

SHB 1326 - S COMM AMD

By Committee on Local Government, Land Use & Tribal Affairs

ADOPTED 04/06/2023

1 Strike everything after the enacting clause and insert the
2 following:

3 "NEW SECTION. **Sec. 1.** A new section is added to chapter 35.92
4 RCW to read as follows:

5 (1) Municipal utilities formed under this chapter may waive
6 connection charges for properties owned or developed by, or on the
7 behalf of, a nonprofit organization, public development authority,
8 housing authority, or local agency that provides emergency shelter,
9 transitional housing, permanent supportive housing, or affordable
10 housing, including a limited partnership as described in RCW
11 84.36.560(7)(f)(ii) and a limited liability company as described in
12 RCW 84.36.560(7)(f)(iii).

13 (2) Connection charges waived under this chapter shall be funded
14 using general funds, grant dollars, or other identified revenue
15 stream.

16 (3) At such time as a property receiving a waiver under
17 subsection (1) of this section is no longer operating under the
18 eligibility requirements under subsection (1) of this section:

19 (a) The waiver of connection charges required under subsection
20 (1) of this section is no longer required; and

21 (b) Any connection charges waived under subsection (1) of this
22 section are immediately due and payable to the utility as a condition
23 of continued service.

24 (4) For the purposes of this section:

25 (a) "Affordable housing" has the same meaning as in RCW
26 36.70A.030.

27 (b) "Connection charges" means the one-time capital and
28 administrative charges, as authorized in RCW 35.92.025, that are
29 imposed by a utility on a building or facility owner for a new
30 utility service and costs borne or assessed by a utility for the
31 labor, materials, and services necessary to physically connect a
32 designated facility to the respective utility service.

1 (c) "Emergency shelter" means any facility that has, as its sole
2 purpose, the provision of a temporary shelter for the homeless and
3 that does not require occupants to sign a lease or occupancy
4 agreement.

5 (d) "Permanent supportive housing" has the same meaning as in RCW
6 36.70A.030.

7 (e) "Transitional housing" has the same meaning as in RCW
8 84.36.043.

9 **Sec. 2.** RCW 35.92.380 and 1980 c 150 s 1 are each amended to
10 read as follows:

11 Whenever a city or town waives or delays collection of tap-in
12 charges, connection fees, or hookup fees for ((~~low-income~~)) low-
13 income persons, ((~~or~~)) a class of ((~~low-income~~)) low-income persons,
14 or a nonprofit organization, public development authority, housing
15 authority, or local agency that provides emergency shelter,
16 transitional housing, permanent supportive housing, or affordable
17 housing as defined in section 1 of this act to connect to lines or
18 pipes used by the city or town to provide utility service, the waiver
19 or delay shall be pursuant to a program established by ordinance. As
20 used in this section, the provision of "utility service" includes,
21 but is not limited to, water, sanitary or storm sewer service,
22 electricity, gas, other means of power, and heat."

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23 On page 1, line 2 of the title, after "properties;" strike the
24 remainder of the title and insert "amending RCW 35.92.380; and adding
25 a new section to chapter 35.92 RCW."

EFFECT: Amends the definition of "connection charge" to add as
authorized in RCW 35.92.025.

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