

CERTIFICATION OF ENROLLMENT

**SUBSTITUTE SENATE BILL 5894**

Chapter 320, Laws of 2019

66th Legislature  
2019 Regular Session

FIREFIGHTERS' PENSION LEVY--USE FOR LEOFF 1 MEDICAL BENEFITS

EFFECTIVE DATE: July 28, 2019

Passed by the Senate April 27, 2019  
Yeas 48 Nays 0

KAREN KEISER

**President of the Senate**

Passed by the House April 25, 2019  
Yeas 98 Nays 0

FRANK CHOPP

**Speaker of the House of Representatives**

Approved May 8, 2019 4:27 PM

JAY INSLEE

**Governor of the State of Washington**

CERTIFICATE

I, Brad Hendrickson, Secretary of the Senate of the State of Washington, do hereby certify that the attached is **SUBSTITUTE SENATE BILL 5894** as passed by the Senate and the House of Representatives on the dates hereon set forth.

BRAD HENDRICKSON

**Secretary**

FILED

May 13, 2019

**Secretary of State  
State of Washington**

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**SUBSTITUTE SENATE BILL 5894**

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AS AMENDED BY THE HOUSE

Passed Legislature - 2019 Regular Session

**State of Washington**

**66th Legislature**

**2019 Regular Session**

**By** Senate Ways & Means (originally sponsored by Senator Braun)

READ FIRST TIME 02/28/19.

1 AN ACT Relating to clarifying that the firefighters' pension levy  
2 may continue to be levied to fund benefits under the law enforcement  
3 officers' and firefighters' retirement system; and amending RCW  
4 41.16.060.

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

6 **Sec. 1.** RCW 41.16.060 and 1987 c 319 s 2 are each amended to  
7 read as follows:

8 (1) It (~~shall be~~) is the duty of the legislative authority of  
9 each municipality, each year as a part of its annual tax levy, to  
10 levy and place in the fund a tax of twenty-two and one-half cents per  
11 thousand dollars of assessed value against all the taxable property  
12 of such municipality: PROVIDED, That if a report by a qualified  
13 actuary on the condition of the fund establishes that the whole or  
14 any part of said dollar rate is not necessary to maintain the  
15 actuarial soundness of the fund, the levy of said twenty-two and one-  
16 half cents per thousand dollars of assessed value may be omitted, or  
17 the whole or any part of (~~said~~) such dollar rate may be levied and  
18 used for any other municipal purpose.

19 (2) It (~~shall be~~) is the duty of the legislative authority of  
20 each municipality, each year as a part of its annual tax levy and in  
21 addition to the city levy limit set forth in RCW 84.52.043, to levy

1 and place in the fund an additional tax of twenty-two and one-half  
2 cents per thousand dollars of assessed value against all taxable  
3 property of such municipality: PROVIDED, That if a report by a  
4 qualified actuary establishes that all or any part of the additional  
5 twenty-two and one-half cents per thousand dollars of assessed value  
6 levy is unnecessary to meet the estimated demands on the fund under  
7 this chapter for the ensuing budget year, the levy of said additional  
8 twenty-two and one-half cents per thousand dollars of assessed value  
9 may be omitted, or the whole or any part of such dollar rate may be  
10 levied and used for any other municipal purpose, subject to  
11 subsection (4) of this section: PROVIDED FURTHER, That cities that  
12 have annexed to library districts according to RCW 27.12.360 through  
13 27.12.395 and/or fire protection districts according to RCW 52.04.061  
14 through 52.04.081 (~~shall~~) may not levy this additional tax to the  
15 extent that it causes the combined levies to exceed the statutory or  
16 constitutional limits.

17 (3) The amount of a levy under this section allocated to the  
18 pension fund may be reduced in the same proportion as the regular  
19 property tax levy of the municipality is reduced by chapter 84.55  
20 RCW.

21 (4) If a municipality no longer has any beneficiaries receiving  
22 benefits under this chapter, the whole or any part of such additional  
23 levy under subsection (2) of this section may continue to be levied  
24 for the payment of benefits provided under RCW 41.26.150(1) or other  
25 municipal purpose until such time that the municipality no longer has  
26 any beneficiaries receiving benefits under RCW 41.26.150(1), however  
27 the proceeds of the additional levy must be annually expended for  
28 payment of benefits provided under RCW 41.26.150(1) prior to being  
29 spent for any other purpose.

Passed by the Senate April 27, 2019.  
Passed by the House April 25, 2019.  
Approved by the Governor May 8, 2019.  
Filed in Office of Secretary of State May 13, 2019.

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