

CERTIFICATION OF ENROLLMENT

**SENATE BILL 5119**

Chapter 314, Laws of 2017

65th Legislature  
2017 Regular Session

WATER-SEWER DISTRICTS--WARRANTS--CONTRACTING--POLLUTION CONTROL  
FACILITIES

EFFECTIVE DATE: 7/23/2017

Passed by the Senate April 17, 2017  
Yeas 47 Nays 2

CYRUS HABIB

**President of the Senate**

Passed by the House April 10, 2017  
Yeas 98 Nays 0

FRANK CHOPP

**Speaker of the House of Representatives**

Approved May 16, 2017 11:10 AM

JAY INSLEE

**Governor of the State of Washington**

CERTIFICATE

I, Hunter G. Goodman, Secretary of the Senate of the State of Washington, do hereby certify that the attached is **SENATE BILL 5119** as passed by Senate and the House of Representatives on the dates hereon set forth.

HUNTER G. GOODMAN

**Secretary**

FILED

May 16, 2017

**Secretary of State  
State of Washington**

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SENATE BILL 5119

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AS AMENDED BY THE HOUSE

Passed Legislature - 2017 Regular Session

**State of Washington**                      **65th Legislature**                      **2017 Regular Session**

**By** Senators Takko, Dansel, Sheldon, Angel, Chase, Palumbo, and Wellman

Read first time 01/13/17. Referred to Committee on Local Government.

1            AN    ACT    Relating   to   water-sewer   districts;   amending   RCW  
2   70.95A.020; adding a new section to chapter 57.20 RCW; and adding a  
3   new section to chapter 57.08 RCW.

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

5            NEW SECTION.    **Sec. 1.**    A new section is added to chapter 57.20  
6   RCW to read as follows:

7            (1) The board of commissioners of a district with revenues of  
8   five million dollars or more in each of the preceding three years  
9   that were audited in accordance with RCW 43.09.260 may by resolution  
10   adopt a policy to issue its own warrants for payment of claims or  
11   other obligations of the district. The board of commissioners, after  
12   auditing all payrolls and bills, may authorize the issuing of one  
13   general certificate to the county treasurer, to be signed by the  
14   president of the board of commissioners, authorizing the county  
15   treasurer to pay all the warrants specified by date, number, name,  
16   and amount, and the accounting funds on which the warrants are drawn.  
17   The district may then issue the warrants specified in the general  
18   certificate.

19            (2) The board of commissioners of a district with revenues  
20   greater than two hundred fifty thousand dollars and less than five  
21   million dollars in each of the preceding three years that were

1 audited in accordance with RCW 43.09.260 may upon agreement between  
2 the county treasurer and the district commission, with approval of  
3 the district commission by resolution, adopt a policy to issue its  
4 own warrants for payment of claims or other obligations of the  
5 district. The board of commissioners, after auditing all payrolls and  
6 bills, may authorize the issuing of one general certificate to the  
7 county treasurer, to be signed by the president of the board of  
8 commissioners, authorizing the county treasurer to pay all the  
9 warrants specified by date, number, name, and amount, and the  
10 accounting funds on which the warrants are drawn. The district may  
11 then issue the warrants specified in the general certificate.

12 NEW SECTION. **Sec. 2.** A new section is added to chapter 57.08  
13 RCW to read as follows:

14 (1) Any water-sewer district may elect to contract for asset  
15 management service of its water storage assets in accordance with  
16 this section. If a water-sewer district elects to contract under this  
17 subsection for all, some, or one component of water storage asset  
18 management services for its water storage assets, each water-sewer  
19 district shall publish notice of its requirements to procure asset  
20 management service of its water storage assets. The announcement must  
21 concisely state the scope and nature of the water storage asset  
22 management service for which a contract is required and encourage  
23 firms to submit proposals to meet these requirements. If a water-  
24 sewer district chooses to negotiate a water storage asset management  
25 service contract under this section, no otherwise applicable  
26 statutory procurement requirement applies.

27 (2) The water-sewer district may negotiate a fair and reasonable  
28 water storage asset management service contract with the firm that  
29 submits the best proposal based on criteria that is established by  
30 the water-sewer district.

31 (3) If the water-sewer district is unable to negotiate a  
32 satisfactory water storage asset management service contract with the  
33 firm that submits the best proposal, negotiations with that firm must  
34 formally be terminated and the water-sewer district may select  
35 another firm in accordance with this section and continue negotiation  
36 until a water storage asset management service contract is reached or  
37 the selection process is terminated.

38 (4) For the purposes of this section:

1 (a) "Water storage asset management services" means the  
2 financing, designing, improving, operating, maintaining, repairing,  
3 testing, inspecting, cleaning, administering, or managing, or any  
4 combination thereof, of a water storage asset.

5 (b) "Water storage asset" means water storage structures and  
6 associated distribution systems, such as the water tank, tower, well,  
7 meter, or water filter.

8 **Sec. 3.** RCW 70.95A.020 and 1973 c 132 s 3 are each amended to  
9 read as follows:

10 As used in this chapter, unless the context otherwise requires:

11 (1) "Municipality" shall mean any city, town, county, ~~((or))~~ port  
12 district, or water-sewer district in the state;

13 (2) "Facility" or "facilities" shall mean any land, building,  
14 structure, machinery, system, fixture, appurtenance, equipment or any  
15 combination thereof, or any interest therein, and all real and  
16 personal properties deemed necessary in connection therewith whether  
17 or not now in existence, which is used or to be used by any person,  
18 corporation or municipality in furtherance of the purpose of abating,  
19 controlling or preventing pollution;

20 (3) "Pollution" shall mean any form of environmental pollution,  
21 including but not limited to water pollution, air pollution, land  
22 pollution, solid waste disposal, thermal pollution, radiation  
23 contamination, or noise pollution;

24 (4) "Governing body" shall mean the body or bodies in which the  
25 legislative powers of the municipality are vested;

26 (5) "Mortgage" shall mean a mortgage or a mortgage and deed of  
27 trust or other security device; and

28 (6) "Department" shall mean the state department of ecology.

Passed by the Senate April 17, 2017.

Passed by the House April 10, 2017.

Approved by the Governor May 16, 2017.

Filed in Office of Secretary of State May 16, 2017.

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