
SENATE BILL 5802

State of Washington

58th Legislature

2003 Regular Session

By Senators Mulliken and T. Sheldon

Read first time 02/13/2003. Referred to Committee on Land Use & Planning.

1 AN ACT Relating to fire protection districts; amending RCW
2 35A.14.380; and repealing RCW 35.02.200, 35.02.202, 35.02.205, and
3 35A.14.400.

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

5 **Sec. 1.** RCW 35A.14.380 and 1981 c 332 s 8 are each amended to read
6 as follows:

7 If a portion of a fire protection district including at least sixty
8 percent of the assessed valuation of the real property of the district
9 is annexed to or incorporated into a code city, ownership of all of the
10 assets of the district shall be vested in the code city, upon payment
11 in cash, properties or contracts for fire protection services to the
12 district within one year, of a percentage of the value of said assets
13 equal to the percentage of the value of the real property in the entire
14 district remaining outside the incorporated or annexed area.

15 The fire protection district may elect, by a vote of a majority of
16 the persons residing outside the annexed area who vote on the
17 proposition, to require the annexing code city to assume responsibility
18 for the provision of fire protection, and for the operation and

1 maintenance of the district's property, facilities, and equipment
2 throughout the district and to pay the code city a reasonable fee for
3 such fire protection, operation, and maintenance.

4 If all of a fire protection district is included in an area that
5 incorporates as a city or town or is annexed to a city or town or fire
6 protection district, all of the assets and liabilities of the fire
7 protection district shall be transferred to the newly incorporated city
8 or town on the date on which the fire protection district ceases to
9 provide fire protection services pursuant to RCW 52.04.161 or to the
10 city or town or fire protection district upon the annexation.

11 NEW SECTION. **Sec. 2.** The following acts or parts of acts are each
12 repealed:

13 (1) RCW 35.02.200 (Annexation/incorporation of fire protection
14 district--Ownership of assets of fire protection district--When less
15 than sixty percent) and 1997 c 245 s 2;

16 (2) RCW 35.02.202 (Annexation/incorporation of fire protection
17 district--Delay of transfer) and 1991 c 360 s 7;

18 (3) RCW 35.02.205 (Annexation/incorporation of fire protection
19 district--Distribution of assets of district when less than five
20 percent of district annexed--Distribution agreement--Arbitration) and
21 1993 c 262 s 4 & 1989 c 267 s 3; and

22 (4) RCW 35A.14.400 (Ownership of assets of fire protection
23 district--When less than sixty percent of assessed valuation is annexed
24 or incorporated in code city) and 1989 c 267 s 2 & 1967 ex.s. c 119 s
25 35A.14.400.

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