

# Multiple Agency Fiscal Note Summary

<b>Bill Number:</b> 1403 HB	<b>Title:</b> Water & sewage system access
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## Estimated Cash Receipts

NONE

Agency Name	2023-25		2025-27		2027-29	
	GF- State	Total	GF- State	Total	GF- State	Total
Local Gov. Courts						
Loc School dist-SPI						
Local Gov. Other	No fiscal impact					
Local Gov. Total						

## Estimated Operating Expenditures

Agency Name	2023-25				2025-27				2027-29			
	FTEs	GF-State	NGF-Outlook	Total	FTEs	GF-State	NGF-Outlook	Total	FTEs	GF-State	NGF-Outlook	Total
Department of Commerce	.6	183,356	183,356	183,356	.0	0	0	0	.0	0	0	0
Department of Health	.0	0	0	0	.0	0	0	0	.0	0	0	0
Department of Ecology	.0	0	0	0	.0	0	0	0	.0	0	0	0
Environmental and Land Use Hearings Office	.0	0	0	0	.0	0	0	0	.0	0	0	0
<b>Total \$</b>	<b>0.6</b>	<b>183,356</b>	<b>183,356</b>	<b>183,356</b>	<b>0.0</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>0.0</b>	<b>0</b>	<b>0</b>	<b>0</b>

Agency Name	2023-25			2025-27			2027-29		
	FTEs	GF-State	Total	FTEs	GF-State	Total	FTEs	GF-State	Total
Local Gov. Courts									
Loc School dist-SPI									
Local Gov. Other	No fiscal impact								
Local Gov. Total									

## Estimated Capital Budget Expenditures

Agency Name	2023-25			2025-27			2027-29		
	FTEs	Bonds	Total	FTEs	Bonds	Total	FTEs	Bonds	Total
Department of Commerce	.0	0	0	.0	0	0	.0	0	0
Department of Health	.0	0	0	.0	0	0	.0	0	0
Department of Ecology	.0	0	0	.0	0	0	.0	0	0
Environmental and Land Use Hearings Office	.0	0	0	.0	0	0	.0	0	0
<b>Total \$</b>	<b>0.0</b>	<b>0</b>	<b>0</b>	<b>0.0</b>	<b>0</b>	<b>0</b>	<b>0.0</b>	<b>0</b>	<b>0</b>

Agency Name	2023-25			2025-27			2027-29		
	FTEs	GF-State	Total	FTEs	GF-State	Total	FTEs	GF-State	Total
Local Gov. Courts									
Loc School dist-SPI									
Local Gov. Other	No fiscal impact								
Local Gov. Total									

## Estimated Capital Budget Breakout

<b>Prepared by:</b> Lisa Borkowski, OFM	<b>Phone:</b> (360) 742-2239	<b>Date Published:</b> Final
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# Individual State Agency Fiscal Note

<b>Bill Number:</b> 1403 HB	<b>Title:</b> Water & sewage system access	<b>Agency:</b> 103-Department of Commerce
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## Part I: Estimates

No Fiscal Impact

### Estimated Cash Receipts to:

NONE

### Estimated Operating Expenditures from:

	FY 2024	FY 2025	2023-25	2025-27	2027-29
FTE Staff Years	0.6	0.6	0.6	0.0	0.0
<b>Account</b>					
General Fund-State 001-1	90,397	92,959	183,356	0	0
<b>Total \$</b>	90,397	92,959	183,356	0	0

### Estimated Capital Budget Impact:

NONE

*The cash receipts and expenditure estimates on this page represent the most likely fiscal impact. Factors impacting the precision of these estimates, and alternate ranges (if appropriate), are explained in Part II.*

Check applicable boxes and follow corresponding instructions:

- If fiscal impact is greater than \$50,000 per fiscal year in the current biennium or in subsequent biennia, complete entire fiscal note form Parts I-V.
- If fiscal impact is less than \$50,000 per fiscal year in the current biennium or in subsequent biennia, complete this page only (Part I).
- Capital budget impact, complete Part IV.
- Requires new rule making, complete Part V.

Legislative Contact: Kellen Wright	Phone: 360-786-7134	Date: 01/18/2023
Agency Preparation: Buck Lucas	Phone: 360-725-3180	Date: 01/23/2023
Agency Approval: Jason Davidson	Phone: 360-725-5080	Date: 01/23/2023
OFM Review: Gwen Stamey	Phone: (360) 790-1166	Date: 01/25/2023

## Part II: Narrative Explanation

### II. A - Brief Description Of What The Measure Does That Has Fiscal Impact

*Significant provisions of the bill and any related workload or policy assumptions that have revenue or expenditure impact on the responding agency by section number.*

This following sections include statutory amendments requiring updates to current guidance documents and administrative rules in Chapter 365-196 WAC.

Section 2 adds a new section to RCW 36.70 authorizing an extension of sewer and water services beyond municipal and urban growth area boundaries.

Section 3 amends RCW 36.70A.030 changing the Growth Management Act (GMA) definitions of rural character and rural services.

Section 4 amends RCW 36.70A.070 removing requirements for internal consistency in local comprehensive plans.

Section 5 amends RCW 36.70A.110 to allow the extension of sewer and water services beyond municipal and urban growth area boundaries.

Section 6 amends RCW 36.70A.280 limiting the authority of the Growth Management Hearings Board to consider appeals regarding the extension of urban services.

Section 8 amends RCW 36.70B.040 authorizing local governments to permit new development according to the provisions of the proposed statute while the department amends its existing administrative rules.

### II. B - Cash receipts Impact

*Cash receipts impact of the legislation on the responding agency with the cash receipts provisions identified by section number and when appropriate, the detail of the revenue sources. Description of the factual basis of the assumptions and the method by which the cash receipts impact is derived. Explanation of how workload assumptions translate into estimates. Distinguished between one time and ongoing functions.*

### II. C - Expenditures

*Agency expenditures necessary to implement this legislation (or savings resulting from this legislation), with the provisions of the legislation that result in the expenditures (or savings) identified by section number. Description of the factual basis of the assumptions and the method by which the expenditure impact is derived. Explanation of how workload assumptions translate into cost estimates. Distinguished between one time and ongoing functions.*

The department assumes it will need to update guidance, administrative rules and provide technical assistance on GMA implementation under the new statutory provisions. Sections 2-8 would require updates to agency guidance on capital facilities, urban growth areas, rural planning, and buildable lands.

0.3 FTE Commerce Specialist 3 (626 hours), FY24-FY25, to provide guidance updates on capital facilities, urban growth areas, rural planning, and buildable lands.

0.2 FTE Management Analyst 4 (418 hours), FY24-FY25, for rulemaking updates to Chapter 365-196 WAC, coordination with the assistant attorney general, and interagency coordination.

Salaries and Benefits:

FY24: \$56,512

FY25: \$58,437

Goods and Services:

Attorney General costs: \$10,500 in FY24-FY25 per fiscal year for approximately 50 hours at \$210 per hour each fiscal

year, for legal review of draft administrative rules and review of concise explanatory statement.

FY24: \$15,293

FY25: \$15,296

Intra-Agency Reimbursements:

FY24: \$18,592

FY25: \$19,226

Note: Standard goods and services costs include supplies and materials, employee development and training ,Attorney General costs, central services charges and agency administration. Intra-agency-agency administration costs (e.g. payroll, HR, IT) are funded under a federally approved cost allocation plan.

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Total Cost:

FY24: \$90,397

FY25: \$92,959

**Part III: Expenditure Detail**

**III. A - Operating Budget Expenditures**

Account	Account Title	Type	FY 2024	FY 2025	2023-25	2025-27	2027-29
001-1	General Fund	State	90,397	92,959	183,356	0	0
<b>Total \$</b>			90,397	92,959	183,356	0	0

**III. B - Expenditures by Object Or Purpose**

	FY 2024	FY 2025	2023-25	2025-27	2027-29
FTE Staff Years	0.6	0.6	0.6		
A-Salaries and Wages	41,859	43,115	84,974		
B-Employee Benefits	14,653	15,322	29,975		
C-Professional Service Contracts					
E-Goods and Other Services	15,293	15,296	30,589		
G-Travel					
J-Capital Outlays					
M-Inter Agency/Fund Transfers					
N-Grants, Benefits & Client Services					
P-Debt Service					
S-Interagency Reimbursements					
T-Intra-Agency Reimbursements	18,592	19,226	37,818		
9-					
<b>Total \$</b>	90,397	92,959	183,356	0	0

**III. C - Operating FTE Detail:** *List FTEs by classification and corresponding annual compensation. Totals need to agree with total FTEs in Part I and Part IIIA*

Job Classification	Salary	FY 2024	FY 2025	2023-25	2025-27	2027-29
Administrative Services - Indirect	111,168	0.1	0.1	0.1		
Commerce Specialist 3	82,056	0.3	0.3	0.3		
Management Analyst 4	86,212	0.2	0.2	0.2		
<b>Total FTEs</b>		0.6	0.6	0.6		0.0

**III. D - Expenditures By Program (optional)**

NONE

## **Part IV: Capital Budget Impact**

### **IV. A - Capital Budget Expenditures**

NONE

### **IV. B - Expenditures by Object Or Purpose**

NONE

### **IV. C - Capital Budget Breakout**

*Acquisition and construction costs not reflected elsewhere on the fiscal note and description of potential financing methods.*

NONE

### **IV. D - Capital FTE Detail:** *FTEs listed by classification and corresponding annual compensation. Totals agree with total FTEs in Part IVB.*

NONE

## **Part V: New Rule Making Required**

*Provisions of the bill that require the agency to adopt new administrative rules or repeal/revise existing rules.*

Sections 2-8 would require significant revisions to existing administrative rules in Chapter 365-196 WAC.

# Individual State Agency Fiscal Note

<b>Bill Number:</b> 1403 HB	<b>Title:</b> Water & sewage system access	<b>Agency:</b> 303-Department of Health
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## Part I: Estimates

No Fiscal Impact

**Estimated Cash Receipts to:**

NONE

**Estimated Operating Expenditures from:**

NONE

**Estimated Capital Budget Impact:**

NONE

*The cash receipts and expenditure estimates on this page represent the most likely fiscal impact. Factors impacting the precision of these estimates, and alternate ranges (if appropriate), are explained in Part II.*

Check applicable boxes and follow corresponding instructions:

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- If fiscal impact is less than \$50,000 per fiscal year in the current biennium or in subsequent biennia, complete this page only (Part I).
- Capital budget impact, complete Part IV.
- Requires new rule making, complete Part V.

Legislative Contact: Kellen Wright	Phone: 360-786-7134	Date: 01/18/2023
Agency Preparation: Katie Osete	Phone: 3602363000	Date: 01/20/2023
Agency Approval: Kristin Bettridge	Phone: 3607911657	Date: 01/20/2023
OFM Review: Breann Boggs	Phone: (360) 485-5716	Date: 01/22/2023

## Part II: Narrative Explanation

### II. A - Brief Description Of What The Measure Does That Has Fiscal Impact

*Significant provisions of the bill and any related workload or policy assumptions that have revenue or expenditure impact on the responding agency by section number.*

Section 2: Cities may extend water or sewer facilities as defined in RCW 35.91.105 into areas beyond the city limits and designated urban growth areas.

This bill will cause no fiscal impact to the Department of Health (DOH) as the new water or sewer facilities will be constructed by the local governments. DOH already reviews these water system plans as part of normal duties.

### II. B - Cash receipts Impact

*Cash receipts impact of the legislation on the responding agency with the cash receipts provisions identified by section number and when appropriate, the detail of the revenue sources. Description of the factual basis of the assumptions and the method by which the cash receipts impact is derived. Explanation of how workload assumptions translate into estimates. Distinguished between one time and ongoing functions.*

None.

### II. C - Expenditures

*Agency expenditures necessary to implement this legislation (or savings resulting from this legislation), with the provisions of the legislation that result in the expenditures (or savings) identified by section number. Description of the factual basis of the assumptions and the method by which the expenditure impact is derived. Explanation of how workload assumptions translate into cost estimates. Distinguished between one time and ongoing functions.*

None.

## Part III: Expenditure Detail

### III. A - Operating Budget Expenditures

NONE

### III. B - Expenditures by Object Or Purpose

NONE

**III. C - Operating FTE Detail:** *FTEs listed by classification and corresponding annual compensation. Totals agree with total FTEs in Part I and Part IIIA.*

NONE

### III. D - Expenditures By Program (optional)

NONE

## Part IV: Capital Budget Impact

### IV. A - Capital Budget Expenditures

NONE

### IV. B - Expenditures by Object Or Purpose

NONE

### IV. C - Capital Budget Breakout

*Acquisition and construction costs not reflected elsewhere on the fiscal note and description of potential financing methods.*

NONE

**IV. D - Capital FTE Detail:** *FTEs listed by classification and corresponding annual compensation. Totals agree with total FTEs in Part IVB.*

NONE

None.

## **Part V: New Rule Making Required**

*Provisions of the bill that require the agency to adopt new administrative rules or repeal/revise existing rules.*

None.

# Individual State Agency Fiscal Note

<b>Bill Number:</b> 1403 HB	<b>Title:</b> Water & sewage system access	<b>Agency:</b> 461-Department of Ecology
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## Part I: Estimates

**No Fiscal Impact**

**Estimated Cash Receipts to:**

NONE

**Estimated Operating Expenditures from:**

NONE

**Estimated Capital Budget Impact:**

NONE

*The cash receipts and expenditure estimates on this page represent the most likely fiscal impact. Factors impacting the precision of these estimates, and alternate ranges (if appropriate), are explained in Part II.*

Check applicable boxes and follow corresponding instructions:

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- If fiscal impact is less than \$50,000 per fiscal year in the current biennium or in subsequent biennia, complete this page only (Part I).
- Capital budget impact, complete Part IV.
- Requires new rule making, complete Part V.

Legislative Contact: Kellen Wright	Phone: 360-786-7134	Date: 01/18/2023
Agency Preparation: Jessica Moore	Phone: 360-529-7583	Date: 01/19/2023
Agency Approval: Erik Fairchild	Phone: 360-407-7005	Date: 01/19/2023
OFM Review: Lisa Borkowski	Phone: (360) 742-2239	Date: 01/22/2023

## Part II: Narrative Explanation

### II. A - Brief Description Of What The Measure Does That Has Fiscal Impact

*Significant provisions of the bill and any related workload or policy assumptions that have revenue or expenditure impact on the responding agency by section number.*

Under current law, the Department of Ecology works in partnership with local governments to implement chapter 90.58 RCW, the Shoreline Management Act (SMA), and the Department of Commerce administers chapter 36.70 RCW, the Growth Management Act (GMA). This bill would amend various planning laws to remove the general prohibition on extension of sewer outside Urban Growth Areas (UGAs).

Section 1 declares sewer extensions should be a community choice and not subject to limitations under the laws amended by the bill. Furthermore, it would require that any ordinance, rule or policy that limits sewer extensions be modified or repealed.

Section 2 would amend chapter 36.70 RCW, the Planning Enabling Act, to authorize sewer extensions outside city limits and UGAs.

Sections 3, 4, 5 would amend sections of chapter 36.70A RCW, the GMA, where sewer extensions are addressed, to remove any limit on location of sewer service.

Section 6 would no longer allow the Growth Management Hearings Board to hear petitions alleging non-compliance with the GMA or the SMA based on the existence or extension of water, storm, or sewerage systems beyond city or UGA boundaries.

Section 7 would no longer allow the Board to base a finding of noncompliance on the provisions of such services, and state funding could not be reduced for such a reason.

Section 8 would amend RCW 36.70B.040, a section of the Local Project Review Act, to allow proposed facilities that include extension of sewer outside of UGAs to be authorized. This allowance would include projects in circumstances where current rules prohibit expansions, but changes are pending to remove such prohibitions consistent with the bill's directive.

Sections 9 and 10 would amend chapter 36.93 RCW, the Boundary Review Board Act, to include review of sewer extensions to the list of actions that would not be subject to review by the Boundary Review Board.

Section 11 would repeal RCW 35.67.022, the Sewerage System Act, and RCW 35.91.025, the Municipal Water and Sewer Facilities Act, to remove extension of sewer facilities outside of city boundaries as a subject of potential review by a boundary review board.

Most of this bill would not amend any laws that are directly administered by Ecology or change Ecology's role in any way. Section 6 would apply to SMA, however since the SMA does not address sewer extension, there would be no need for Ecology to change rules or implementation of SMA. Ecology's rules do not address extension of water, storm, and sewerage systems beyond UGA boundaries, therefore the substantive changes in this bill would not impact the SMA. Therefore, there is no fiscal impact to Ecology as a result of this bill.

### II. B - Cash receipts Impact

*Cash receipts impact of the legislation on the responding agency with the cash receipts provisions identified by section number and when appropriate, the detail of the revenue sources. Description of the factual basis of the assumptions and the method by which the cash receipts impact is derived. Explanation of how workload assumptions translate into estimates. Distinguished between one time and ongoing functions.*

### II. C - Expenditures

*Agency expenditures necessary to implement this legislation (or savings resulting from this legislation), with the provisions of the legislation that result in the expenditures (or savings) identified by section number. Description of the factual basis of the assumptions and the method by which the expenditure impact is derived. Explanation of how workload assumptions translate into cost estimates. Distinguished between one time and ongoing functions.*

## **Part III: Expenditure Detail**

### **III. A - Operating Budget Expenditures**

NONE

### **III. B - Expenditures by Object Or Purpose**

NONE

**III. C - Operating FTE Detail:** *FTEs listed by classification and corresponding annual compensation. Totals agree with total FTEs in Part I and Part IIIA.*

NONE

### **III. D - Expenditures By Program (optional)**

NONE

## **Part IV: Capital Budget Impact**

### **IV. A - Capital Budget Expenditures**

NONE

### **IV. B - Expenditures by Object Or Purpose**

NONE

### **IV. C - Capital Budget Breakout**

*Acquisition and construction costs not reflected elsewhere on the fiscal note and description of potential financing methods.*

NONE

**IV. D - Capital FTE Detail:** *FTEs listed by classification and corresponding annual compensation. Totals agree with total FTEs in Part IVB.*

NONE

## **Part V: New Rule Making Required**

*Provisions of the bill that require the agency to adopt new administrative rules or repeal/revise existing rules.*

# Individual State Agency Fiscal Note

<b>Bill Number:</b> 1403 HB	<b>Title:</b> Water & sewage system access	<b>Agency:</b> 468-Environmental and Land Use Hearings Office
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## Part I: Estimates

**No Fiscal Impact**

**Estimated Cash Receipts to:**

NONE

**Estimated Operating Expenditures from:**

NONE

**Estimated Capital Budget Impact:**

NONE

*The cash receipts and expenditure estimates on this page represent the most likely fiscal impact. Factors impacting the precision of these estimates, and alternate ranges (if appropriate), are explained in Part II.*

Check applicable boxes and follow corresponding instructions:

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- If fiscal impact is less than \$50,000 per fiscal year in the current biennium or in subsequent biennia, complete this page only (Part I).
- Capital budget impact, complete Part IV.
- Requires new rule making, complete Part V.

Legislative Contact: Kellen Wright	Phone: 360-786-7134	Date: 01/18/2023
Agency Preparation: Dominga Soliz	Phone: 3606649173	Date: 01/23/2023
Agency Approval: Dominga Soliz	Phone: 3606649173	Date: 01/23/2023
OFM Review: Lisa Borkowski	Phone: (360) 742-2239	Date: 01/26/2023

## Part II: Narrative Explanation

### II. A - Brief Description Of What The Measure Does That Has Fiscal Impact

*Significant provisions of the bill and any related workload or policy assumptions that have revenue or expenditure impact on the responding agency by section number.*

HB 1403 removes restrictions on the extension of water and sewage services beyond urban growth areas.

Any appeals to the Growth Management Hearings Board (GMHB) are likely to be limited. ELUHO assumes the GMHB can absorb any appeals generated as a result of this bill.

### II. B - Cash receipts Impact

*Cash receipts impact of the legislation on the responding agency with the cash receipts provisions identified by section number and when appropriate, the detail of the revenue sources. Description of the factual basis of the assumptions and the method by which the cash receipts impact is derived. Explanation of how workload assumptions translate into estimates. Distinguished between one time and ongoing functions.*

None

### II. C - Expenditures

*Agency expenditures necessary to implement this legislation (or savings resulting from this legislation), with the provisions of the legislation that result in the expenditures (or savings) identified by section number. Description of the factual basis of the assumptions and the method by which the expenditure impact is derived. Explanation of how workload assumptions translate into cost estimates. Distinguished between one time and ongoing functions.*

None

## Part III: Expenditure Detail

### III. A - Operating Budget Expenditures

NONE

### III. B - Expenditures by Object Or Purpose

NONE

**III. C - Operating FTE Detail:** *FTEs listed by classification and corresponding annual compensation. Totals agree with total FTEs in Part I and Part IIIA.*

NONE

### III. D - Expenditures By Program (optional)

NONE

## Part IV: Capital Budget Impact

### IV. A - Capital Budget Expenditures

NONE

### IV. B - Expenditures by Object Or Purpose

NONE

### IV. C - Capital Budget Breakout

*Acquisition and construction costs not reflected elsewhere on the fiscal note and description of potential financing methods.*

NONE

**IV. D - Capital FTE Detail:** *FTEs listed by classification and corresponding annual compensation. Totals agree with total FTEs in Part IVB.*

NONE

None

## **Part V: New Rule Making Required**

*Provisions of the bill that require the agency to adopt new administrative rules or repeal/revise existing rules.*

# LOCAL GOVERNMENT FISCAL NOTE

Department of Commerce

**Bill Number:** 1403 HB

**Title:** Water & sewage system access

## Part I: Jurisdiction-Location, type or status of political subdivision defines range of fiscal impacts.

### Legislation Impacts:

- Cities:
- Counties:
- Special Districts:
- Specific jurisdictions only:
- Variance occurs due to:

## Part II: Estimates

- No fiscal impacts.
- Expenditures represent one-time costs:
- Legislation provides local option: Allows cities to extend water, sewer, and storm facilities to communities beyond city and urban growth area boundaries. Allows counties to provide these services within certain types of limited areas of more intense rural development.
- Key variables cannot be estimated with certainty at this time: Number of jurisdictions that would implement the provisions of this act; the extent to which jurisdictions would modify existing comprehensive plans or development regulations.

### Estimated revenue impacts to:

None

### Estimated expenditure impacts to:

None

## Part III: Preparation and Approval

Fiscal Note Analyst: Jordan Laramie	Phone: 360-725-5044	Date: 01/25/2023
Leg. Committee Contact: Kellen Wright	Phone: 360-786-7134	Date: 01/18/2023
Agency Approval: Allan Johnson	Phone: 360-725-5033	Date: 01/25/2023
OFM Review: Lisa Borkowski	Phone: (360) 742-2239	Date: 01/26/2023

## **Part IV: Analysis**

### **A. SUMMARY OF BILL**

*Description of the bill with an emphasis on how it impacts local government.*

This legislation would amend provisions of the Growth Management Act (GMA) relating to urban growth areas and limited areas of more intense rural development (LAMIRD). Cities would be authorized to extend water, storm, and sanitary sewer systems to meet the needs of those communities living beyond the city limits and urban growth areas, as well as, for the public health, safety, and the environment of the properties outside the urban growth area. This bill would also allow counties to provide water, storm, and sewer services that meet the needs of communities in these areas within Type I and Type III LAMIRDS.

Sec. 2 would be a new chapter added to 36.70 RCW

A city may extend water or sewer facilities, as defined in 35.91.015 RCW, into areas beyond the city limits and designated urban growth areas.

Sec. 3 would amend 36.70A.030

Changes definitions of rural development and rural character to conform to the water and sewer amendments made in this act.

Sec. 4 would amend 36.70a.070

Provides amendments such that a comprehensive plan does not need to be internally consistent, and that all elements do not need to be consistent with the future land use map.

Measures governing rural development only have to control rural development, not contain such development. Type I limited areas of more intensive rural development (LAMIRDs) must be consistent with the needs of the people in those communities, which includes access to domestic water, stormwater, and sewer systems that are feasible and afford in these locations. Public services in Type III LAMIRDs must be provided in a manner that moderates low-density sprawl.

Sec. 5 would amend 36.70A.110

Would amend GMA urban growth area statute such that urban governmental services may extend beyond the city and urban growth areas to meet the needs of people living beyond those communities, including access to domestic water, stormwater, and sewer systems. Providing water, sewer systems, and storm drains may be used to protect basic public health, safety, and the environment on properties outside cities and urban growth areas.

Sec. 6 would amend 36.70A.280

Provides that the existence or extension of water, storm drainage, or sewer systems beyond the city or urban growth area boundaries are exempt from petitions alleging noncompliance to the Growth Management Hearings Board.

Sec. 7 would amend 36.70A.320

A finding of noncompliance may not be based on the provision of water, sewer, or stormwater facilities or services that extends outside a city's boundaries. This includes the facilities or services are inconsistent with comprehensive plans, development regulations, or other plan or policies created to implement the provisions of the GMA. Funding must be restricted or reduced for such a reason. Local plans and regulations are presumed valid upon adoption, and the challenger has the burden of demonstrating lack of compliance with the GMA.

Sec. 8 would amend 36.70B.040

Permits for water, sewer, or stormwater facilities are authorized during the interim time when new rules subject to the provisions of this act are developed by the Department of Commerce.

The bill takes effect 90 days after adjournment of the session in which the bill is passed.

## **B. SUMMARY OF EXPENDITURE IMPACTS**

*Expenditure impacts of the legislation on local governments with the expenditure provisions identified by section number and when appropriate, the detail of expenditures. Delineated between city, county and special district impacts.*

This legislation would expand the discretionary capacity of cities, and counties within limited areas of more intense rural development (LAMIRDs), to provide water, sanitary sewage systems, and storm drains to communities in need. Because these changes are a local option, this legislation would have no fiscal impact for those jurisdictions that took no action.

Jurisdictions choosing to undertake changes to existing comprehensive plans, capital facility plans and development regulations would incur indeterminate costs. The magnitude of these expenses will depend to a large extent upon how much action the jurisdiction takes differs from the existing framework. The number of jurisdictions choosing to take action under these new provisions and the extent of those changes cannot be predicted.

## **C. SUMMARY OF REVENUE IMPACTS**

*Revenue impacts of the legislation on local governments, with the revenue provisions identified by section number, and when appropriate, the detail of revenue sources. Delineated between city, county and special district impacts.*

This legislation would not impact local government revenue.

### **SOURCES:**

Association of Washington Cities

Local Government Fiscal Note Program, FN HB 1233 (2021)

House Bill Analysis HB 1627 (2022)

MRSC, Rural Land Use Regulation/Development

MRSC, Comprehensive Planning

Western Water Law & Policy Reporter, "Washington's Growth Management Hearings Board Wades into Water Law," Vol. 18, No. 1 Nov. 2013 Washington State Association of Counties