years, and the cities located within such county, shall conform with  
15           all of the requirements of this chapter. However, the county  
16           legislative authority of such a county with a population of less than  
17           fifty thousand population may adopt a resolution removing the county,  
18           and the cities located within the county, from the requirements of  
19           adopting comprehensive land use plans and development regulations under

1 this chapter if this resolution is adopted and filed with the  
2 department by December 31, 1990, for counties initially meeting this  
3 set of criteria, or within sixty days of the date the office of  
4 financial management certifies that a county meets this set of criteria  
5 under subsection (5) of this section. For the purposes of this  
6 subsection, a county not currently planning under this chapter is not  
7 required to include in its population count those persons confined in  
8 a correctional facility under the jurisdiction of the department of  
9 corrections that is located in the county.

10 Once a county meets either of these sets of criteria, the  
11 requirement to conform with all of the requirements of this chapter  
12 remains in effect, even if the county no longer meets one of these sets  
13 of criteria.

14 (2) The county legislative authority of any county that does not  
15 meet either of the sets of criteria established under subsection (1) of  
16 this section may adopt a resolution indicating its intention to have  
17 subsection (1) of this section apply to the county. Each city, located  
18 in a county that chooses to plan under this subsection, shall conform  
19 with all of the requirements of this chapter. Once such a resolution  
20 has been adopted, the county and the cities located within the county  
21 remain subject to all of the requirements of this chapter.

22 (3) Any county or city that is initially required to conform with  
23 all of the requirements of this chapter under subsection (1) of this  
24 section shall take actions under this chapter as follows: (a) The  
25 county legislative authority shall adopt a county-wide planning policy  
26 under RCW 36.70A.210; (b) the county and each city located within the  
27 county shall designate critical areas, agricultural lands, forest  
28 lands, and mineral resource lands, and adopt development regulations  
29 conserving these designated agricultural lands, forest lands, and  
30 mineral resource lands and protecting these designated critical areas,  
31 under RCW 36.70A.170 and 36.70A.060; (c) the county shall designate and  
32 take other actions related to urban growth areas under RCW 36.70A.110;  
33 (d) if the county has a population of fifty thousand or more, the  
34 county and each city located within the county shall adopt a  
35 comprehensive plan under this chapter and development regulations that  
36 are consistent with and implement the comprehensive plan on or before  
37 July 1, 1994, and if the county has a population of less than fifty  
38 thousand, the county and each city located within the county shall  
39 adopt a comprehensive plan under this chapter and development

1 regulations that are consistent with and implement the comprehensive  
2 plan by January 1, 1995, but if the governor makes written findings  
3 that a county with a population of less than fifty thousand or a city  
4 located within such a county is not making reasonable progress toward  
5 adopting a comprehensive plan and development regulations the governor  
6 may reduce this deadline for such actions to be taken by no more than  
7 one hundred eighty days. Any county or city subject to this subsection  
8 may obtain an additional six months before it is required to have  
9 adopted its development regulations by submitting a letter notifying  
10 the department of community, trade, and economic development of its  
11 need prior to the deadline for adopting both a comprehensive plan and  
12 development regulations.

13 (4) Any county or city that is required to conform with all the  
14 requirements of this chapter, as a result of the county legislative  
15 authority adopting its resolution of intention under subsection (2) of  
16 this section, shall take actions under this chapter as follows: (a)  
17 The county legislative authority shall adopt a county-wide planning  
18 policy under RCW 36.70A.210; (b) the county and each city that is  
19 located within the county shall adopt development regulations  
20 conserving agricultural lands, forest lands, and mineral resource lands  
21 it designated under RCW 36.70A.060 within one year of the date the  
22 county legislative authority adopts its resolution of intention; (c)  
23 the county shall designate and take other actions related to urban  
24 growth areas under RCW 36.70A.110; and (d) the county and each city  
25 that is located within the county shall adopt a comprehensive plan and  
26 development regulations that are consistent with and implement the  
27 comprehensive plan not later than four years from the date the county  
28 legislative authority adopts its resolution of intention, but a county  
29 or city may obtain an additional six months before it is required to  
30 have adopted its development regulations by submitting a letter  
31 notifying the department of community, trade, and economic development  
32 of its need prior to the deadline for adopting both a comprehensive  
33 plan and development regulations.

34 (5) If the office of financial management certifies that the  
35 population of a county that previously had not been required to plan  
36 under subsection (1) or (2) of this section has changed sufficiently to  
37 meet either of the sets of criteria specified under subsection (1) of  
38 this section, and where applicable, the county legislative authority  
39 has not adopted a resolution removing the county from these

1 requirements as provided in subsection (1) of this section, the county  
2 and each city within such county shall take actions under this chapter  
3 as follows: (a) The county legislative authority shall adopt a county-  
4 wide planning policy under RCW 36.70A.210; (b) the county and each city  
5 located within the county shall adopt development regulations under RCW  
6 36.70A.060 conserving agricultural lands, forest lands, and mineral  
7 resource lands it designated within one year of the certification by  
8 the office of financial management; (c) the county shall designate and  
9 take other actions related to urban growth areas under RCW 36.70A.110;  
10 and (d) the county and each city located within the county shall adopt  
11 a comprehensive land use plan and development regulations that are  
12 consistent with and implement the comprehensive plan within four years  
13 of the certification by the office of financial management, but a  
14 county or city may obtain an additional six months before it is  
15 required to have adopted its development regulations by submitting a  
16 letter notifying the department of community, trade, and economic  
17 development of its need prior to the deadline for adopting both a  
18 comprehensive plan and development regulations.

19 (6) A copy of each document that is required under this section  
20 shall be submitted to the department at the time of its adoption.

21 (7) Cities and counties planning under this chapter must amend the  
22 transportation element of the comprehensive plan to be in compliance  
23 with this chapter and chapter 47.80 RCW no later than December 31,  
24 2000.

Passed the Senate February 14, 2000.

Passed the House February 29, 2000.

Approved by the Governor March 17, 2000.

Filed in Office of Secretary of State March 17, 2000.