

2 **SHB 1317 - H AMD 193 ADOPTED 3/9/95**

3 By Representative D. Schmidt and others

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5 Beginning on page 6, line 28, strike all material through
6 "segment." on page 7, line 20, and insert the following:

7 "(2) In seeking public participation, the private entity shall
8 establish a committee comprised of individuals who represent cities and
9 counties in the vicinity of and that are impacted by the project,
10 phase, or segment; organizations formed to support or oppose the
11 project, phase, or segment; and users of the project, phase, or
12 segment. The committee shall be named the public-private local
13 involvement committee, and be known as the local involvement committee.

14 The members of the local involvement committee shall be: (a) An
15 elected official from each city within the project, phase, or segment
16 area as defined by the department and the private entity under the
17 requirements of subsection (3) of this section; (b) an elected official
18 from each county within the project, phase, or segment area as defined
19 under the requirements of subsection (3) of this section; two
20 representatives from an organization formed in support of the project,
21 phase, or segment; two representatives of an organization formed to
22 oppose the project, phase, or segment; and two public members active in
23 a state-wide transportation organization. If the appointments result
24 in an even number of committee members, there shall be an additional
25 appointment of an elected official from the county in which all, or the
26 greatest portion of the project, phase, or segment is located.

27 All members of the local involvement committee shall be appointed
28 by the secretary of the department by August 1, 1995. City and county
29 appointees shall be chosen from a list nominated by the association of
30 Washington cities for city members and by the Washington state
31 association of counties for county members. Persons representing
32 organizations in support of or opposed to the project, phase, or
33 segment shall be selected from a list submitted by the chair of such
34 organizations. Public members shall be chosen from a list submitted by
35 the governor.

36 The local involvement committee shall act in an advisory capacity
37 to the department and the private entity on all issues related to the

1 development and implementation of the public involvement process
2 established under this section.

3 (3) The department and the private entity, in consultation with the
4 legislative transportation committee and the local involvement
5 committee, shall, by August 1, 1995, determine and define the
6 geographical boundaries of the project, phase, or segment, known as the
7 project, phase, or segment area. The definition of such project,
8 phase, or segment area shall, at a minimum, identify and include users
9 of the project, phase, or segment; cities and counties in the vicinity
10 of the project, phase, or segment; and cities and counties impacted by
11 the project, phase, or segment. In formulating such definition, the
12 department and the private entity shall identify areas with the largest
13 percentage of normal, daily usage by residents of communities in the
14 vicinity of the project, phase, or segment and residents of communities
15 impacted by the project, phase, or segment.

16 (4) The private entity shall cause to be conducted on one or more
17 occasions, a comprehensive inventory of public positions of users and
18 of residents of communities in the vicinity of and impacted by such
19 project, phase, or segment as identified under the definition of the
20 project, phase, or segment area established by the department and the
21 private entity. The comprehensive inventory of public positions may
22 include an advisory vote by users of the project, phase, or segment and
23 by residents in the project, phase, or segment area.

24 The comprehensive inventory of public positions shall be conducted
25 by an independent accountant or other independent professional jointly
26 selected and supervised by the private entity and the department in
27 consultation with the local involvement committee and the legislative
28 transportation committee. The independent accountant or other
29 independent professional must have a proven history and expertise in
30 assessing public opinion and shall not have a direct or indirect
31 interest in such project. The results of the inventory of public
32 positions shall be made available for public review and comment.

33 (5) The department and the private entity shall provide the
34 legislative transportation committee and the local involvement
35 committee with progress reports on the status of the public involvement
36 process and the inventory of public positions. The results of the
37 inventory of public positions, including public comment on such
38 inventory of public positions, shall be forwarded to the legislative
39 transportation committee and the local involvement committee for their

1 review.

2 Within fifteen calendar days of submission of such information for
3 a project, phase, or segment, the local involvement committee shall
4 submit a report to the department and the legislative transportation
5 committee supporting or opposing the results of the inventory of public
6 positions. Within forty-five calendar days of submission of the report
7 of the local involvement committee, the legislative transportation
8 committee shall conduct a public hearing regarding the results of the
9 inventory and the report of the local involvement committee.

10 Taking into account the information submitted, the legislative
11 transportation committee may adopt a resolution making a recommendation
12 to the secretary regarding the disposition of the agreement for such
13 project, phase, or segment. Any action by the secretary in response to
14 the recommendation of the legislative transportation committee shall be
15 taken within thirty calendar days of receipt of such recommendation and
16 shall be carried out in accordance with the terms and conditions
17 established in the agreement for such project, phase, or segment."

18 EFFECT: Establishes a public involvement process in the study and
19 development of existing projects selected under the Public-Private
20 Initiatives in Transportation program that includes local participation
21 by local elected officials representing cities and counties, proponents
22 and opponents of the projects, and users, and provides for legislative
23 oversight through the legislative transportation committee.

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