

total term and extensions thereof permitted by such lease, but in any event not to exceed ninety years.

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## CHAPTER 65

[Engrossed House Bill No. 534]

### PUBLIC TRANSPORTATION BENEFIT AREAS—CITIES—BOUNDARY MODIFICATION

AN ACT Relating to public transportation benefit authorities; amending section 11, chapter 270, Laws of 1975 1st ex. sess. as amended by section 40, chapter 151, Laws of 1979 and RCW 36.57A.010; amending section 14, chapter 270, Laws of 1975 1st ex. sess. and RCW 36.57A.040; amending section 15, chapter 270, Laws of 1975 1st ex. sess. as amended by section 2, chapter 44, Laws of 1977 ex. sess. and RCW 36.57A.050; amending section 24, chapter 270, Laws of 1975 1st ex. sess. and RCW 36.57A.140; and adding a new section to chapter 36.57A RCW.

Be it enacted by the Legislature of the State of Washington:

Sec. 1. Section 11, chapter 270, Laws of 1975 1st ex. sess. as amended by section 40, chapter 151, Laws of 1979 and RCW 36.57A.010 are each amended to read as follows:

~~((For the purposes of this chapter the following definitions shall apply:))~~

The definitions set forth in this section apply throughout this chapter unless the context clearly requires otherwise.

(1) "Public transportation benefit area" means a municipal corporation of the state of Washington created pursuant to this chapter.

(2) "Public transportation benefit area authority" or "authority" means the legislative body of a public transportation benefit area.

(3) "City" means an incorporated city or town.

(4) "Component city" means an incorporated city or town within a public transportation benefit area.

(5) "City council" means the legislative body of any city or town.

(6) "County legislative ~~((body))~~ authority" means the board of county commissioners or the county council.

(7) "Population" means the number of residents as shown by the figures released for the most recent official state, federal, or county census, or population determination made by the office of financial management.

(8) "Public transportation service" means the transportation of packages, passengers, and their incidental baggage by means other than by chartered bus, sight-seeing bus, together with the necessary passenger terminals and parking facilities or other properties necessary for passenger and vehicular access to and from such people moving systems: PROVIDED, That

nothing shall prohibit an authority from leasing its buses to private certified carriers or prohibit the authority from providing school bus service.

(9) "Public transportation improvement conference" or "conference" ~~((staff))~~ means the body established pursuant to RCW 36.57A.020 which shall be authorized to establish, subject to the provisions of RCW 36.57A-.030, a public transportation benefit area pursuant to the provisions of this chapter.

Sec. 2. Section 14, chapter 270, Laws of 1975 1st ex. sess. and RCW 36.57A.040 are each amended to read as follows:

At the time of its formation no public transportation benefit area ~~((staff))~~ may include only a part of any city, and every city shall be either wholly included or wholly excluded from the boundaries of such area. Notwithstanding any other provision of law, if subsequent to the formation of a public transportation benefit area additional area became or will become a part ((only)) of ((any)) a component city by annexation, merger, or otherwise, the additional area shall be included within the boundaries of ((a public)) the transportation benefit area ((such part)) and be subject to all taxes and other liabilities and obligations of the public transportation benefit area. The component city shall be required to notify the public transportation benefit area at the time the city has added the additional area. Furthermore, notwithstanding any other provisions of law, if a city that is not a component city of the public transportation benefit area adds area to its boundaries that is within the boundaries of the public transportation benefit area, the area so added shall be deemed to be (("unincorporated" for the purpose of selecting a member of the governing authority pursuant to RCW 36.57A.060)) excluded from the public transportation benefit area: PROVIDED, That the public transportation benefit area shall be given notice of the city's intention to add such area.

The boundaries of any public transportation benefit area shall follow school district lines or election precinct lines, as far as practicable. Only such areas shall be included which the conference determines could reasonably benefit from the provision of public transportation services. Only one public transportation benefit area may be created in any county.

Sec. 3. Section 15, chapter 270, Laws of 1975 1st ex. sess. as amended by section 2, chapter 44, Laws of 1977 ex. sess. and RCW 36.57A.050 are each amended to read as follows:

Within sixty days of the establishment of the boundaries of the public transportation benefit area the members of the county ((commissioners)) legislative authority and the elected representative((s)) of ((cities)) each city within the area shall provide for the selection of the governing body of such area, the public transportation benefit area authority, which shall consist of elected officials selected by and serving at the pleasure of the governing bodies of component cities within the area and the county ((commissioners)) legislative authority of each county within the area. If at

the time a public transportation benefit area authority assumes the public transportation functions previously provided under the Interlocal Cooperation Act (chapter 39.34 RCW) there are citizen positions on the governing board of the transit system, those positions may be retained as positions on the governing board of the public transportation benefit area authority.

Within such sixty-day period, ~~((the legislative body of))~~ any city may by resolution of its legislative body withdraw from participation in the public transportation benefit area. The county legislative authority and each city remaining in the public transportation benefit area may disapprove and prevent the establishment of any governing body of a public transportation benefit area if the composition thereof does not meet its approval.

In no case shall the governing body of a single county public transportation benefit area be greater than nine members and in the case of a multicounty area, fifteen members. Those cities within the transportation benefit area and excluded from direct membership on the authority are hereby authorized to designate a member of the authority who shall be entitled to represent the interests of such city which is excluded from direct membership on the authority. The legislative body of such city shall notify the authority as to the determination of its authorized representative on the authority.

~~((Any member of the authority who is an elected official and whose office is not a full-time position may receive payment for subsistence and lodging at the rate prescribed for legislators in RCW 44.04.080 as now existing or hereafter amended for each day attending official meetings of the authority))~~ Each member of the authority is eligible to be reimbursed for travel expenses in accordance with RCW 43.03.050 and 43.03.060 and to receive compensation, as set by the authority, in an amount not to exceed forty-four dollars for each day during which the member attends official meetings of the authority or performs prescribed duties approved by the chairman of the authority. In no event may a member be compensated in any year for more than seventy-five days, except the chairman who may be paid compensation for not more than one hundred days: PROVIDED, That compensation shall not be paid to an elected official or employee of federal, state, or local government who is receiving regular full-time compensation from such government for attending meetings and performing prescribed duties of the authority.

NEW SECTION. Sec. 4. There is added to chapter 36.57A RCW a new section to read as follows:

After a public transportation benefit area has been in existence for four years, members of the county legislative authority and the elected representative of each city within the boundaries of the public transportation benefit area shall review the composition of the governing body of the benefit area and change the composition of the governing body if the change is deemed

appropriate. The review shall be at a meeting of the designated representatives of the component county and cities, and the majority of those present shall constitute a quorum at such meeting. Twenty days notice of the meeting shall be given by the chief administrative officer of the public transportation benefit area authority. After the initial review, a review shall be held every four years.

If an area having a population greater than fifteen percent, or areas with a combined population of greater than twenty-five percent of the population of the existing public transportation benefit area as constituted at the last review meeting, annex to the public transportation benefit area, the representatives of the component county and cities shall meet within ninety days to review and change the composition of the governing body, if the change is deemed appropriate. This meeting is in addition to the regular four-year review meeting and shall be conducted pursuant to the same notice requirement and quorum provisions of the regular review.

Sec. 5. Section 24, chapter 270, Laws of 1975 1st ex. sess. and RCW 36.57A.140 are each amended to read as follows:

(1) An election to authorize the annexation of territory contiguous to a public transportation benefit area may be called within the area to be annexed pursuant to resolution or petition in the following manner:

(a) By resolution of a public transportation benefit area authority when ~~((shall))~~ determines that the best interests and general welfare of ~~((such))~~ the public transportation benefit area would be served. ~~((Such))~~ The authority shall consider the question of areas to be annexed to the public transportation benefit area at least once every two years.

(b) By petition calling for such an election signed by at least four percent of the qualified voters residing within the area to be annexed and filed with the auditor of the county wherein the largest portion of the public transportation benefit area is located, and notice thereof shall be given to ~~((such))~~ the authority. Upon receipt of such a petition, the auditor shall examine ~~((the same))~~ it and certify to the sufficiency of the signatures thereon.

(c) By resolution of a public transportation benefit area authority upon request of any city for annexation thereto.

(2) The resolution or petition shall describe the boundaries of the area to be annexed. It shall require that there also be submitted to the electorate of the territory sought to be annexed a proposition authorizing the inclusion of ~~((such))~~ the area within the public transportation benefit area and authorizing the imposition of such taxes authorized by law to be collected by the authority.

~~((3)) Upon the annexation of additional area to a public transportation benefit area, the authority of the public transportation benefit area shall be~~

~~reconstituted within sixty days in accordance with the provisions of RCW 36.57A.050:))~~

Passed the House March 25, 1983.

Passed the Senate April 11, 1983.

Approved by the Governor April 21, 1983.

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## CHAPTER 66

[Substitute House Bill No. 547]

### PUBLIC DEPOSITARIES

AN ACT Relating to public depositaries; amending section 28A.58.440, chapter 223, Laws of 1969 ex. sess. and RCW 28A.58.440; amending section 35A.40.050, chapter 119, Laws of 1967 ex. sess. as amended by section 64, chapter 3, Laws of 1983 and RCW 35A.40.050; amending section 1, chapter 193, Laws of 1969 ex. sess. as last amended by section 1, chapter 95, Laws of 1977 ex. sess. and RCW 39.58.010; amending section 2, chapter 193, Laws of 1969 ex. sess. as amended by section 10, chapter 126, Laws of 1973 and RCW 39.58.020; amending section 4, chapter 193, Laws of 1969 ex. sess. as amended by section 2, chapter 77, Laws of 1975 1st ex. sess. and RCW 39.58.040; amending section 5, chapter 193, Laws of 1969 ex. sess. as last amended by section 3, chapter 77, Laws of 1975 1st ex. sess. and RCW 39.58.050; amending section 6, chapter 193, Laws of 1969 ex. sess. as amended by section 12, chapter 126, Laws of 1973 and RCW 39.58.060; amending section 8, chapter 193, Laws of 1969 ex. sess. and RCW 39.58.080; amending section 10, chapter 193, Laws of 1969 ex. sess. and RCW 39.58.100; amending section 4, chapter 77, Laws of 1975 1st ex. sess. and RCW 39.58.103; amending section 5, chapter 77, Laws of 1975 1st ex. sess. and RCW 39.58.105; amending section 6, chapter 77, Laws of 1975 1st ex. sess. and RCW 39.58.108; amending section 3, chapter 193, Laws of 1969 ex. sess. and RCW 39.58.030; amending section 43.85.190, chapter 8, Laws of 1965 as last amended by section 113, chapter 3, Laws of 1983 and RCW 43.85.190; amending section 43.85.210, chapter 8, Laws of 1965 and RCW 43.85.210; amending section 43.85.230, chapter 8, Laws of 1965 and RCW 43.85.230; amending section 1, chapter 123, Laws of 1973 and RCW 43.86A.010; amending section 15, chapter 103, Laws of 1959 as last amended by section 3, chapter 24, Laws of 1981 and RCW 56.16.160; amending section 16, chapter 108, Laws of 1959 as last amended by section 4, chapter 24, Laws of 1981 and RCW 57.20.160; adding new sections to chapter 39.58 RCW; repealing section 11, chapter 176, Laws of 1963, section 3, chapter 111, Laws of 1965 and RCW 32.12.100; repealing section 6, chapter 230, Laws of 1969 ex. sess. and RCW 35.38.120; repealing section 7, chapter 230, Laws of 1969 ex. sess. and RCW 35.38.130; repealing section 8, chapter 230, Laws of 1969 ex. sess. and RCW 35.38.140; repealing section 3, chapter 230, Laws of 1969 ex. sess. and RCW 36.48.160; repealing section 4, chapter 230, Laws of 1969 ex. sess. and RCW 36.48.170; repealing section 5, chapter 230, Laws of 1969 ex. sess. and RCW 36.48.180; repealing section 1, chapter 6, Laws of 1951 and RCW 33.52.010; repealing section 11, chapter 193, Laws of 1969 ex. sess. and RCW 39.58.110; repealing section 43.85.010, chapter 8, Laws of 1965, section 14, chapter 193, Laws of 1969 ex. sess., section 15, chapter 126, Laws of 1973, section 7, chapter 77, Laws of 1975 1st ex. sess. and RCW 43.85.010; repealing section 43.85.030, chapter 8, Laws of 1965, section 1, chapter 132, Laws of 1967, section 15, chapter 193, Laws of 1969 ex. sess., section 16, chapter 126, Laws of 1973 and RCW 43.85.030; repealing section 1, chapter 230, Laws of 1969 ex. sess. and RCW 43.85.250; and repealing section 2, chapter 230, Laws of 1969 ex. sess. and RCW 43.85.260.

Be it enacted by the Legislature of the State of Washington:

Sec. 1. Section 28A.58.440, chapter 223, Laws of 1969 ex. sess. and RCW 28A.58.440 are each amended to read as follows: