

CERTIFICATION OF ENROLLMENT
ENGROSSED SUBSTITUTE HOUSE BILL 1512

Chapter 106, Laws of 1995

54th Legislature
1995 Regular Session

Adopt-a-highway program--Revised provisions

EFFECTIVE DATE: 7/23/95

Passed by the House March 7, 1995
Yeas 96 Nays 0

CLYDE BALLARD

**Speaker of the
House of Representatives**

Passed by the Senate April 5, 1995
Yeas 45 Nays 4

JOEL PRITCHARD

President of the Senate

Approved April 19, 1995

MIKE LOWRY

Governor of the State of Washington

CERTIFICATE

I, Timothy A. Martin, Chief Clerk of the House of Representatives of the State of Washington, do hereby certify that the attached is **ENGROSSED SUBSTITUTE HOUSE BILL 1512** as passed by the House of Representatives and the Senate on the dates hereon set forth.

TIMOTHY A. MARTIN

Chief Clerk

FILED

April 19, 1995 - 3:12 p.m.

**Secretary of State
State of Washington**

ENGROSSED SUBSTITUTE HOUSE BILL 1512

Passed Legislature - 1995 Regular Session

State of Washington 54th Legislature 1995 Regular Session

By House Committee on Transportation (originally sponsored by Representatives Romero, Chandler, Patterson, Quall, Tokuda, D. Schmidt, Skinner, Chopp, Elliot, Johnson, Ogden, Scott, Blanton, Brown, Hatfield, R. Fisher, Basich, Sheldon, Appelwick, Dellwo, Wolfe, Rust, Regala, Chappell, Kremen, Dickerson, Kessler, Costa, Poulsen and Cody)

Read first time 02/10/95.

1 AN ACT Relating to adopt-a-highway programs; amending RCW
2 47.40.100; and creating a new section.

3 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF WASHINGTON:

4 **Sec. 1.** RCW 47.40.100 and 1990 c 258 s 5 are each amended to read
5 as follows:

6 (1) The department of transportation shall establish a state-wide
7 adopt-a-highway (~~((litter—control))~~) program (~~((whereby—volunteer
8 organizations may contribute to a cleaner environment and a more
9 attractive state by adopting sections of state highway and picking up
10 litter along those sections))~~). The purpose of the program is to
11 provide volunteers and businesses an opportunity to contribute to a
12 cleaner environment, enhanced roadsides, and protection of wildlife
13 habitats. Participating volunteers and businesses shall adopt
14 department-designated sections of state highways, rest areas, park and
15 ride lots, intermodal facilities, and any other facilities the
16 department deems appropriate, in accordance with rules adopted by the
17 department. The department may elect to coordinate a consortium of
18 participants for adopt-a-highway projects.

1 The adopt-a-highway program shall include, at a minimum, litter
2 control for the adopted section, and may include additional
3 responsibilities such as planting and maintaining vegetation,
4 controlling weeds, graffiti removal, and any other roadside improvement
5 or clean-up activities the department deems appropriate. The
6 department shall not accept adopt-a-highway proposals that would have
7 the effect of terminating classified employees or classified employee
8 positions.

9 (2) A volunteer group or business choosing to participate in the
10 adopt-a-highway program must submit a proposal to the department. The
11 department shall review the proposal for consistency with departmental
12 policy and rules. The department may accept, reject, or modify an
13 applicant's proposal.

14 (3) The department shall seek partnerships with volunteer groups
15 and businesses to facilitate the goals of this section. The department
16 may solicit funding for the adopt-a-highway program that allows private
17 entities to undertake all or a portion of financing for the
18 initiatives. The department shall develop guidelines regarding the
19 cash, labor, and in-kind contributions to be performed by the
20 participants.

21 (4) An organization whose name: (a) Endorses or opposes a
22 particular candidate for public office, (b) advocates a position on a
23 specific political issue, initiative, referendum, or piece of
24 legislation, or (c) includes a reference to a political party shall not
25 be eligible to participate in the adopt-a-highway program.

26 ~~((+2))~~ (5) In administering the adopt-a-highway program, the
27 department shall:

28 (a) Provide a standardized application form, registration form, and
29 contractual agreement for all ~~((volunteer))~~ participating groups.
30 ~~((Such))~~ The forms shall notify the prospective participants of the
31 risks and responsibilities to be assumed by ~~((either))~~ the department
32 ~~((and/or the volunteer groups))~~ and the participants;

33 (b) Require all ~~((volunteers))~~ participants to be at least fifteen
34 years of age;

35 (c) Require parental consent for all minors;

36 (d) Require at least one ~~((volunteer))~~ adult supervisor for every
37 eight minors;

1 (e) Require one designated leader for each ~~((volunteer))~~
2 participating organization, unless the department chooses to coordinate
3 a consortium of participants;

4 (f) Assign each ~~((volunteer))~~ participating organization a section
5 or sections of state highway, or other state-owned transportation
6 facilities, for a specified period of time;

7 (g) Recognize the efforts of a participating organization by
8 erecting and maintaining signs with the organization's name on both
9 ends of the organization's section of highway;

10 (h) Provide appropriate safety equipment ~~((and "Volunteer Litter~~
11 ~~Crew Ahead" signs))~~. Safety equipment ~~((, other than hardhats,))~~ issued
12 to ~~((volunteer organizations))~~ participating groups must be returned to
13 the department ~~((after each use for reuse by other volunteer groups))~~
14 upon termination of the applicable adopt-a-highway agreement;

15 (i) Provide safety training for all ~~((volunteers))~~ participants;

16 (j) Pay any and all premiums or assessments required under RCW
17 51.12.035 to secure medical aid benefits under chapter 51.36 RCW for
18 all volunteers participating in the program;

19 (k) Require participating businesses to pay all employer premiums
20 or assessments required to secure medical aid benefits under chapter
21 51.36 RCW for all employees or agents participating in the program;

22 (l) Maintain records of all injuries and accidents that occur;

23 ~~((+1))~~ (m) Adopt rules ~~((which))~~ that establish a process to
24 resolve any question of an organization's eligibility to participate in
25 the adopt-a-highway program;

26 ~~((+m))~~ (n) Obtain permission from property owners who lease right
27 of way before allowing ~~((a volunteer))~~ an organization to adopt a
28 section of highway on such leased property; and

29 ~~((+n))~~ (o) Establish procedures and guidelines for the adopt-a-
30 highway program.

31 ~~((+3))~~ (6) Nothing in this section affects the rights or
32 activities of, or agreements with, adjacent landowners, including the
33 use of rights of way and crossings, nor impairs these rights and uses
34 by the placement of signs.

35 NEW SECTION. Sec. 2. If specific funding for the purposes of this
36 act, referring to this act by bill number, is not provided for in a
37 transportation appropriations act in 1995 that either becomes law under

1 Article III, section 12 of the state Constitution or is approved by the
2 people of the state, this act is null and void.

Passed the House March 7, 1995.

Passed the Senate April 5, 1995.

Approved by the Governor April 19, 1995.

Filed in Office of Secretary of State April 19, 1995.

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