

SSB 5370 - H AMD

By Representative Orwall

ADOPTED AND ENGROSSED 4/16/19

1 Strike everything after the enacting clause and insert the
2 following:

3 "NEW SECTION. **Sec. 1.** The legislature finds that with the
4 increase in air traffic operations, combined with the projections for
5 the rapid expansion of these operations in both the short and the
6 long term, concerns regarding the environmental, health, social, and
7 economic impacts of air traffic are increasing as well. The
8 legislature also finds that advancing Washington's position as a
9 national and international trading leader is dependent upon the
10 development of a highly competitive, statewide passenger and cargo
11 air transportation system. Therefore, the legislature seeks to
12 identify a location for a new primary commercial aviation facility in
13 Washington, taking into consideration the data and conclusions of
14 appropriate air traffic studies, community representatives, and
15 industry experts. Options for a new primary commercial aviation
16 facility in Washington may include expansion of an existing airport
17 facility. It is the intent of the legislature to establish a state
18 commercial aviation coordinating commission to provide a location
19 recommendation by January 1, 2022.

20 NEW SECTION. **Sec. 2.** (1) The state commercial aviation
21 coordinating commission is created to carry out the functions of this
22 chapter. The commission shall consist of sixteen voting members.

23 (2) The governor shall appoint eleven voting members to represent
24 the following interests:

25 (a) Four as representatives of commercial service airports and
26 ports, one of whom shall represent a port located in a county with a
27 population of two million or more, one of whom shall represent a port
28 in eastern Washington with an airport runway of at least thirteen
29 thousand five hundred feet in length, one of whom shall represent a
30 commercial service airport in eastern Washington located in a county

1 with a population of four hundred thousand or more, and one
2 representing an association of ports;

3 (b) Three as representatives from the airline industry and the
4 private sector;

5 (c) A representative from an eastern Washington metropolitan
6 planning organization;

7 (d) A representative from a western Washington metropolitan
8 planning organization; and

9 (e) Two citizen representatives with one appointed from eastern
10 Washington and one appointed from western Washington. The citizen
11 appointees must:

12 (i) Represent the public interests in the communities that are
13 included in the commission's site research; and

14 (ii) Understand the impacts of a large commercial aviation
15 facility on a community.

16 (3) The remaining five members shall consist of:

17 (a) A representative from the department of commerce;

18 (b) A representative from the division of aeronautics of the
19 department of transportation;

20 (c) A representative from the freight forwarding industry;

21 (d) A representative from the trucking industry; and

22 (e) A representative from the federal aviation administration's
23 flight standards district office in Washington.

24 (4) The commission shall invite the following nonvoting members:

25 (a) A representative from the federal aviation administration;

26 (b) A representative from the Washington state aviation alliance;

27 (c) A representative from the department of defense;

28 (d) Two members from the senate, with one member from each of the
29 two largest caucuses in the senate, appointed by the president of the
30 senate;

31 (e) Two members from the house of representatives, with one
32 member from each of the two largest caucuses in the house of
33 representatives, appointed by the speaker of the house of
34 representatives;

35 (f) A representative from a statewide environmental organization;

36 (g) A representative from an organization concerned with land
37 and/or water use in the state;

38 (h) Congressional staff from the fourth and ninth congressional
39 districts with expertise in aviation; and

1 (i) A representative from the division of aeronautics of the
2 department of transportation.

3 (5) The governor may appoint additional nonvoting members as
4 deemed appropriate. The commission shall allow additional nonvoting
5 members at the request of the federal aviation administration.

6 (6) The commission shall select a chair from among its membership
7 and shall adopt rules related to its powers and duties under this
8 chapter.

9 (7) Legislative members of the commission are reimbursed for
10 travel expenses in accordance with RCW 44.04.120. Nonlegislative
11 members are not entitled to be reimbursed for travel expenses if they
12 are elected officials or are participating on behalf of an employer,
13 governmental entity, or other organization. Any reimbursement for
14 other nonlegislative members is subject to chapter 43.03 RCW. The
15 commission has all powers necessary to carry out its duties as
16 prescribed by this chapter.

17 (8) The department of transportation shall provide staff support
18 for coordinating and administering the commission and technical
19 assistance as requested by commission members.

20 (9) At the direction of the commission, the department of
21 transportation is authorized to hire a consultant to assist with the
22 review and research efforts of the commission. The contract is exempt
23 from the competitive procurement requirements in chapter 39.26 RCW.

24 (10) The governor or the governor's designee shall convene the
25 initial meeting of the commission as soon as practicable.

26 (11) This section expires July 1, 2022.

27 NEW SECTION. **Sec. 3.** (1) The state commercial aviation
28 coordinating commission will review existing data and conduct
29 research to determine Washington's long-range commercial aviation
30 facility needs and the site of a new primary commercial aviation
31 facility. Research for each potential site must include the
32 feasibility of constructing a commercial aviation facility in that
33 location and its potential environmental, community, and economic
34 impacts. Options for a new primary commercial aviation facility in
35 Washington may include expansion of an existing airport facility but
36 may not include siting a facility on or in the vicinity of a military
37 installation that would be incompatible with the installation's
38 ability to carry out its mission requirements. The work of the
39 commission shall include the following:

1 (a) Recommendations to the legislature on future Washington state
2 long-range commercial aviation facility needs including possible
3 additional aviation facilities or expansion of current aviation
4 facilities, excluding those located in a county with a population of
5 two million or more, to meet anticipated commercial aviation, general
6 aviation, and air cargo demands; and

7 (b) Identifying a preferred location for a new primary commercial
8 aviation facility. The commission shall make recommendations and
9 shall select a single preferred location by a sixty percent majority
10 vote using the following process:

11 (i) Initiating a broad review of potential sites;

12 (ii) Recommending a final short list of no more than six
13 locations by January 1, 2021;

14 (iii) Identifying the top two locations from the final six
15 locations by September 1, 2021; and

16 (iv) Identifying a single preferred location for a new primary
17 commercial aviation facility by January 1, 2022.

18 (2) The commission shall submit a report of its findings and
19 recommendations to the transportation committees of the legislature
20 by January 1, 2022. The commission must allow a minority report to be
21 included with the commission report if requested by a voting member
22 of the commission.

23 (3) This section expires July 1, 2022.

24 NEW SECTION. **Sec. 4.** (1) The state commercial aviation
25 coordinating commission shall project a timeline for the development
26 of an additional commercial aviation facility that is completed and
27 functional by 2040.

28 (2) This section expires July 1, 2022.

29 NEW SECTION. **Sec. 5.** (1) Nothing in this act shall be construed
30 to endorse, limit, or otherwise alter existing or future plans for
31 capital development and capacity enhancement at existing commercial
32 airports in Washington.

33 (2) This section expires July 1, 2022."

34 Correct the title.

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