

2 **SHB 2080** - H AMD TO H AMD (H-2608.3/95) **770 ADOPTED 4/11/95**
3 By Representative Cairnes

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5 On page 42, after line 20 of the amendment, insert the following:

6 "NEW SECTION. **Sec. 509.** The following acts or parts of acts are
7 each repealed:

8 (1) RCW 81.112.010 and 1992 c 101 s 1;

9 (2) RCW 81.112.020 and 1992 c 101 s 2;

10 (3) RCW 81.112.030 and 1994 c 44 s 1, 1993 sp.s. c 23 s 62, & 1992
11 c 101 s 3;

12 (4) RCW 81.112.040 and 1994 c 109 s 1 & 1992 c 101 s 4;

13 (5) RCW 81.112.050 and 1992 c 101 s 5;

14 (6) RCW 81.112.060 and 1992 c 101 s 6;

15 (7) RCW 81.112.070 and 1992 c 101 s 7;

16 (8) RCW 81.112.080 and 1992 c 101 s 8;

17 (9) RCW 81.112.090 and 1992 c 101 s 9;

18 (10) RCW 81.112.100 and 1992 c 101 s 10;

19 (11) RCW 81.112.110 and 1992 c 101 s 11;

20 (12) RCW 81.112.120 and 1992 c 101 s 12;

21 (13) RCW 81.112.130 and 1992 c 101 s 13;

22 (14) RCW 81.112.140 and 1992 c 101 s 14;

23 (15) RCW 81.112.150 and 1992 c 101 s 15;

24 (16) RCW 81.112.160 and 1992 c 101 s 16;

25 (17) RCW 81.112.170 and 1992 c 101 s 17;

26 (18) RCW 81.112.900 and 1992 c 101 s 33;

27 (19) RCW 81.112.901 and 1992 c 101 s 34; and

28 (20) RCW 81.112.902 and 1992 c 101 s 35.

29 **Sec. 510.** RCW 81.104.015 and 1992 c 101 s 19 are each amended to
30 read as follows:

31 Unless the context clearly requires otherwise, the definitions in
32 this section apply throughout this chapter.

33 (1) "High capacity transportation system" means a system of public
34 transportation services within an urbanized region operating

1 principally on exclusive rights of way, and the supporting services and
2 facilities necessary to implement such a system, including interim
3 express services and high occupancy vehicle lanes, which taken as a
4 whole, provides a substantially higher level of passenger capacity,
5 speed, and service frequency than traditional public transportation
6 systems operating principally in general purpose roadways.

7 (2) "Regional transit system" means a high capacity transportation
8 system under the jurisdiction of one or more transit agencies (~~except~~
9 ~~where a regional transit authority created under chapter 81.112 RCW~~
10 ~~exists, in which case "regional transit system" means the high capacity~~
11 ~~transportation system under the jurisdiction of a regional transit~~
12 ~~authority~~)).

13 (3) "Transit agency" means city-owned transit systems, county
14 transportation authorities, metropolitan municipal corporations, and
15 public transportation benefit areas.

16 **Sec. 511.** RCW 81.104.030 and 1993 c 428 s 1 are each amended to
17 read as follows:

18 (1) In any county (~~with a population of from two hundred ten~~
19 ~~thousand to less than one million that is not bordered by a county with~~
20 ~~a population of one million or more, and in each county with a~~
21 ~~population of less than two hundred ten thousand~~) that has a
22 population of one hundred seventy-five thousand or more and has an
23 interstate highway within its borders, except for any county having a
24 population of more than one million or a county that has a population
25 more than four hundred thousand and is adjacent to a county with a
26 population of more than one million, transit agencies may elect to
27 establish high capacity transportation service. Such agencies shall
28 form a regional policy committee with proportional representation based
29 upon population distribution within the designated service area and a
30 representative of the department of transportation, or such agencies
31 may use the designated metropolitan planning organization as the
32 regional policy committee.

33 Transit agencies participating in joint regional policy committees
34 shall seek voter approval within their own service boundaries of a high
35 capacity transportation system plan and financing plan. For transit
36 agencies in counties adjoining state or international boundaries where
37 the high capacity transportation system plan and financing plan propose
38 a bi-state or international high capacity transportation system, such

1 voter approval shall be required from only those voters residing within
2 the service area in the state of Washington.

3 (2) Transit agencies in counties adjoining state or international
4 boundaries are authorized to participate in the regional high capacity
5 transportation programs of an adjoining state or Canadian province.

6 **Sec. 512.** RCW 81.104.040 and 1992 c 101 s 21 are each amended to
7 read as follows:

8 Transit agencies in each county with a population of one million or
9 more, and in each county with a population of from ~~((two))~~ four hundred
10 ~~((ten))~~ thousand to less than one million bordering a county with a
11 population of one million or more ~~((that are authorized on January 1,~~
12 ~~1991, to provide high capacity transportation planning and operating~~
13 ~~services must))~~ may establish through interlocal agreements a ~~((joint~~
14 ~~regional policy committee with proportional representation based upon~~
15 ~~the population distribution within each agency's designated service~~
16 ~~area, as determined by the parties to the agreement.~~

17 ~~((1) The membership of the joint regional policy committee shall~~
18 ~~consist of locally elected officials who serve on the legislative~~
19 ~~authority of the existing transit systems and a representative from the~~
20 ~~department of transportation. Nonvoting membership for elected~~
21 ~~officials from adjoining counties may be allowed at the committee's~~
22 ~~discretion.~~

23 ~~((2) The joint regional policy committee shall be responsible for~~
24 ~~the preparation and adoption of))~~ process to jointly prepare a regional
25 high capacity transportation implementation program, which shall
26 include the system plan, project plans, and a financing plan. This
27 program shall be in conformance with the regional transportation
28 planning organization's regional transportation plan and consistent
29 with RCW 81.104.080.

30 ~~((3) The joint regional policy committee shall present an adopted~~
31 ~~high capacity transportation system plan and financing plan to the~~
32 ~~boards of directors of the transit agencies within the service area or~~
33 ~~to the regional transit authority, if such authority has been formed.~~
34 ~~The authority shall proceed as prescribed in RCW 81.112.030)).~~

35 Transit agencies are encouraged to utilize this process and the
36 process in section 518 of this act in order to better coordinate high-
37 capacity transit services and to provide for more effective utilization
38 of transportation resources.

1 **Sec. 513.** RCW 81.104.050 and 1992 c 101 s 22 are each amended to
2 read as follows:

3 Regional high capacity transportation service may be expanded
4 beyond the established district boundaries through interlocal
5 agreements among the transit agencies (~~and any regional transit~~
6 ~~authorities in existence~~)).

7 **Sec. 514.** RCW 81.104.120 and 1993 c 428 s 2 are each amended to
8 read as follows:

9 (1) Transit agencies (~~and regional transit authorities~~) may
10 operate or contract for commuter rail service where it is deemed to be
11 a reasonable alternative transit mode. A reasonable alternative is one
12 whose (~~passenger~~) costs per passenger mile, including costs of
13 trackage, equipment, maintenance, operations, and administration are
14 equal to or less than comparable bus, entrained bus, trolley, or
15 personal rapid transit systems.

16 (2) A county may use funds collected under RCW 81.100.030 or
17 81.100.060 to contract with one or more transit agencies (~~or regional~~
18 ~~transit authorities~~) for planning, operation, and maintenance of
19 commuter rail projects which: (a) Are consistent with the regional
20 transportation plan; (b) have met the project planning and oversight
21 requirements of RCW 81.104.100 and 81.104.110; and (c) have been
22 approved by the voters within the service area of each transit agency
23 (~~or regional transit authority~~) participating in the project. For
24 transit agencies in counties adjoining state or international
25 boundaries where the high capacity transportation system plan and
26 financing plan propose a bi-state or international high capacity
27 transportation system, such voter approval shall be required from only
28 those voters residing within the service area in the state of
29 Washington. The phrase "approved by the voters" includes specific
30 funding authorization for the commuter rail project.

31 (3) The utilities and transportation commission shall maintain
32 safety responsibility for passenger rail service operating on freight
33 rail lines. Agencies providing passenger rail service on lines other
34 than freight rail lines shall maintain safety responsibility for that
35 service.

36 **Sec. 515.** RCW 81.104.140 and 1992 c 101 s 25 are each amended to
37 read as follows:

1 (1) Transit agencies authorized to provide high capacity
2 transportation service(~~(, including transit agencies and regional~~
3 ~~transit authorities,))~~) are hereby granted dedicated funding sources for
4 such systems. These dedicated funding sources, as set forth in RCW
5 81.104.150, 81.104.160, and 81.104.170, are authorized only for
6 agencies located in (~~((a) each county with a population of two hundred~~
7 ~~ten thousand or more and (b) each county with a population of from one~~
8 ~~hundred twenty five thousand to less than two hundred ten thousand~~
9 ~~except for those counties that do not border a county with a population~~
10 ~~as described under (a) of this subsection)) any county that has a
11 population of one hundred seventy-five thousand or more and has an
12 interstate highway within its borders. In any county with a population
13 of one million or more or in any county having a population of four
14 hundred thousand or more bordering a county with a population of one
15 million or more, these funding sources may be (~~(imposed only by a~~
16 ~~regional transit authority)) placed before the voters for approval only
17 after specific legislative approval by a recorded majority vote of the
18 house of representatives and of the senate.~~~~

19 (2) Agencies planning to construct and operate a high capacity
20 transportation system should also seek other funds, including federal,
21 state, local, and private sector assistance.

22 (3) Funding sources should satisfy each of the following criteria
23 to the greatest extent possible:

- 24 (a) Acceptability;
- 25 (b) Ease of administration;
- 26 (c) Equity;
- 27 (d) Implementation feasibility;
- 28 (e) Revenue reliability; and
- 29 (f) Revenue yield.

30 (4) Agencies participating in regional high capacity transportation
31 system development are authorized to levy and collect the following
32 voter-approved local option funding sources:

- 33 (a) Employer tax as provided in RCW 81.104.150;
- 34 (b) Special motor vehicle excise tax as provided in RCW 81.104.160;
- 35 and
- 36 (c) Sales and use tax as provided in RCW 81.104.170.

37 Revenues from these taxes may be used only to support those
38 purposes prescribed in subsection (~~((10))~~) (9) of this section. Before
39 the date of an election authorizing an agency to impose any of the

1 taxes enumerated in this section and authorized in RCW 81.104.150,
2 81.104.160, and 81.104.170, the agency must comply with the process
3 prescribed in RCW 81.104.100 (1) and (2) and 81.104.110. No
4 construction on exclusive right of way may occur before the
5 requirements of RCW 81.104.100(3) are met.

6 (5) Authorization in subsection (4) of this section shall not
7 adversely affect the funding authority of transit agencies not provided
8 for in this chapter. Local option funds may be used to support
9 implementation of interlocal agreements with respect to the
10 establishment of regional high capacity transportation service.
11 (~~Except when a regional transit authority exists,~~) Local
12 jurisdictions shall retain control over moneys generated within their
13 boundaries, although funds may be commingled with those generated in
14 other areas for planning, construction, and operation of high capacity
15 transportation systems as set forth in the agreements.

16 (6) Agencies planning to construct and operate high capacity
17 transportation systems may contract with the state for collection and
18 transference of voter-approved local option revenue.

19 (7) Dedicated high capacity transportation funding sources
20 authorized in RCW 81.104.150, 81.104.160, and 81.104.170 shall be
21 subject to voter approval by a simple majority. A single ballot
22 proposition may seek approval for one or more of the authorized taxing
23 sources. (~~The ballot title shall reference the document identified in~~
24 ~~subsection (8) of this section.~~)

25 (8) (~~Agencies shall provide to the registered voters in the area~~
26 ~~a document describing the systems plan and the financing plan set forth~~
27 ~~in RCW 81.104.100. It shall also describe the relationship of the~~
28 ~~system to regional issues such as development density at station~~
29 ~~locations and activity centers, and the interrelationship of the system~~
30 ~~to adopted land use and transportation demand management goals within~~
31 ~~the region. This document shall be provided to the voters at least~~
32 ~~twenty days prior to the date of the election.~~

33 (~~9~~)) For any election in which voter approval is sought for a high
34 capacity transportation system plan and financing plan pursuant to RCW
35 81.104.040, a local voter's pamphlet shall be produced as provided in
36 chapter 29.81A RCW.

37 (~~10~~)) (9) Agencies providing high capacity transportation
38 service shall retain responsibility for revenue encumbrance,
39 disbursement, and bonding. Funds may be used for any purpose relating

1 to planning, construction, and operation of high capacity
2 transportation systems and commuter rail systems, personal rapid
3 transit, busways, bus sets, and entrained and linked buses.

4 **Sec. 516.** RCW 81.104.150 and 1992 c 101 s 26 are each amended to
5 read as follows:

6 Cities that operate transit systems, county transportation
7 authorities, metropolitan municipal corporations, and public
8 transportation benefit areas(~~(, and regional transit authorities)~~) may
9 submit an authorizing proposition to the voters and if approved may
10 impose an excise tax of up to two dollars per month per employee on all
11 employers located within the agency's jurisdiction, measured by the
12 number of full-time equivalent employees, solely for the purpose of
13 providing high capacity transportation service. The rate of tax shall
14 be approved by the voters. This tax may not be imposed by(~~(:—(1))~~) a
15 transit agency when the county within which it is located is imposing
16 an excise tax pursuant to RCW 81.100.030(~~(: or (2) a regional transit~~
17 ~~authority when any county within the authority's boundaries is imposing~~
18 ~~an excise tax pursuant to RCW 81.100.030)~~). The agency imposing the
19 tax authorized in this section may provide for exemptions from the tax
20 to such educational, cultural, health, charitable, or religious
21 organizations as it deems appropriate.

22 **Sec. 517.** RCW 81.104.160 and 1992 c 194 s 13 and 1992 c 101 s 27
23 are each reenacted and amended to read as follows:

24 (1) Cities that operate transit systems, county transportation
25 authorities, metropolitan municipal corporations, and public
26 transportation benefit areas(~~(, and regional transit authorities)~~) may
27 submit an authorizing proposition to the voters, and if approved, may
28 levy and collect an excise tax, at a rate approved by the voters, but
29 not exceeding eighty one-hundredths of one percent on the value, under
30 chapter 82.44 RCW, of every motor vehicle owned by a resident of the
31 taxing district, solely for the purpose of providing high capacity
32 transportation service. In any county imposing a motor vehicle excise
33 tax surcharge pursuant to RCW 81.100.060, the maximum tax rate under
34 this section shall be reduced to a rate equal to eighty one-hundredths
35 of one percent on the value less the equivalent motor vehicle excise
36 tax rate of the surcharge imposed pursuant to RCW 81.100.060. This
37 rate shall not apply to vehicles licensed under RCW 46.16.070 except

1 vehicles with an unladen weight of six thousand pounds or less, RCW
2 46.16.079, (~~(46.16.080,)~~) 46.16.085, or 46.16.090.

3 (2) An agency imposing a tax under subsection (1) of this section
4 may also impose a sales and use tax solely for the purpose of providing
5 high capacity transportation service, in addition to the tax authorized
6 by RCW 82.14.030, upon retail car rentals within the agency's
7 jurisdiction that are taxable by the state under chapters 82.08 and
8 82.12 RCW. The rate of tax shall bear the same ratio to the rate
9 imposed under RCW 82.08.020(2) as the excise tax rate imposed under
10 subsection (1) of this section bears to the excise tax rate imposed
11 under RCW 82.44.020 (1) and (2). The base of the tax shall be the
12 selling price in the case of a sales tax or the rental value of the
13 vehicle used in the case of a use tax. The revenue collected under
14 this subsection shall be used in the same manner as excise taxes under
15 subsection (1) of this section.

16 **Sec. 518.** RCW 81.104.170 and 1992 c 101 s 28 are each amended to
17 read as follows:

18 Cities that operate transit systems, county transportation
19 authorities, metropolitan municipal corporations, and public
20 transportation benefit areas(~~(, and regional transit authorities))~~) may
21 submit an authorizing proposition to the voters and if approved by a
22 majority of persons voting, fix and impose a sales and use tax in
23 accordance with the terms of this chapter, solely for the purpose of
24 providing high capacity transportation service.

25 The tax authorized pursuant to this section shall be in addition to
26 the tax authorized by RCW 82.14.030 and shall be collected from those
27 persons who are taxable by the state pursuant to chapters 82.08 and
28 82.12 RCW upon the occurrence of any taxable event within the taxing
29 district. The maximum rate of such tax shall be approved by the voters
30 and shall not exceed one percent of the selling price (in the case of
31 a sales tax) or value of the article used (in the case of a use tax).
32 The maximum rate of such tax that may be imposed shall not exceed
33 nine-tenths of one percent in any county that imposes a tax under RCW
34 82.14.340(~~(, or within a regional transit authority if any county~~
35 ~~within the authority imposes a tax under RCW 82.14.340))~~).

36 **Sec. 519.** RCW 81.104.180 and 1992 c 101 s 29 are each amended to
37 read as follows:

1 Cities that operate transit systems, county transportation
2 authorities, metropolitan municipal corporations, and public
3 transportation benefit areas(~~(, and regional transit authorities)~~) are
4 authorized to pledge revenues from the employer tax authorized by RCW
5 81.104.150, the special motor vehicle excise tax authorized by RCW
6 81.104.160, and the sales and use tax authorized by RCW 81.104.170, to
7 retire bonds issued solely for the purpose of providing high capacity
8 transportation service.

9 **Sec. 520.** RCW 81.104.190 and 1992 c 101 s 30 are each amended to
10 read as follows:

11 Cities that operate transit systems, county transportation
12 authorities, metropolitan municipal corporations, and public
13 transportation benefit areas(~~(, and regional transit systems)~~) may
14 contract with the state department of revenue or other appropriate
15 entities for administration and collection of any tax authorized by RCW
16 81.104.150, 81.104.160, and 81.104.170.

17 **Sec. 521.** RCW 35.58.2795 and 1994 c 158 s 6 are each amended to
18 read as follows:

19 By April 1st of each year, the legislative authority of each
20 municipality, as defined in RCW 35.58.272, (~~(and each regional transit~~
21 ~~authority)~~) shall prepare a six-year transit development plan for that
22 calendar year and the ensuing five years. The program shall be
23 consistent with the comprehensive plans adopted by counties, cities,
24 and towns, pursuant to chapter 35.63, 35A.63, or 36.70 RCW, the
25 inherent authority of a first class city or charter county derived from
26 its charter, or chapter 36.70A RCW. The program shall contain
27 information as to how the municipality intends to meet state and local
28 long-range priorities for public transportation, capital improvements,
29 significant operating changes planned for the system, and how the
30 municipality intends to fund program needs. The six-year plan for each
31 municipality (~~(and regional transit authority)~~) shall specifically set
32 forth those projects of regional significance for inclusion in the
33 transportation improvement program within that region. Each
34 municipality (~~(and regional transit authority)~~) shall file the six-year
35 program with the state department of transportation, the transportation
36 improvement board, and cities, counties, and regional planning councils
37 within which the municipality is located.

1 In developing its program, the municipality (~~and the regional~~
2 ~~transit authority~~)) shall consider those policy recommendations
3 affecting public transportation contained in the state transportation
4 policy plan approved by the state transportation commission and, where
5 appropriate, adopted by the legislature. The municipality shall
6 conduct one or more public hearings while developing its program and
7 for each annual update.

8 **Sec. 522.** RCW 47.26.121 and 1994 c 179 s 13 are each amended to
9 read as follows:

10 (1) There is hereby created a transportation improvement board of
11 eighteen members, six of whom shall be county members and six of whom
12 shall be city members. The remaining members shall be: (a) One
13 representative appointed by the governor who shall be a state employee
14 with responsibility for transportation policy, planning, or funding;
15 (b) the assistant secretary of the department of transportation whose
16 primary responsibilities relate to planning and public transportation;
17 (c) the assistant secretary for local programs of the department of
18 transportation; (d) a representative of a public transit system; (e) a
19 private sector representative; and (f) a public member.

20 (2) Of the county members of the board, one shall be a county
21 engineer or public works director; one shall be the executive director
22 of the county road administration board; one shall be a county planning
23 director or planning manager; one shall be a county executive,
24 councilmember, or commissioner from a county with a population of one
25 hundred twenty-five thousand or more; one shall be a county executive,
26 councilmember, or commissioner of a county who serves on the board of
27 a public transit system; and one shall be a county executive,
28 councilmember, or commissioner from a county with a population of less
29 than one hundred twenty-five thousand. All county members of the
30 board, except the executive director of the county road administration
31 board, shall be appointed. Not more than one county member of the
32 board shall be from any one county. No more than two of the three
33 county-elected officials may represent counties located in either the
34 eastern or western part of the state as divided north and south by the
35 summit of the Cascade mountains.

36 (3) Of the city members of the board one shall be a chief city
37 engineer, public works director, or other city employee with
38 responsibility for public works activities, of a city with a population

1 of twenty thousand or more; one shall be a chief city engineer, public
2 works director, or other city employee with responsibility for public
3 works activities, of a city of less than twenty thousand population;
4 one shall be a city planning director or planning manager; one shall be
5 a mayor, commissioner, or city councilmember of a city with a
6 population of twenty thousand or more; one shall be a mayor,
7 commissioner, or city councilmember of a city who serves on the board
8 of a public transit system; and one shall be a mayor, commissioner, or
9 councilmember of a city of less than twenty thousand population. All
10 of the city members shall be appointed. Not more than one city member
11 of the board shall be from any one city. No more than two of the three
12 city-elected officials may represent cities located in either the
13 eastern or western part of the state as divided north and south by the
14 summit of the Cascade mountains.

15 (4) The transit member shall be a general manager, executive
16 director, or transit director of a public transit system.

17 (5) The private sector member shall be a citizen with business,
18 management, and transportation related experience and shall be active
19 in a business community-based transportation organization.

20 (6) The public member shall have professional experience in
21 transportation or land use planning, a demonstrated interest in
22 transportation issues, and involvement with community groups or grass
23 roots organizations.

24 (7) Appointments of county, city, transit, private sector, and
25 public representatives shall be made by the secretary of the department
26 of transportation. Appointees shall be chosen from a list of two
27 persons for each position nominated by the Washington state association
28 of counties for county members, the association of Washington cities
29 for city members, and the Washington state transit association for the
30 transit member. The private sector and public members shall be sought
31 through classified advertisements in selected newspapers collectively
32 serving all urban areas of the state, and other appropriate means.
33 Persons applying for the private sector or the public member position
34 must provide a letter of interest and a resume to the secretary of the
35 department of transportation. In the case of a vacancy, the
36 appointment shall be only for the remainder of the unexpired term in
37 which the vacancy has occurred. A vacancy shall be deemed to have
38 occurred on the board when any member elected to public office
39 completes that term of office or is removed therefrom for any reason or

1 when any member employed by a political subdivision terminates such
2 employment for whatsoever reason or when a private sector or public
3 member resigns or is unable or unwilling to serve.

4 (8) Appointments shall be for terms of four years. Terms of all
5 appointed members shall expire on June 30th of even-numbered years.
6 The initial term of appointed members may be for less than four years.
7 No appointed member may serve more than two consecutive four-year
8 terms.

9 (9) The board shall elect a chair from among its members for a two-
10 year term.

11 (10) Expenses of the board shall be paid in accordance with RCW
12 47.26.140.

13 (11) For purposes of this section, "public transit system" means a
14 city-owned transit system, county transportation authority,
15 metropolitan municipal corporation, or public transportation benefit
16 area(~~(, or regional transit authority)~~).

17 **Sec. 523.** RCW 47.80.060 and 1992 c 101 s 31 are each amended to
18 read as follows:

19 In order to qualify for state planning funds available to regional
20 transportation planning organizations, the regional transportation
21 planning organizations containing any county with a population in
22 excess of one million shall provide voting membership on its executive
23 board to the state transportation commission, the state department of
24 transportation, and the three largest public port districts within the
25 region as determined by gross operating revenues. It shall further
26 assure that at least fifty percent of the county and city local elected
27 officials who serve on the executive board also serve on transit agency
28 boards (~~(or on a regional transit authority)~~).

29 NEW SECTION. **Sec. 524.** (1) Every regional transit authority
30 created under chapter 81.112 RCW is hereby abolished.

31 (2)(a) All reports, documents, surveys, books, records, files,
32 papers, or written material in the possession of any regional transit
33 authority created under chapter 81.112 RCW shall be delivered to the
34 custody of the transit agencies within the boundaries of the regional
35 transit authority. All cabinets, furniture, office equipment, motor
36 vehicles, and other tangible property employed by any regional transit
37 authority created under chapter 81.112 RCW shall be made available to

1 the transit agencies within the boundaries of the regional transit
2 authority. All funds, credits, or other assets held by any regional
3 transit authority created under chapter 81.112 RCW shall be assigned to
4 the transit agencies within the boundaries of the regional transit
5 authority.

6 (b) Any appropriations or grants made to any regional transit
7 authority created under chapter 81.112 RCW and any funds in the custody
8 of any regional transit authority created under chapter 81.112 RCW
9 shall, on the effective date of this section, be transferred and
10 credited to the transit agencies within the boundaries of the regional
11 transit authority.

12 (c) If any question or dispute arises as to the transfer of any
13 personnel, funds, books, documents, records, papers, files, equipment,
14 or other tangible property used or held in the exercise of the powers
15 and the performance of the duties and functions transferred, the
16 director of financial management shall make a determination as to the
17 proper allocation and certify the same to the state agencies concerned.

18 (3) All rules and all pending business before any regional transit
19 authority created under chapter 81.112 RCW shall be continued and acted
20 upon by the transit agencies within the boundaries of the regional
21 transit authority. All existing contracts and obligations shall remain
22 in full force and shall be performed by the transit agencies within the
23 boundaries of the regional transit authority.

24 (4) The transfer of the duties, functions, and personnel of any
25 regional transit authority created under chapter 81.112 RCW shall not
26 affect the validity of any act performed before the effective date of
27 this section.

28 (5) If apportionments of budgeted funds are required because of the
29 transfers directed by this section, the director of financial
30 management shall certify the apportionments to the agencies affected,
31 the state auditor, and the state treasurer. Each of these shall make
32 the appropriate transfer and adjustments in funds and appropriation
33 accounts and equipment records in accordance with the certification.

34 (6) Nothing contained in this section may be construed to alter any
35 existing collective bargaining unit or the provisions of any existing
36 collective bargaining agreement until the agreement has expired or
37 until the bargaining unit has been modified by action of the personnel
38 board as provided by law.

1 (7) The transit agencies within the boundaries of the regional
2 transit authority shall apportion equitably among themselves any assets
3 or liabilities remaining after the regional transit authority is
4 abolished.

5 NEW SECTION. **Sec. 525.** A new section is added to chapter 81.104
6 RCW to read as follows:

7 Transit agencies entering into local agreements under RCW
8 81.104.040 shall include, as part of their process to prepare a high
9 capacity transportation program, a comprehensive treatment of mobility
10 in the entire region which their program addresses. It shall consider
11 existing and future technological alternatives under development
12 demonstrating the capacity for addressing regional transportation
13 problems into the twenty-first century.

14 The evaluation shall address trips throughout the region including
15 city-to-city, city-to-suburb, and suburb-to-suburb, considering steps
16 necessary to reduce congestion, especially addressing rush hour
17 traffic. The program shall be destination oriented, addressing not
18 only the service needs of urban areas but those of less populated areas
19 throughout the region. It shall include necessary freeway expansion,
20 including the use of special purpose lanes to expedite commerce and for
21 other purposes. It shall also consider programs developed for certain
22 areas such as fare-free programs, and tax incentives for business and
23 individuals designed to reduce traffic congestion and ensure mobility.

24 The process shall include input from cities and counties, public
25 ports, large employers in the area, the department of transportation,
26 and the legislature.

27 NEW SECTION. **Sec. 526.** Section 507, chapter . . ., Laws of 1995
28 (H-2608.3/95) shall expire on May 31, 1996.

29 NEW SECTION. **Sec. 527.** Unless a high capacity transportation
30 system plan, with funding, as authorized under RCW 81.104.140 is
31 approved by a majority of the voters within the boundaries of a
32 regional transit authority, authorized under chapter 81.112 RCW, by May
33 31, 1996, sections 509 through 526 of this act shall take effect May
34 31, 1996."

1 On page 42, line 25 of the amendment, strike "This" and insert
2 "Except for sections 509 through 526 of this act, this"

3 Renumber the remaining sections consecutively, correct internal
4 references accordingly, and correct the title amendment.

--- END ---