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HOUSE BILL 2715

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State of Washington                      62nd Legislature                      2012 Regular Session

By Representatives Asay, Dammeier, and Fagan

Read first time 01/26/12. Referred to Committee on Transportation.

1            AN ACT Relating to the exclusion of cities from regional transit  
2 authority boundaries; and amending RCW 81.112.050.

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

4            **Sec. 1.** RCW 81.112.050 and 2010 c 19 s 3 are each amended to read  
5 as follows:

6            (1) At the time of formation, the area to be included within the  
7 boundary of the authority shall be that area set forth in the system  
8 plan adopted by the joint regional policy committee. Prior to  
9 submitting the system and financing plan to the voters, the authority  
10 may make adjustments to the boundaries as deemed appropriate but must  
11 assure that, to the extent possible, the boundaries: (a) Include the  
12 largest-population urban growth area designated by each county under  
13 chapter 36.70A RCW; and (b) follow election precinct boundaries. If a  
14 portion of any city is determined to be within the service area, the  
15 entire city must be included within the boundaries of the authority.  
16 Subsequent to formation, when territory is annexed to a city located  
17 within the boundaries of the authority, the territory is simultaneously  
18 included within the boundaries of the authority and subject to all

1 taxes and other liabilities and obligations applicable within the city  
2 with respect to the authority as provided in RCW 35.13.500 and  
3 35A.14.475 and notwithstanding any other provision of law.

4 (2) After voters within the authority boundaries have approved the  
5 system and financing plan, elections to add areas contiguous to the  
6 authority boundaries may be called by resolution of the regional  
7 transit authority, after consultation with affected transit agencies  
8 and with the concurrence of the legislative authority of the city or  
9 town if the area is incorporated, or with the concurrence of the county  
10 legislative authority if the area is unincorporated. Only those areas  
11 that would benefit from the services provided by the authority may be  
12 included and services or projects proposed for the area must be  
13 consistent with the regional transportation plan. The election may  
14 include a single ballot proposition providing for annexation to the  
15 authority boundaries and imposition of the taxes at rates already  
16 imposed within the authority boundaries.

17 (3) (~~Upon receipt of a resolution requesting exclusion from the~~  
18 ~~boundaries of the authority from a city whose municipal boundaries~~  
19 ~~cross the boundaries of an authority and thereby result in only a~~  
20 ~~portion of the city being subject to local option taxes imposed by the~~  
21 ~~authority under chapters 81.104 and 81.112 RCW in order to implement a~~  
22 ~~high capacity transit plan, and where the vote to approve the city's~~  
23 ~~incorporation occurred simultaneously with an election approving the~~  
24 ~~local option taxes, then upon a two-thirds majority vote of the~~  
25 ~~governing board of the authority, the governing board shall redraw the~~  
26 ~~boundaries of the authority to exclude that portion of the city that is~~  
27 ~~located within the authority's boundaries, and the excluded area is no~~  
28 ~~longer subject to local option taxes imposed by the authority. This~~  
29 ~~subsection expires December 31, 1998.)) If an authority is unable to  
30 complete the regional transit system plan as approved by the voters or  
31 the plan exceeds either the original cost estimate or the time for  
32 completion estimate by ten percent, the legislative authority of a city  
33 may request to be excluded from the boundaries of the authority. Upon  
34 receipt of a resolution from the legislative authority of a city  
35 requesting exclusion from the boundaries of an authority, the  
36 commission shall redraw the boundaries of the authority to exclude the~~

1 boundaries of the city and the excluded area is no longer subject to  
2 any taxes imposed by the authority.

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