



SNOHOMISH COUNTY COUNCIL
Snohomish County, Washington

ORDINANCE NO. 09-073

**RELATING TO THE SALES AND USE TAX FOR CHEMICAL DEPENDENCY OR
MENTAL HEALTH TREATMENT AND THERAPEUTIC COURT PROGRAMS
AND SERVICES, PROVIDING FOR USES ALLOWED BY STATE LAW, AND
AMENDING SCC 4.25.050**

WHEREAS, the Snohomish County Council adopted Amended Ordinance No. 08-154 on December 3, 2008, authorizing a sales and use tax to provide for operation or delivery of chemical dependency or mental health treatment and therapeutic court programs and services, pursuant to RCW 82.14.460; and

WHEREAS, when that ordinance was adopted RCW 82.14.460 expressly stated that moneys collected must be used solely for the purpose of providing new or expanded program and services and could not be used to supplant existing funding, other than certain lapsed federal funding; and

WHEREAS, due to the current economy and projected state revenues, the Washington State Legislature made significant funding cuts to chemical dependency and mental health services; and

WHEREAS, the Legislature passed Second Substitute Senate Bill 5433 during its 2009 regular session, which amended RCW 82.14.460 to allow any county to supplant existing funding up to fifty percent in calendar year 2010, up to forty percent in calendar year 2011, up to thirty percent in calendar year 2012, up to twenty percent in calendar year 2013, and up to ten percent in calendar year 2014; and

WHEREAS, the impetus for amending RCW 82.14.460 was to allow counties to use chemical dependency and mental health sales and use tax revenues to backfill reductions in state funding of chemical dependency and mental health services; and

WHEREAS, the County Council will make decisions through the appropriation process regarding potential supplanting of existing funding with chemical dependency and mental health sales tax revenues as allowed by state law; and

WHEREAS, to maintain consistency with state law, Chapter 4.25 SCC should be amended as provided herein;

NOW, THEREFORE, BE IT ORDAINED:

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RELATING TO THE SALES AND USE TAX FOR CHEMICAL DEPENDENCY
OR MENTAL HEALTH TREATMENT AND THERAPEUTIC COURT PROGRAMS
AND SERVICES, PROVIDING FOR USES ALLOWED BY STATE LAW, ETC. - 1**

1 Section 1. Snohomish County Code Section 4.25.050, adopted by Amended
2 Ordinance No. 08-154 on December 3, 2008, is amended to read:


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4 **4.25.050 Use of Fund.**

5 ~~(((1)))~~ The resources of the chemical dependency/mental health
6 program fund shall be used solely for the purpose of providing for the
7 operation or delivery of ~~((new or expanded))~~ chemical dependency or
8 mental health treatment programs and services and for the operation or
9 delivery of ~~((new or expanded))~~ therapeutic court programs and services
10 as allowed by state law. For the purposes of this section, "programs and
11 services" includes, but is not limited to, treatment services, case
12 management, and housing that are a component of a coordinated
13 chemical dependency or mental health treatment program or service.

14 ~~(((2)) The resources of the fund shall not be used to supplant
15 existing funding for these purposes, provided that nothing in this section
16 shall be interpreted to prohibit the use of such resources for the
17 replacement of lapsed federal funding previously provided for the
18 operation or delivery of programs and services as provided in RCW
19 82.14.460.))~~

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21 PASSED this 12th day of August, 2009.

22
23 SNOHOMISH COUNTY COUNCIL
24 Snohomish County, Washington

25 
26
27 Chairperson

28 ATTEST:

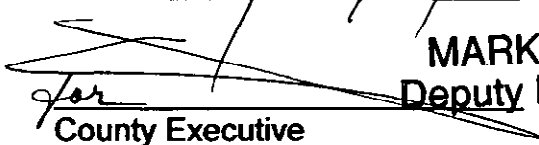
29 
30 Clerk of the Council, *Asst.*

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32 APPROVED

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34 () EMERGENCY

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36 () VETOED

37 DATE: 8/21/09

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39 
40 MARK SOINE
41 Deputy Executive
42 County Executive

43 ATTEST:

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Approved as to form only:



Deputy Prosecuting Attorney

D-9A

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