

CERTIFICATION OF ENROLLMENT

SUBSTITUTE SENATE BILL 5722

Chapter 347, Laws of 2011

62nd Legislature
2011 Regular Session

MENTAL HEALTH AND CHEMICAL DEPENDENCY TREATMENT--THERAPEUTIC
COURTS--FUNDING

EFFECTIVE DATE: 07/22/11

Passed by the Senate April 21, 2011
YEAS 32 NAYS 14

BRAD OWEN

President of the Senate

Passed by the House April 9, 2011
YEAS 79 NAYS 16

FRANK CHOPP

Speaker of the House of Representatives

Approved May 12, 2011, 2:41 p.m.

CHRISTINE GREGOIRE

Governor of the State of Washington

CERTIFICATE

I, Thomas Hoemann, Secretary of the Senate of the State of Washington, do hereby certify that the attached is **SUBSTITUTE SENATE BILL 5722** as passed by the Senate and the House of Representatives on the dates hereon set forth.

THOMAS HOEMANN

Secretary

FILED

May 13, 2011

**Secretary of State
State of Washington**

SUBSTITUTE SENATE BILL 5722

AS AMENDED BY THE HOUSE

Passed Legislature - 2011 Regular Session

State of Washington 62nd Legislature 2011 Regular Session

By Senate Human Services & Corrections (originally sponsored by Senators Hargrove, Morton, Stevens, Regala, Shin, and McAuliffe)

READ FIRST TIME 02/21/11.

1 AN ACT Relating to the use of moneys collected from the local
2 option sales tax to support chemical dependency or mental health
3 treatment programs and therapeutic courts; and amending RCW 82.14.460.

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

5 **Sec. 1.** RCW 82.14.460 and 2010 c 127 s 2 are each amended to read
6 as follows:

7 (1)(a) A county legislative authority may authorize, fix, and
8 impose a sales and use tax in accordance with the terms of this
9 chapter.

10 (b) If a county with a population over eight hundred thousand has
11 not imposed the tax authorized under this subsection by January 1,
12 2011, any city with a population over thirty thousand located in that
13 county may authorize, fix, and impose the sales and use tax in
14 accordance with the terms of this chapter. The county must provide a
15 credit against its tax for the full amount of tax imposed under this
16 subsection (1)(b) by any city located in that county if the county
17 imposes the tax after January 1, 2011.

18 (2) The tax authorized in this section is in addition to any other
19 taxes authorized by law and must be collected from those persons who

1 are taxable by the state under chapters 82.08 and 82.12 RCW upon the
2 occurrence of any taxable event within the county for a county's tax
3 and within a city for a city's tax. The rate of tax equals one-tenth
4 of one percent of the selling price in the case of a sales tax, or
5 value of the article used, in the case of a use tax.

6 (3) Moneys collected under this section must be used solely for the
7 purpose of providing for the operation or delivery of chemical
8 dependency or mental health treatment programs and services and for the
9 operation or delivery of therapeutic court programs and services. For
10 the purposes of this section, "programs and services" includes, but is
11 not limited to, treatment services, case management, and housing that
12 are a component of a coordinated chemical dependency or mental health
13 treatment program or service.

14 (4) All moneys collected under this section must be used solely for
15 the purpose of providing new or expanded programs and services as
16 provided in this section, except (~~a portion of moneys collected under
17 this section may be used to supplant existing funding for these
18 purposes in any county or city as follows: Up to fifty percent may be
19 used to supplant existing funding in calendar year 2010; up to forty
20 percent may be used to supplant existing funding in calendar year 2011;
21 up to thirty percent may be used to supplant existing funding in
22 calendar year 2012; up to twenty percent may be used to supplant
23 existing funding in calendar year 2013; and up to ten percent may be
24 used to supplant existing funding in calendar year 2014~~) as follows:

25 (a) For a county with a population larger than twenty-five thousand
26 or a city with a population over thirty thousand, a portion of moneys
27 collected under this section may be used to supplant existing funding
28 for these purposes as follows: Up to fifty percent may be used to
29 supplant existing funding in calendar years 2011-2012; up to forty
30 percent may be used to supplant existing funding in calendar year 2013;
31 up to thirty percent may be used to supplant existing funding in
32 calendar year 2014; up to twenty percent may be used to supplant
33 existing funding in calendar year 2015; and up to ten percent may be
34 used to supplant existing funding in calendar year 2016;

35 (b) For a county with a population of less than twenty-five
36 thousand, a portion of moneys collected under this section may be used
37 to supplant existing funding for these purposes as follows: Up to
38 eighty percent may be used to supplant existing funding in calendar

1 years 2011-2012; up to sixty percent may be used to supplant existing
2 funding in calendar year 2013; up to forty percent may be used to
3 supplant existing funding in calendar year 2014; up to twenty percent
4 may be used to supplant existing funding in calendar year 2015; and up
5 to ten percent may be used to supplant existing funding in calendar
6 year 2016; and

7 (c) Notwithstanding (a) and (b) of this subsection, moneys
8 collected under this section may be used to support the cost of the
9 judicial officer and support staff of a therapeutic court.

10 (5) Nothing in this section may be interpreted to prohibit the use
11 of moneys collected under this section for the replacement of lapsed
12 federal funding previously provided for the operation or delivery of
13 services and programs as provided in this section.

Passed by the Senate April 21, 2011.

Passed by the House April 9, 2011.

Approved by the Governor May 12, 2011.

Filed in Office of Secretary of State May 13, 2011.