
SENATE BILL 5830

State of Washington 56th Legislature 1999 Regular Session

By Senators T. Sheldon and Haugen

Read first time 02/11/1999. Referred to Committee on Transportation.

1 AN ACT Relating to transportation congestion relief; amending RCW
2 46.68.095, 47.01.280, 43.84.092, and 43.84.092; adding a new section to
3 chapter 46.68 RCW; adding a new section to chapter 43.160 RCW;
4 providing effective dates; providing an expiration date; and declaring
5 an emergency.

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

7 **Sec. 1.** RCW 46.68.095 and 1994 c 179 s 4 are each amended to read
8 as follows:

9 All moneys that have accrued or may accrue to the motor vehicle
10 fund from the motor vehicle fuel tax and special fuel tax imposed by
11 RCW 82.36.025(5) shall be distributed monthly by the state treasurer in
12 the following proportions:

13 (1) Through June 30, 1995, one and one-half cents shall be
14 deposited in the transportation improvement account and expended in
15 accordance with RCW 47.26.084. After June 30, 1995, eighty-seven
16 percent of one and one-half cents shall be deposited in the
17 transportation improvement account and expended in accordance with RCW
18 47.26.086 and thirteen percent of one and one-half cents shall be

1 deposited in the small city account and expended in accordance with RCW
2 47.26.115.

3 (2) From April 1, 1991, seventy-five one-hundredths of one cent
4 shall be deposited in the special category C account in the motor
5 vehicle fund for special category C projects. Special category C
6 projects are category C projects (~~as defined in RCW 47.05.030(3)~~)
7 that, due to high cost only, will require bond financing to complete
8 construction.

9 The following criteria, listed in order of priority, shall be used
10 in determining which special category C projects have the highest
11 priority:

12 (a) Accident experience; and

13 (b) Fatal accident experience; and

14 (c) Capacity to move people and goods safely and at reasonable
15 speeds without undue congestion; and

16 (d) Continuity of development of the highway transportation
17 network.

18 Moneys deposited in the special category C account in the motor
19 vehicle fund may be used for payment of debt service on bonds the
20 proceeds of which are used to finance special category C projects under
21 this subsection.

22 (3) Twenty-five one-hundredths of one cent shall be deposited in
23 the rural arterial trust account in the motor vehicle fund.

24 (4) Forty-five one-hundredths of one cent shall be deposited in the
25 county arterial preservation account. These funds shall be distributed
26 by the county road administration board to counties in proportions
27 corresponding to the number of paved arterial lane miles in the
28 unincorporated area of each county and shall be used for improvements
29 to sustain the structural, safety, and operational integrity of county
30 arterials. The county road administration board shall adopt reasonable
31 rules and develop policies to implement this program and to assure that
32 a pavement management system is used.

33 (5) One-half of one cent shall be allocated to cities and towns as
34 provided in RCW 46.68.110.

35 (6) From April 1, 1990, through March 31, 1991, thirty one-
36 hundredths of one cent and after March 31, 1991, fifty-five one-
37 hundredths of one cent shall be allocated to counties as provided in
38 RCW 46.68.120.

1 (7) One cent shall be deposited in the congestion relief account
2 created in the motor vehicle fund and shall be expended ((for highway
3 purposes of the state as defined in RCW 46.68.130)) for the design,
4 right of way, and construction of congestion relief corridors. Moneys
5 deposited in the congestion relief account in the motor vehicle fund
6 shall be used to fund work on the projects enumerated in section 2 of
7 this act, or for the payment of debt service associated with these
8 projects as authorized by Referendum Bill No. 49.

9 Congestion relief corridors, which are not adequately addressed by
10 the prioritization scheme in RCW 47.05.051, are designated to address
11 congestion and economic development in a comprehensive manner.

12 The following criteria shall be used to designate corridors for
13 funding from the congestion relief account:

14 (a) The benefit/cost ratio, calculated using a twenty-year project
15 cost, is greater than two; and

16 (b) At least sixty-five percent of the corridor improvement's
17 benefits must accrue to the general motoring public.

18 NEW SECTION. Sec. 2. A new section is added to chapter 46.68 RCW
19 to read as follows:

20 In accordance with the criteria prescribed in RCW 46.68.095(7), the
21 following corridors are designated for funding from the congestion
22 relief account:

23 (1) State route number 18, 180th to interstate 90.

24 (2) State route number 509, interstate 5 to south 188th.

25 (3) State route number 395, North Spokane freeway.

26 (4) State route number 522, state route number 9 to state route
27 number 2.

28 (5) State route number 525, interstate 5 to Paine Field boulevard.

29 (6) State route number 539, Horton to International boundary.

30 NEW SECTION. Sec. 3. A new section is added to chapter 43.160 RCW
31 to read as follows:

32 In accordance with RCW 43.160.060 and 43.160.200, the community
33 economic revitalization board is authorized to provide grants, but not
34 loans, for transportation improvements in distressed counties as
35 defined in RCW 43.160.020, in rural natural resources impact areas as
36 defined in RCW 43.160.020(13), and in designated community empowerment
37 zones approved under RCW 43.63A.700. Funding for these improvements

1 are from the transportation equity act for the 21st century, surface
2 transportation program and are subject to surface transportation
3 program federal fund eligibility and planning requirements detailed in
4 23 U.S.C. Sec. 133(b) and Sec. 134. Up to twenty-two percent of
5 available surface transportation funds are made available for these
6 purposes, however beginning in 2000 in the event that such funds are
7 not obligated by June 1st of each year, they will revert in equal
8 amount to the other designated surface transportation program purposes.
9 In accordance with federal law, the department of transportation is
10 responsible for administering grants awarded by the board under this
11 section.

12 **Sec. 4.** RCW 47.01.280 and 1985 c 433 s 6 are each amended to read
13 as follows:

14 (1) Upon receiving an application for improvements to an existing
15 state highway or highways pursuant to RCW 43.160.074 from the community
16 economic revitalization board, the transportation commission shall, in
17 a timely manner, determine whether or not the proposed state highway
18 improvements:

19 (a) Meet the safety and design criteria of the department of
20 transportation;

21 (b) Will impair the operational integrity of the existing highway
22 system;

23 (c) Will affect any other improvements planned by the department;
24 and

25 (d) Will be consistent with its policies developed pursuant to RCW
26 47.01.071.

27 (2) Upon completion of its determination of the factors contained
28 in subsection (1) of this section and any other factors it deems
29 pertinent, the transportation commission shall forward its approval, as
30 submitted or amended or disapproval of the proposed improvements to the
31 board, along with any recommendation it may wish to make concerning the
32 desirability and feasibility of the proposed development. If the
33 transportation commission disapproves any proposed improvements, it
34 shall specify its reasons for disapproval.

35 (3) Upon notification from the board of an application's approval
36 pursuant to RCW 43.160.074, the transportation commission shall direct
37 the department of transportation to carry out the improvements in
38 coordination with the applicant.

1 (4) The transportation commission shall notify the legislative
2 transportation committee of all state highway improvements to be
3 carried out pursuant to RCW 43.160.074 and this section.

4 ~~((5) All state highway improvements that are approved pursuant to
5 RCW 43.160.074 and this section shall be charged to the economic
6 development account of the motor vehicle fund created by RCW
7 47.10.803.))~~

8 **Sec. 5.** RCW 43.84.092 and 1997 c 218 s 5 are each amended to read
9 as follows:

10 (1) All earnings of investments of surplus balances in the state
11 treasury shall be deposited to the treasury income account, which
12 account is hereby established in the state treasury.

13 (2) The treasury income account shall be utilized to pay or receive
14 funds associated with federal programs as required by the federal cash
15 management improvement act of 1990. The treasury income account is
16 subject in all respects to chapter 43.88 RCW, but no appropriation is
17 required for refunds or allocations of interest earnings required by
18 the cash management improvement act. Refunds of interest to the
19 federal treasury required under the cash management improvement act
20 fall under RCW 43.88.180 and shall not require appropriation. The
21 office of financial management shall determine the amounts due to or
22 from the federal government pursuant to the cash management improvement
23 act. The office of financial management may direct transfers of funds
24 between accounts as deemed necessary to implement the provisions of the
25 cash management improvement act, and this subsection. Refunds or
26 allocations shall occur prior to the distributions of earnings set
27 forth in subsection (4) of this section.

28 (3) Except for the provisions of RCW 43.84.160, the treasury income
29 account may be utilized for the payment of purchased banking services
30 on behalf of treasury funds including, but not limited to, depository,
31 safekeeping, and disbursement functions for the state treasury and
32 affected state agencies. The treasury income account is subject in all
33 respects to chapter 43.88 RCW, but no appropriation is required for
34 payments to financial institutions. Payments shall occur prior to
35 distribution of earnings set forth in subsection (4) of this section.

36 (4) Monthly, the state treasurer shall distribute the earnings
37 credited to the treasury income account. The state treasurer shall

1 credit the general fund with all the earnings credited to the treasury
2 income account except:

3 (a) The following accounts and funds shall receive their
4 proportionate share of earnings based upon each account's and fund's
5 average daily balance for the period: The capitol building
6 construction account, the Cedar River channel construction and
7 operation account, the Central Washington University capital projects
8 account, the charitable, educational, penal and reformatory
9 institutions account, the common school construction fund, the county
10 criminal justice assistance account, the county sales and use tax
11 equalization account, the data processing building construction
12 account, the deferred compensation administrative account, the deferred
13 compensation principal account, the department of retirement systems
14 expense account, the drinking water assistance account, the Eastern
15 Washington University capital projects account, the education
16 construction fund, the emergency reserve fund, the federal forest
17 revolving account, the health services account, the public health
18 services account, the health system capacity account, the personal
19 health services account, the highway infrastructure account, the
20 industrial insurance premium refund account, the judges' retirement
21 account, the judicial retirement administrative account, the judicial
22 retirement principal account, the local leasehold excise tax account,
23 the local real estate excise tax account, the local sales and use tax
24 account, the medical aid account, the mobile home park relocation fund,
25 the municipal criminal justice assistance account, the municipal sales
26 and use tax equalization account, the natural resources deposit
27 account, the perpetual surveillance and maintenance account, the public
28 employees' retirement system plan I account, the public employees'
29 retirement system plan II account, the Puyallup tribal settlement
30 account, the resource management cost account, the site closure
31 account, the special wildlife account, the state employees' insurance
32 account, the state employees' insurance reserve account, the state
33 investment board expense account, the state investment board commingled
34 trust fund accounts, the supplemental pension account, the teachers'
35 retirement system plan I account, the teachers' retirement system plan
36 II account, the transportation infrastructure account, the tuition
37 recovery trust fund, the University of Washington bond retirement fund,
38 the University of Washington building account, the volunteer fire
39 fighters' relief and pension principal account, the volunteer fire

1 fighters' relief and pension administrative account, the Washington
2 judicial retirement system account, the Washington law enforcement
3 officers' and fire fighters' system plan I retirement account, the
4 Washington law enforcement officers' and fire fighters' system plan II
5 retirement account, the Washington state patrol retirement account, the
6 Washington State University building account, the Washington State
7 University bond retirement fund, the water pollution control revolving
8 fund, and the Western Washington University capital projects account.
9 Earnings derived from investing balances of the agricultural permanent
10 fund, the normal school permanent fund, the permanent common school
11 fund, the scientific permanent fund, and the state university permanent
12 fund shall be allocated to their respective beneficiary accounts. All
13 earnings to be distributed under this subsection (4)(a) shall first be
14 reduced by the allocation to the state treasurer's service fund
15 pursuant to RCW 43.08.190.

16 (b) The following accounts and funds shall receive eighty percent
17 of their proportionate share of earnings based upon each account's or
18 fund's average daily balance for the period: The aeronautics account,
19 the aircraft search and rescue account, the central Puget Sound public
20 transportation account, the city hardship assistance account, the
21 congestion relief account, the county arterial preservation account,
22 the department of licensing services account, the economic development
23 account, the essential rail assistance account, the essential rail
24 banking account, the ferry bond retirement fund, the gasohol exemption
25 holding account, the grade crossing protective fund, the high capacity
26 transportation account, the highway bond retirement fund, the highway
27 construction stabilization account, the highway safety account, the
28 marine operating fund, the motor vehicle fund, the motorcycle safety
29 education account, the pilotage account, the public transportation
30 systems account, the Puget Sound capital construction account, the
31 Puget Sound ferry operations account, the recreational vehicle account,
32 the rural arterial trust account, the safety and education account, the
33 small city account, the special category C account, the state patrol
34 highway account, the transfer relief account, the transportation
35 capital facilities account, the transportation equipment fund, the
36 transportation fund, the transportation improvement account, the
37 transportation revolving loan account, and the urban arterial trust
38 account.

1 (5) In conformance with Article II, section 37 of the state
2 Constitution, no treasury accounts or funds shall be allocated earnings
3 without the specific affirmative directive of this section.

4 **Sec. 6.** RCW 43.84.092 and 1998 c 341 s 708 are each amended to
5 read as follows:

6 (1) All earnings of investments of surplus balances in the state
7 treasury shall be deposited to the treasury income account, which
8 account is hereby established in the state treasury.

9 (2) The treasury income account shall be utilized to pay or receive
10 funds associated with federal programs as required by the federal cash
11 management improvement act of 1990. The treasury income account is
12 subject in all respects to chapter 43.88 RCW, but no appropriation is
13 required for refunds or allocations of interest earnings required by
14 the cash management improvement act. Refunds of interest to the
15 federal treasury required under the cash management improvement act
16 fall under RCW 43.88.180 and shall not require appropriation. The
17 office of financial management shall determine the amounts due to or
18 from the federal government pursuant to the cash management improvement
19 act. The office of financial management may direct transfers of funds
20 between accounts as deemed necessary to implement the provisions of the
21 cash management improvement act, and this subsection. Refunds or
22 allocations shall occur prior to the distributions of earnings set
23 forth in subsection (4) of this section.

24 (3) Except for the provisions of RCW 43.84.160, the treasury income
25 account may be utilized for the payment of purchased banking services
26 on behalf of treasury funds including, but not limited to, depository,
27 safekeeping, and disbursement functions for the state treasury and
28 affected state agencies. The treasury income account is subject in all
29 respects to chapter 43.88 RCW, but no appropriation is required for
30 payments to financial institutions. Payments shall occur prior to
31 distribution of earnings set forth in subsection (4) of this section.

32 (4) Monthly, the state treasurer shall distribute the earnings
33 credited to the treasury income account. The state treasurer shall
34 credit the general fund with all the earnings credited to the treasury
35 income account except:

36 (a) The following accounts and funds shall receive their
37 proportionate share of earnings based upon each account's and fund's
38 average daily balance for the period: The capitol building

1 construction account, the Cedar River channel construction and
2 operation account, the Central Washington University capital projects
3 account, the charitable, educational, penal and reformatory
4 institutions account, the common school construction fund, the county
5 criminal justice assistance account, the county sales and use tax
6 equalization account, the data processing building construction
7 account, the deferred compensation administrative account, the deferred
8 compensation principal account, the department of retirement systems
9 expense account, the drinking water assistance account, the Eastern
10 Washington University capital projects account, the education
11 construction fund, the emergency reserve fund, the federal forest
12 revolving account, the health services account, the public health
13 services account, the health system capacity account, the personal
14 health services account, the highway infrastructure account, the
15 industrial insurance premium refund account, the judges' retirement
16 account, the judicial retirement administrative account, the judicial
17 retirement principal account, the local leasehold excise tax account,
18 the local real estate excise tax account, the local sales and use tax
19 account, the medical aid account, the mobile home park relocation fund,
20 the municipal criminal justice assistance account, the municipal sales
21 and use tax equalization account, the natural resources deposit
22 account, the perpetual surveillance and maintenance account, the public
23 employees' retirement system plan I account, the public employees'
24 retirement system plan II account, the Puyallup tribal settlement
25 account, the resource management cost account, the site closure
26 account, the special wildlife account, the state employees' insurance
27 account, the state employees' insurance reserve account, the state
28 investment board expense account, the state investment board commingled
29 trust fund accounts, the supplemental pension account, the teachers'
30 retirement system plan I account, the teachers' retirement system
31 combined plan II and plan III account, the transportation
32 infrastructure account, the tuition recovery trust fund, the University
33 of Washington bond retirement fund, the University of Washington
34 building account, the volunteer fire fighters' relief and pension
35 principal account, the volunteer fire fighters' relief and pension
36 administrative account, the Washington judicial retirement system
37 account, the Washington law enforcement officers' and fire fighters'
38 system plan I retirement account, the Washington law enforcement
39 officers' and fire fighters' system plan II retirement account, the

1 Washington school employees' retirement system combined plan II and III
2 account, the Washington state patrol retirement account, the Washington
3 State University building account, the Washington State University bond
4 retirement fund, the water pollution control revolving fund, and the
5 Western Washington University capital projects account. Earnings
6 derived from investing balances of the agricultural permanent fund, the
7 normal school permanent fund, the permanent common school fund, the
8 scientific permanent fund, and the state university permanent fund
9 shall be allocated to their respective beneficiary accounts. All
10 earnings to be distributed under this subsection (4)(a) shall first be
11 reduced by the allocation to the state treasurer's service fund
12 pursuant to RCW 43.08.190.

13 (b) The following accounts and funds shall receive eighty percent
14 of their proportionate share of earnings based upon each account's or
15 fund's average daily balance for the period: The aeronautics account,
16 the aircraft search and rescue account, the central Puget Sound public
17 transportation account, the city hardship assistance account, the
18 congestion relief account, the county arterial preservation account,
19 the department of licensing services account, the economic development
20 account, the essential rail assistance account, the essential rail
21 banking account, the ferry bond retirement fund, the gasohol exemption
22 holding account, the grade crossing protective fund, the high capacity
23 transportation account, the highway bond retirement fund, the highway
24 construction stabilization account, the highway safety account, the
25 marine operating fund, the motor vehicle fund, the motorcycle safety
26 education account, the pilotage account, the public transportation
27 systems account, the Puget Sound capital construction account, the
28 Puget Sound ferry operations account, the recreational vehicle account,
29 the rural arterial trust account, the safety and education account, the
30 small city account, the special category C account, the state patrol
31 highway account, the transfer relief account, the transportation
32 capital facilities account, the transportation equipment fund, the
33 transportation fund, the transportation improvement account, the
34 transportation revolving loan account, and the urban arterial trust
35 account.

36 (5) In conformance with Article II, section 37 of the state
37 Constitution, no treasury accounts or funds shall be allocated earnings
38 without the specific affirmative directive of this section.

1 NEW SECTION. **Sec. 7.** (1) Section 3 of this act is necessary for
2 the immediate preservation of the public peace, health, or safety, or
3 support of the state government and its existing public institutions,
4 and takes effect July 1, 1999.

5 (2) Section 6 of this act takes effect September 1, 2000.

6 NEW SECTION. **Sec. 8.** Section 5 of this act expires September 1,
7 2000.

--- END ---