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HOUSE BILL 1810

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State of Washington                      59th Legislature                      2005 Regular Session

By Representatives Miloscia, Hunt, Simpson, Darneille, Ormsby,  
O'Brien, Chase, Santos, Kagi, McDermott and Hasegawa

Read first time 02/07/2005. Referred to Committee on Housing.

1            AN ACT Relating to ending homelessness in the state of Washington;  
2 amending RCW 36.18.010; adding a new section to chapter 36.22 RCW;  
3 adding a new chapter to Title 43 RCW; and providing an effective date.

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

5            NEW SECTION.    **Sec. 1.** Despite laudable efforts by all levels of  
6 government, private individuals, and charitable foundations to end  
7 homelessness, the number of homeless persons in Washington is  
8 unacceptably high and appears to be growing. The state's homeless  
9 population, furthermore, includes a large number of families with  
10 children, youth, and employed persons. The legislature further finds  
11 that the fiscal and societal costs of homelessness are very high for  
12 both the public and private sectors, and that ending homelessness is  
13 both morally and economically imperative.

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

1 While the provision of housing and housing-related services to the  
2 homeless should be administered at the local level to best address  
3 specific community needs, the legislature recognizes the need for  
4 systematic statewide data collection on homelessness in Washington,  
5 including the number and geographic location of homeless persons. In  
6 order to truly end homelessness, there must also be a clear assignment  
7 of responsibilities, a clear statement of achievable and quantifiable  
8 goals, systematic collection and rigorous evaluation of the data, a  
9 search for and implementation through adequate resource allocation of  
10 best practices, and systematic measurement of progress toward interim  
11 goals and the ultimate goal of ending homelessness in Washington by  
12 July 1, 2015.

13 NEW SECTION. **Sec. 2.** This chapter may be known and cited as the  
14 homeless housing act.

15 NEW SECTION. **Sec. 3.** There is created within the department the  
16 homeless housing program to develop and coordinate a statewide  
17 strategic plan, and to create resources targeted to providing all  
18 homeless individuals and families with decent permanent housing. The  
19 department and all Washington county governments share the  
20 responsibility for ending homelessness in the state of Washington  
21 within ten years. The program will be developed and administered by  
22 the department with advice and input from the affordable housing  
23 advisory board established in RCW 43.185B.020.

24 NEW SECTION. **Sec. 4.** The definitions in this section apply  
25 throughout this chapter unless the context clearly requires otherwise.

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

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

30 (3) "Homeless person" means an individual living without permanent  
31 shelter, including an individual living outside, in an emergency  
32 shelter, and in a temporary housing program which may include a  
33 transitional and supportive housing program if habitation time limits  
34 exist.

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

6 (5) "Homeless housing account" means the state treasury account  
7 receiving the state's portion of income from revenue from the sources  
8 established by section 19 of this act.

9 (6) "Homeless housing grant program" means the vehicle by which  
10 competitive grants are awarded by the department, utilizing moneys from  
11 the homeless housing account, to local governments for programs  
12 directly related to housing homeless individuals and families,  
13 addressing the root causes of homelessness, preventing homelessness,  
14 collecting data on homeless individuals, and other efforts directly  
15 related to ending homelessness in Washington. State funds accessible  
16 through the homeless housing grant program are to supplement the local  
17 government's share of the revenue from the sources established by  
18 section 19 of this act to support programs to end homelessness within  
19 their boundaries.

20 (7) "Local government" means a county government in the state of  
21 Washington. Should a city government affirmatively elect to join this  
22 effort by accepting the responsibility for ending homelessness within  
23 their borders through the operation of a homeless housing program  
24 separate from that of the county, it is included in the definition of  
25 "local government." All local government efforts must be incorporated  
26 into the state strategic plan.

27 (8) "Housing continuum" means the progression of individuals along  
28 a housing-focused situational continuum with homelessness at one end,  
29 and homeownership at the other. Such a continuum could, for example,  
30 range from homeless on the street, to homeless in a temporary shelter,  
31 to participation in a transitional housing program, to residency in a  
32 supportive housing environment, to acquisition and maintenance of a  
33 subsidized apartment, to acquisition and maintenance of a nonsubsidized  
34 apartment, to homeownership.

35 (9) "Local homeless housing advisory council" means a voluntary  
36 local committee created to advise a local government on the creation of  
37 a local homeless housing program strategic plan, participate in a

1 program evaluation within the service area, and report to the  
2 department on the local area's progress toward meeting the goal of  
3 ending homelessness.

4 (10) "Long-term private or public housing" and "permanent shelter"  
5 mean subsidized and unsubsidized rental or owner-occupied housing in  
6 which there is no established time limit for habitation.

7 (11) "Housing wage" is the amount a person working full time has to  
8 earn to afford the fair market rent on a two bedroom unit while paying  
9 no more than thirty percent of their income in rent. The housing wage  
10 is published in the "out of reach" report compiled and distributed  
11 annually by the national low income housing coalition.

12 NEW SECTION. **Sec. 5.** The homeless housing account is created in  
13 the custody of the state treasurer. The department's portion of the  
14 surcharge established in section 19 of this act must be deposited in  
15 the account. Expenditures from the account may be used only for the  
16 homeless housing grant program. Only the director or the director's  
17 designee may authorize expenditures from the account. The account is  
18 subject to allotment procedures under chapter 43.88 RCW, but an  
19 appropriation is not required for expenditures.

20 NEW SECTION. **Sec. 6.** (1) The department will allocate grant  
21 moneys from the homeless housing account to finance in whole or in part  
22 programs and projects to assist homeless individuals and families  
23 access to adequate housing, prevent at-risk individuals from becoming  
24 homeless, address the root causes of homelessness, track and report on  
25 homeless-related data, and facilitate the movement of homeless or  
26 formerly homeless individuals along the housing continuum toward more  
27 stable and independent housing.

28 (2) Activities eligible for assistance from the homeless housing  
29 account include, but are not limited to:

30 (a) Shelters and related services for the homeless, including  
31 emergency shelters, overnight youth shelters, transitional housing, and  
32 supportive housing;

33 (b) Participation in a basic rental assistance subsidy or voucher  
34 program to be created by rule by the department;

35 (c) Emergency eviction prevention programs, including temporary  
36 rental and mortgage payment subsidies to prevent homelessness;

1 (d) New construction, expansion, rehabilitation, or acquisition of  
2 housing units specifically to be used to house homeless individuals and  
3 families;

4 (e) Homeless supportive services directly related to assisting  
5 families to acquire and retain stable housing;

6 (f) Rental deposit and security deposit assistance for individuals  
7 and families moving into rental units;

8 (g) Outreach to homeless individuals and families;

9 (h) Homeless census data collection;

10 (i) Creation and ongoing management of voluntary local homeless  
11 housing advisory councils;

12 (j) Administrative costs when such a grant will substantially  
13 increase the recipient's access to housing funds other than those  
14 available under this chapter; and

15 (k) Technical assistance, design, and finance services and  
16 consultation.

17 NEW SECTION. **Sec. 7.** Only a local government is eligible to  
18 receive a homeless housing grant from the homeless housing account.  
19 The legislature specifically assigns responsibility to individual  
20 county governments to end homelessness within their borders. All  
21 counties receive revenue directly from sources established by this  
22 chapter to accomplish this goal. All counties are also eligible to  
23 apply for the state's portion of funding from sources established by  
24 this chapter through the homeless housing grant program. Any city may  
25 specifically assert responsibility for ending homelessness within its  
26 borders if it so chooses, by forwarding a resolution to the board of  
27 county commissioners stating its intention and its commitment to  
28 operating a separate homeless housing program. Such cities will then  
29 receive a portion of the county funds proportional to the need within  
30 the city as identified by the Washington homeless survey. Cities may  
31 also then apply separately and individually for homeless housing  
32 program grants. Cities choosing to operate their own homeless housing  
33 programs are thereby accepting the responsibility for ending  
34 homelessness within its boundaries and are responsible for complying  
35 with all of the same reporting requirements as counties.

36 Local governments applying for homeless housing funds may  
37 subcontract with any other local government, nonprofit community-based

1 organization, or private entity for the execution of programs  
2 contributing to the overall goal of ending homelessness within a  
3 defined service area. All subcontracts shall be filed with the  
4 department and shall have specific performance terms. While a local  
5 government has the authority to subcontract with other entities, the  
6 local government continues to maintain the ultimate responsibility for  
7 ending homelessness within its borders.

8 NEW SECTION. **Sec. 8.** A local government participating in the  
9 homeless housing grant program must create a local homeless housing  
10 advisory council consisting of representatives from among other  
11 stakeholder groups. Advisory councilmembers could include  
12 representatives from other governmental entities within the defined  
13 area, nonprofit community or neighborhood-based organizations,  
14 federally recognized Indian tribes in the state of Washington, local  
15 housing authorities, representatives from the business community, work  
16 force training entities, health care organizations, and regional or  
17 statewide nonprofit housing assistance organizations. Councils must  
18 also include a homeless or formerly homeless individual.

19 NEW SECTION. **Sec. 9.** (1) During each calendar year in which  
20 moneys from the homeless housing account are available for use by the  
21 department for the homeless housing grant program, the department will  
22 announce to all Washington counties, participating cities, and through  
23 major media throughout the state, a grant application period of at  
24 least ninety days' duration. This announcement will be made as often  
25 as the director deems appropriate for proper utilization of resources.  
26 The department shall then promptly grant as many applications as will  
27 utilize available funds, less appropriate administrative costs of the  
28 department as described in section 19 of this act. In awarding funds  
29 under this chapter, the department shall strive for a geographic  
30 distribution of the funds.

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

34 (3) The department may give preference to applications based on  
35 some or all of the following criteria:

- 1 (a) The total homeless population in the applicant local government  
2 service area, as reported by the most recent annual Washington homeless  
3 census;
- 4 (b) Current local expenditures to provide housing for the homeless;
- 5 (c) Local government and private contributions pledged to the  
6 program in the form of infrastructure improvements, and others;
- 7 (d) The current local expenditures to address the underlying causes  
8 of homelessness;
- 9 (e) The degree of leveraging of other funds from local government  
10 or private sources for the program for which funds are being requested,  
11 to include recipient contributions to total project costs, including  
12 allied contributions from other sources such as professional, craft and  
13 trade services, and lender interest rate subsidies;
- 14 (f) Projects that demonstrate a strong probability of serving  
15 homeless individuals or families for a period of at least twenty-five  
16 years;
- 17 (g) Projects which demonstrate serving homeless populations with  
18 the greatest needs, including projects that serve special needs  
19 populations;
- 20 (h) The degree to which the applicant project represents a  
21 collaboration between local governments, nonprofit community-based  
22 organizations, local and state agencies, and the private sector;
- 23 (i) Projects which are consistent with the local and state homeless  
24 housing program strategic plans;
- 25 (j) The experience and past performance of the local government in  
26 operating similar programs;
- 27 (k) The prior performance of the local government in operating  
28 programs funded by the homeless housing account;
- 29 (l) The operational capacity of the local government, including  
30 fiscal capacity, staff capacity, and management structure;
- 31 (m) The qualifications of any nonprofit organization or other  
32 entity with which the local government has subcontracted;
- 33 (n) The existence of a local homeless housing advisory council  
34 representing private, public, and homeless or formerly homeless sectors  
35 of the community;
- 36 (o) The existence of a current local homeless housing program  
37 strategic plan which has been reviewed by the department;

1 (p) The existence of performance measures within the program's  
2 evaluation plan to consist of the homeless housing grant program's  
3 mandatory performance measures as defined in section 12 of this act,  
4 additional mandatory homeless housing performance measures to be  
5 defined by the department by rule, and specific local performance  
6 measures, if applicable;

7 (q) The ability to track and report on outcomes related to the  
8 mandatory homeless housing grant program performance measures and other  
9 defined local performance measures;

10 (r) The cooperation of the local government in the annual  
11 Washington homeless census project;

12 (s) The commitment of the local government and any subcontracting  
13 local governments, nonprofit organizations, and for-profit entities to  
14 employ a diverse work force and pay the Washington housing wage; and

15 (t) Other elements shown by the applicant to be directly related to  
16 the goal and the department's state strategic plan.

17 NEW SECTION. **Sec. 10.** The department will develop a consistent  
18 statewide data gathering instrument to monitor the performance of grant  
19 recipients in order to determine compliance with the terms and  
20 conditions set forth in the grant application or required by the  
21 department. The data gathering instrument shall allow the governor,  
22 legislature, and other decision makers to monitor the progress of the  
23 state and local governments in accomplishing the goals of this chapter.

24 NEW SECTION. **Sec. 11.** The department will provide technical  
25 assistance to any county, or other participating local government  
26 entity, which requests such assistance. Technical assistance  
27 activities may include:

28 (1) Assisting local governments to identify appropriate parties to  
29 participate on local homeless housing advisory councils;

30 (2) Assisting local governments to identify appropriate service  
31 providers with which the local governments may subcontract for service  
32 provision and development activities, when necessary;

33 (3) Assisting local governments to implement or expand homeless  
34 census programs to meet homeless housing program requirements;

35 (4) Assisting in the identification of "best practices" from other  
36 areas; and



1 (5) Assisting in identifying additional funding sources for  
2 specific projects.

3 NEW SECTION. **Sec. 12.** Six months after the first Washington  
4 homeless census, the department shall prepare and present a ten-year  
5 homeless housing program strategic plan which will outline statewide  
6 goals and performance measures. This plan shall be updated annually  
7 and will be annually reviewed and approved by the governor. The  
8 department's updated plans will subsequently be released each June.  
9 Local governments will base their local ten-year homeless housing  
10 strategic plans upon the goals and program recommendations of the state  
11 plan.

12 Mandatory homeless housing program performance measures are defined  
13 in statute within this section. Additional mandatory performance  
14 measures may be created by the department by rule. These mandatory  
15 performance measures must be reflected in the department's homeless  
16 housing strategic plan as well as in local strategic plans.

17 The department shall issue by rule mandatory homeless housing  
18 program performance measures that shall apply to both the department  
19 for statewide outcomes and local governments for local outcomes. The  
20 performance measures may consist of, but are not limited to, the  
21 following:

22 (1) By the end of year one a comprehensive census shall be  
23 finalized and will report on all homeless individuals in the state of  
24 Washington;

25 (2) By the end of year two, all individuals classified as homeless  
26 in the first Washington homeless census will be housed in at least  
27 temporary housing, which could include emergency shelters or other  
28 indoor facilities;

29 (3) By the end of year four, twenty-five percent of all individuals  
30 classified as homeless in all Washington homeless census counts since  
31 the effective date of this act will be housed in long-term private or  
32 public housing;

33 (4) By the end of year six, fifty percent of all individuals  
34 classified as homeless in all Washington homeless census counts since  
35 the effective date of this act will be housed in long-term private or  
36 public housing;

1 (5) By the end of year eight, seventy-five percent of all  
2 individuals classified as homeless in all Washington homeless census  
3 counts since the effective date of this act will be housed in long-term  
4 private or public housing; and

5 (6) By the end of year ten, and in each subsequent year, one  
6 hundred percent of all individuals classified as homeless in all  
7 Washington homeless census counts since the effective date of this act  
8 will be housed in long-term private or public housing.

9 The department shall report annually to the governor and the  
10 appropriate committees of the legislature an assessment of its  
11 performance in addressing the statewide homeless problem, and the  
12 performance of each county, and other participating local government  
13 entities, in addressing local homeless housing issues.

14 NEW SECTION. **Sec. 13.** The department shall establish a uniform  
15 process for each county, and any other participating local government,  
16 to report progress toward meeting goals relative to the mandatory  
17 performance outcomes. At a minimum, progress towards goals and goals  
18 achieved will be reported by each county, or other local government  
19 entity, in its annual updated homeless housing strategic plan.

20 Each county, or other local government, shall prepare and present  
21 a ten-year homeless housing plan for its jurisdictional area which will  
22 be based upon the department's statewide ten-year plan. This local  
23 plan shall be updated annually and submitted to the department for  
24 approval. Local plans will be submitted to the department each August  
25 for review and will be available to the public each October. All local  
26 plans will include the mandatory homeless housing program performance  
27 measures as provided in this chapter, additional performance measures  
28 created by rule by the department, and may include specific local  
29 performance measures determined by the local homeless housing advisory  
30 councils.

31 NEW SECTION. **Sec. 14.** The department shall issue rules related to  
32 the interpretation and appropriate reporting of mandatory performance  
33 measures detailed in this chapter, including rules regarding how a  
34 homeless person's refusal to accept an offer of housing is to be  
35 recorded and reported.

1        NEW SECTION.    **Sec. 15.**    The department will annually conduct a  
2 Washington homeless census.    The census will count all homeless  
3 individuals living outdoors, in shelters, and in transitional housing.  
4 The department will collaborate with existing local homeless census  
5 projects where they exist.    The department will work with local  
6 governments and community organizations to implement census projects in  
7 areas of the state not currently conducting an annual census.

8        All homeless census projects shall make every effort to collect  
9 basic demographic information on each homeless individual, to include:

- 10        (1) Name;
- 11        (2) Gender;
- 12        (3) Birth date;
- 13        (4) Family status and next of kin notification information;
- 14        (5) Health and disability status;
- 15        (6) Veteran status;
- 16        (7) Current housing situation;
- 17        (8) Current location and contact information;
- 18        (9) Government subsidies currently being accessed;
- 19        (10) Substance abuse issues;
- 20        (11) Employment status;
- 21        (12) Annual income;
- 22        (13) Last address;
- 23        (14) Self-declared reason for homelessness;
- 24        (15) Education and training status;
- 25        (16) Additional information as determined by the department by  
26 rule; and
- 27        (17) Additional information of interest to the local community.

28        The Washington homeless census will be conducted annually during  
29 the month of January to coordinate with already existing homeless  
30 census projects funded in part by the United States department of  
31 housing and urban development, under the McKinney-Vento homeless  
32 assistance program.    Census projects may be eligible for additional  
33 funding from the homeless housing grant program to improve the  
34 collection and reporting of data in order to fulfill the additional  
35 data collection requirements of the homeless housing program.

36        The department shall create a uniform method, as part of its  
37 homeless management information system, created under RCW 43.63A.655,  
38 by which individual county and city homeless census projects will

1 submit their data for statewide tabulation, analysis, and reporting.  
2 The department shall make the annual statewide Washington homeless  
3 census data available to the public by March of each year. This data,  
4 and its analysis, will be included in the department's annual updated  
5 homeless housing program strategic plan. Local governments will  
6 utilize the data to update their local strategic plans.

7 NEW SECTION. **Sec. 16.** The department shall have the authority to  
8 issue rules regarding the grant process, and the substance of eligible  
9 programs and projects, consistent with this chapter. The department  
10 shall consider the recommendations of the affordable housing advisory  
11 board, local governments, and local homeless housing advisory councils  
12 regarding how funds shall be used in their geographic areas.

13 NEW SECTION. **Sec. 17.** The affordable housing advisory board  
14 established in RCW 43.185B.020 shall advise the director on homeless  
15 housing needs in this state, operational aspects of the grant program  
16 and revenue collection program established by this chapter, and  
17 implementation of the policy and goals of this chapter.

18 NEW SECTION. **Sec. 18.** The department shall issue rules to ensure  
19 that the state's interest will be protected upon the development, use,  
20 sale, or change of use of projects constructed, acquired, or financed  
21 in whole or in part through the homeless housing grant program. These  
22 policies may include, but are not limited to: (1) Requiring a share of  
23 the appreciation in the project in proportion to the state's  
24 contribution to the project, or (2) requiring a lump sum repayment of  
25 the grant upon the sale or change of use of the project.

26 NEW SECTION. **Sec. 19.** A new section is added to chapter 36.22 RCW  
27 to read as follows:

28 (1) Except as provided in subsection (2) of this section, a  
29 surcharge of ten dollars shall be charged by the county auditor for  
30 each document recorded, which will be in addition to any other charge  
31 allowed by law. The funds collected pursuant to this section are to be  
32 distributed and used as follows:

33 (a) The auditor shall remit sixty percent to the county to be used

1 by the county, and any cities operating separate programs within the  
2 county, for administrative costs and programs which directly accomplish  
3 the goals of the local government's strategic plan to end homelessness.

4 (b) The auditor shall remit forty percent to the department of  
5 community, trade, and economic development, one-eighth of which may be  
6 used by the department for administration of the program established in  
7 section 3 of this act. The remaining seven-eighths is to be  
8 distributed by the department of community, trade, and economic  
9 development through the homeless housing grant program.

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

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

14 County auditors or recording officers shall collect the following  
15 fees for their official services:

16 For recording instruments, for the first page eight and one-half by  
17 fourteen inches or less, five dollars; for each additional page eight  
18 and one-half by fourteen inches or less, one dollar. The fee for  
19 recording multiple transactions contained in one instrument will be  
20 calculated for each transaction requiring separate indexing as required  
21 under RCW 65.04.050 as follows: The fee for each title or transaction  
22 is the same fee as the first page of any additional recorded document;  
23 the fee for additional pages is the same fee as for any additional  
24 pages for any recorded document; the fee for the additional pages may  
25 be collected only once and may not be collected for each title or  
26 transaction;

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

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

32 For administering an oath or taking an affidavit, with or without  
33 seal, two dollars;

34 For issuing a marriage license, eight dollars, (this fee includes  
35 taking necessary affidavits, filing returns, indexing, and transmittal  
36 of a record of the marriage to the state registrar of vital statistics)  
37 plus an additional five-dollar fee for use and support of the

1 prevention of child abuse and neglect activities to be transmitted  
2 monthly to the state treasurer and deposited in the state general fund  
3 plus an additional ten-dollar fee to be transmitted monthly to the  
4 state treasurer and deposited in the state general fund. The  
5 legislature intends to appropriate an amount at least equal to the  
6 revenue generated by this fee for the purposes of the displaced  
7 homemaker act, chapter 28B.04 RCW;

8 For searching records per hour, eight dollars;

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

13 For recording of miscellaneous records not listed above, for the  
14 first page eight and one-half by fourteen inches or less, five dollars;  
15 for each additional page eight and one-half by fourteen inches or less,  
16 one dollar;

17 For modernization and improvement of the recording and indexing  
18 system, a surcharge as provided in RCW 36.22.170((-));

19 For recording an emergency nonstandard document as provided in RCW  
20 65.04.047, fifty dollars, in addition to all other applicable recording  
21 fees((-));

22 For recording instruments, a surcharge as provided in RCW  
23 36.22.178;

24 For recording instruments, a surcharge as provided in section 19 of  
25 this act.

26 NEW SECTION. Sec. 21. If any provision of this act or its  
27 application to any person or circumstance is held invalid, the  
28 remainder of the act or the application of the provision to other  
29 persons or circumstances is not affected.

30 NEW SECTION. Sec. 22. If any part of this act is found to be in  
31 conflict with federal requirements that are a prescribed condition to  
32 the allocation of federal funds to the state, the conflicting part of  
33 this act is inoperative solely to the extent of the conflict and with  
34 respect to the agencies directly affected, and this finding does not  
35 affect the operation of the remainder of this act in its application to

1 the agencies concerned. Rules adopted under this act must meet federal  
2 requirements that are a necessary condition to the receipt of federal  
3 funds by the state.

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

5 NEW SECTION. **Sec. 24.** Sections 1 through 18 and 21 through 23 of  
6 this act constitute a new chapter in Title 43 RCW.

--- END ---