

CERTIFICATION OF ENROLLMENT

SUBSTITUTE SENATE BILL 6271

61st Legislature
2010 Regular Session

Passed by the Senate February 12, 2010
YEAS 45 NAYS 0

President of the Senate

Passed by the House February 28, 2010
YEAS 57 NAYS 37

Speaker of the House of Representatives

Approved

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 6271** as passed by the Senate and the House of Representatives on the dates hereon set forth.

Secretary

FILED

**Secretary of State
State of Washington**

SUBSTITUTE SENATE BILL 6271

Passed Legislature - 2010 Regular Session

State of Washington 61st Legislature 2010 Regular Session

By Senate Transportation (originally sponsored by Senators Murray and Haugen)

READ FIRST TIME 01/20/10.

1 AN ACT Relating to annexations by cities and code cities located
2 within the boundaries of a regional transit authority; amending RCW
3 81.112.050; adding a new section to chapter 35.13 RCW; and adding a new
4 section to chapter 35A.14 RCW.

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

6 NEW SECTION. **Sec. 1.** A new section is added to chapter 35.13 RCW
7 to read as follows:

8 When territory is annexed under this chapter to a city located
9 within the boundaries of a regional transit authority, the territory is
10 simultaneously included within the boundaries of the authority and
11 subject from the effective date of the annexation to all taxes and
12 other liabilities and obligations applicable within the city with
13 respect to the authority. The city must notify the authority of the
14 annexation.

15 NEW SECTION. **Sec. 2.** A new section is added to chapter 35A.14 RCW
16 to read as follows:

17 When territory is annexed under this chapter to a code city located
18 within the boundaries of a regional transit authority, the territory is

1 simultaneously included within the boundaries of the authority and
2 subject from the effective date of the annexation to all taxes and
3 other liabilities and obligations applicable within the code city with
4 respect to the authority. The code city must notify the authority of
5 the annexation.

6 **Sec. 3.** RCW 81.112.050 and 1998 c 192 s 1 are each amended to read
7 as follows:

8 (1) At the time of formation, the area to be included within the
9 boundary of the authority shall be that area set forth in the system
10 plan adopted by the joint regional policy committee. Prior to
11 submitting the system and financing plan to the voters, the authority
12 may make adjustments to the boundaries as deemed appropriate but must
13 assure that, to the extent possible, the boundaries: (a) Include the
14 largest-population urban growth area designated by each county under
15 chapter 36.70A RCW; and (b) follow election precinct boundaries. If a
16 portion of any city is determined to be within the service area, the
17 entire city must be included within the boundaries of the authority.
18 Subsequent to formation, when territory is annexed to a city located
19 within the boundaries of the authority, the territory is simultaneously
20 included within the boundaries of the authority and subject to all
21 taxes and other liabilities and obligations applicable within the city
22 with respect to the authority as provided in sections 1 and 2 of this
23 act and notwithstanding any other provision of law.

24 (2) After voters within the authority boundaries have approved the
25 system and financing plan, elections to add areas contiguous to the
26 authority boundaries may be called by resolution of the regional
27 transit authority, after consultation with affected transit agencies
28 and with the concurrence of the legislative authority of the city or
29 town if the area is incorporated, or with the concurrence of the county
30 legislative authority if the area is unincorporated. Only those areas
31 that would benefit from the services provided by the authority may be
32 included and services or projects proposed for the area must be
33 consistent with the regional transportation plan. The election may
34 include a single ballot proposition providing for annexation to the
35 authority boundaries and imposition of the taxes at rates already
36 imposed within the authority boundaries.

1 (3) Upon receipt of a resolution requesting exclusion from the
2 boundaries of the authority from a city whose municipal boundaries
3 cross the boundaries of an authority and thereby result in only a
4 portion of the city being subject to local option taxes imposed by the
5 authority under chapters 81.104 and 81.112 RCW in order to implement a
6 high capacity transit plan, and where the vote to approve the city's
7 incorporation occurred simultaneously with an election approving the
8 local option taxes, then upon a two-thirds majority vote of the
9 governing board of the authority, the governing board shall redraw the
10 boundaries of the authority to exclude that portion of the city that is
11 located within the authority's boundaries, and the excluded area is no
12 longer subject to local option taxes imposed by the authority. This
13 subsection expires December 31, 1998.

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