
ENGROSSED SUBSTITUTE HOUSE BILL 1274

State of Washington

63rd Legislature

2013 Regular Session

By House Local Government (originally sponsored by Representatives Alexander, Takko, Taylor, and Fey)

READ FIRST TIME 02/11/13.

1 AN ACT Relating to local government practices and procedures;
2 amending RCW 35.33.075, 35.34.120, and 35.34.130; adding a new section
3 to chapter 35.21 RCW; and repealing RCW 36.28.060.

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

5 **Sec. 1.** RCW 35.33.075 and 1995 c 301 s 41 are each amended to read
6 as follows:

7 Following conclusion of the hearing, and prior to the beginning of
8 the fiscal year, the legislative body shall make such adjustments and
9 changes as it deems necessary or proper and after determining the
10 allowance in each item, department, classification and fund, and shall
11 by ordinance, adopt the budget in its final form and content.
12 Appropriations shall be limited to the total estimated revenues
13 contained therein including the amount to be raised by ad valorem taxes
14 and the unencumbered fund balances estimated to be available at the
15 close of the current fiscal year. Such ordinances may adopt the final
16 budget by reference: PROVIDED, That the ordinance adopting such budget
17 shall set forth in summary form the totals of estimated revenues and
18 appropriations for each separate fund and the aggregate totals for all
19 such funds combined.

1 (~~A complete copy of the final budget as adopted shall be~~
2 ~~transmitted to the association of Washington cities.~~)

3 **Sec. 2.** RCW 35.34.120 and 1995 c 301 s 45 are each amended to read
4 as follows:

5 Following conclusion of the hearing, and prior to the beginning of
6 the fiscal biennium, the legislative body shall make such adjustments
7 and changes as it deems necessary or proper and, after determining the
8 allowance in each item, department, classification, and fund, shall by
9 ordinance adopt the budget in its final form and content.
10 Appropriations shall be limited to the total estimated revenues
11 contained therein including the amount to be raised by ad valorem taxes
12 and the unencumbered fund balances estimated to be available at the
13 close of the current fiscal biennium. Such ordinances may adopt the
14 final budget by reference. However, the ordinance adopting the budget
15 shall set forth in summary form the totals of estimated revenues and
16 appropriations for each separate fund and the aggregate totals for all
17 such funds combined.

18 (~~A complete copy of the final budget as adopted shall be~~
19 ~~transmitted to the state auditor and to the association of Washington~~
20 ~~cities.~~)

21 **Sec. 3.** RCW 35.34.130 and 1995 c 301 s 46 are each amended to read
22 as follows:

23 The legislative authority of a city or town having adopted the
24 provisions of this chapter shall provide by ordinance for a mid-
25 biennial review and modification of the biennial budget. The ordinance
26 shall provide that such review and modification shall occur no sooner
27 than eight months after the start nor later than conclusion of the
28 first year of the fiscal biennium. The chief administrative officer
29 shall prepare the proposed budget modification and shall provide for
30 publication of notice of hearings consistent with publication of
31 notices for adoption of other city or town ordinances. City or town
32 ordinances providing for a mid-biennium review and modification shall
33 establish procedures for distribution of the proposed modification to
34 members of the city or town legislative authority, procedures for
35 making copies available to the public, and shall provide for public

1 hearings on the proposed budget modification. The budget modification
2 shall be by ordinance approved in the same manner as are other
3 ordinances of the city or town.

4 ~~((A complete copy of the budget modification as adopted shall be
5 transmitted to the state auditor and to the association of Washington
6 cities.))~~

7 NEW SECTION. **Sec. 4.** A new section is added to chapter 35.21 RCW
8 to read as follows:

9 Any city or town is authorized to accept credit cards, charge
10 cards, debit cards, smart cards, stored value cards, federal wire, and
11 automatic clearinghouse system transactions, or other electronic
12 communication, for any payment of any kind including, but not limited
13 to, taxes, fines, interest, penalties, special assessments, fees,
14 rates, charges, or moneys due cities or towns. A payer desiring to pay
15 by a credit card, charge card, debit card, smart card, stored value
16 card, federal wire, automatic clearinghouse system, or other electronic
17 communication must be assessed a convenience fee to cover the cost of
18 processing the transaction in an amount determined by the city or town.
19 The city or town's cost determination of the convenience fee must be
20 based upon costs incurred by the city or town and may not, in any
21 event, exceed the additional direct costs incurred by the city or town
22 to accept the specific form of payment utilized by the payer.

23 NEW SECTION. **Sec. 5.** RCW 36.28.060 (Duplicate receipts--
24 Penalties) and 2003 c 53 s 202 & 1963 c 4 s 36.28.060 are each
25 repealed.

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