

1 **SHB 2969 - H AMD 0370 Failed 3-1-02**

2 By Representative Van Luven

3 On page 30, after line 2, insert the following:

4 **Sec. 603** RCW 46.61.165 and 1999 c 206 s 1 are each amended to  
5 read as follows:

6 The state department of transportation and the local authorities  
7 are authorized to reserve all or any portion of any highway under their  
8 respective jurisdictions, including any designated lane or ramp, for  
9 the exclusive or preferential use of public transportation vehicles or  
10 private motor vehicles carrying no fewer than a specified number of  
11 passengers when such limitation will increase the efficient utilization  
12 of the highway or will aid in the conservation of energy resources.  
13 Regulations authorizing such exclusive or preferential use of a highway  
14 facility may be declared to be effective at all times or at specified  
15 times of day or on specified days. Except that highway projects funded  
16 in whole or in part by revenue generated under this act may not include  
17 high occupancy vehicle lanes unless those lanes are open to all traffic  
18 from eight p.m. through six a.m. on weekdays and all day Saturday and  
19 Sunday. Violation of a restriction of highway usage prescribed by the  
20 appropriate authority under this section is a traffic infraction.

21 **Sec. 604.** RCW 47.52.025 and 1974 ex.s. c 133 s 1 are each amended  
22 to read as follows:

23 Highway authorities of the state, counties, and incorporated  
24 cities and towns, in addition to the specific powers granted in this  
25 chapter, shall also have, and may exercise, relative to limited access  
26 facilities, any and all additional authority, now or hereafter vested  
27 in them relative to highways or streets within their respective  
28 jurisdictions, and may regulate, restrict, or prohibit the use of such  
29 limited access facilities by various classes of vehicles or traffic.  
30 Such highway authorities may reserve any limited access facility or  
31 portions thereof, including designated lanes or ramps for the exclusive  
32 or preferential use of public transportation vehicles, privately owned  
33 buses, or private motor vehicles carrying not less than a specified  
34 number of passengers when such limitation will increase the efficient  
35 utilization of the highway facility or will aid in the conservation of

1 energy resources. Regulations authorizing such exclusive or  
2 preferential use of a highway facility may be declared to be effective  
3 at all times or at specified times of day or on specified days.  
4 Except that highway projects funded in whole or in part by revenue  
5 generated under this act may not include high occupancy vehicle lanes  
6 unless those lanes are open to all traffic from eight p.m. through six  
7 a.m. on weekdays and all day Saturday and Sunday. -

Renumber remaining sections.

**EFFECT:** Requires that high occupancy vehicle lanes built as part of projects funded in whole or in part by the act must be open on weekends and from 8 p.m. to 6 a.m. on weekdays.