

CERTIFICATION OF ENROLLMENT

**HOUSE BILL 2599**

Chapter 23, Laws of 2016

64th Legislature  
2016 Regular Session

FREIGHT MOBILITY STRATEGIC INVESTMENT BOARD--REMOVAL OF FUNDING  
CONSIDERATION

EFFECTIVE DATE: 6/9/2016

Passed by the House February 17, 2016  
Yeas 98 Nays 0

FRANK CHOPP

**Speaker of the House of Representatives**

Passed by the Senate March 2, 2016  
Yeas 47 Nays 0

BRAD OWEN

**President of the Senate**

Approved March 25, 2016 2:23 PM

JAY INSLEE

**Governor of the State of Washington**

CERTIFICATE

I, Barbara Baker, Chief Clerk of the House of Representatives of the State of Washington, do hereby certify that the attached is **HOUSE BILL 2599** as passed by House of Representatives and the Senate on the dates hereon set forth.

BARBARA BAKER

**Chief Clerk**

FILED

March 25, 2016

**Secretary of State  
State of Washington**

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HOUSE BILL 2599

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Passed Legislature - 2016 Regular Session

State of Washington

64th Legislature

2016 Regular Session

By Representatives Orcutt, Clibborn, Moscoso, Harmsworth, Tarleton, Zeiger, Hayes, Hargrove, Rossetti, McBride, and Wilson

Read first time 01/15/16. Referred to Committee on Transportation.

1 AN ACT Relating to the freight mobility strategic investment  
2 board's authority to remove funding allocation for projects after a  
3 certain number of years without construction occurring; and amending  
4 RCW 47.06A.050.

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

6 **Sec. 1.** RCW 47.06A.050 and 2013 c 104 s 2 are each amended to  
7 read as follows:

8 (1) For the purpose of allocating funds for the freight mobility  
9 strategic investment program, the board shall allocate the first  
10 fifty-five percent of funds to the highest priority projects, without  
11 regard to location.

12 (2) The remaining funds shall be allocated equally among three  
13 regions of the state, defined as follows:

14 (a) The Puget Sound region includes King, Pierce, and Snohomish  
15 counties;

16 (b) The western Washington region includes Clallam, Jefferson,  
17 Island, Kitsap, San Juan, Skagit, Whatcom, Clark, Cowlitz, Grays  
18 Harbor, Lewis, Mason, Pacific, Skamania, Thurston, and Wahkiakum  
19 counties; and

20 (c) The eastern Washington region includes Adams, Chelan,  
21 Douglas, Ferry, Grant, Lincoln, Okanogan, Pend Oreille, Spokane,

1 Stevens, Whitman, Asotin, Benton, Columbia, Franklin, Garfield,  
2 Kittitas, Klickitat, Walla Walla, and Yakima counties.

3 (3) If a region does not have enough qualifying projects to  
4 utilize its allocation of funds, the funds will be made available to  
5 the next highest priority project, without regard to location.

6 (4) In the event that a proposal contains projects in more than  
7 one region, for purposes of assuring that equitable geographic  
8 distributions are made under subsection (2) of this section, the  
9 board shall evaluate the proposal and proportionally assign the  
10 benefits that are attributable to each region.

11 (5)(a) If the board identifies a project for funding, but later  
12 determines that the project is not ready to proceed, the board shall  
13 recommend removing the project from consideration and the next  
14 highest priority project shall be substituted in the project  
15 portfolio. Any project removed from funding consideration because it  
16 is not ready to proceed shall retain its position on the priority  
17 project list for six years.

18 (b) The board may remove a project from consideration after six  
19 years for any of the following reasons: (i) The project has been  
20 unable to obtain the necessary funding or financing to proceed, (ii)  
21 the project priority in the jurisdiction where the project is located  
22 has been decreased so that it is unlikely to be constructed within  
23 two years, or (iii) there are quantifiable issues that make it highly  
24 unlikely the project could obtain the necessary permits or could be  
25 constructed as submitted in the original proposal to the board.

26 (c) To restore any project for funding consideration after it has  
27 been removed under (b) of this subsection, the sponsoring public  
28 entity must submit a new application, which must be considered by the  
29 board in the same manner as new applicants.

Passed by the House February 17, 2016.

Passed by the Senate March 2, 2016.

Approved by the Governor March 25, 2016.

Filed in Office of Secretary of State March 25, 2016.

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