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**SUBSTITUTE SENATE BILL 5452**

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**State of Washington**

**57th Legislature**

**2001 Regular Session**

**By** Senate Committee on Economic Development & Telecommunications  
(originally sponsored by Senators T. Sheldon, Rossi, Horn, Stevens,  
B. Sheldon and Fairley)

READ FIRST TIME 02/20/01.

1 AN ACT Relating to utility relocation costs caused by regional  
2 transit authority activities; and amending RCW 81.112.100.

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

4 **Sec. 1.** RCW 81.112.100 and 1992 c 101 s 10 are each amended to  
5 read as follows:

6 (1) An authority shall have and exercise all rights with respect to  
7 the construction, acquisition, maintenance, operation, extension,  
8 alteration, repair, control and management of high capacity  
9 transportation system facilities that are identified in the system plan  
10 developed pursuant to RCW 81.104.100 that any city, county, county  
11 transportation authority, metropolitan municipal corporation, or public  
12 transportation benefit area within the authority boundary has been  
13 previously empowered to exercise and such powers shall not thereafter  
14 be exercised by such agencies without the consent of the authority.  
15 Nothing in this chapter shall restrict development, construction, or  
16 operation of a personal rapid transit system by a city or county.

17 (2) If utility facilities must be removed or relocated as a result  
18 of the construction, alteration, repair, or improvement of a system,  
19 the costs of the removal or relocation must be included in the costs of

1 the system and paid by the authority. In no case is the owner, lessee,  
2 or occupant of the utility facilities responsible for the costs. For  
3 purposes of this subsection, "utility facilities" include, but are not  
4 limited to, cable television, gas, electric, and telecommunications  
5 facilities.

6 (3) An authority may adopt, in whole or in part, and may complete,  
7 modify, or terminate any planning, environmental review, or procurement  
8 processes related to the high capacity transportation system that had  
9 been commenced by a joint regional policy committee or a city, county,  
10 county transportation authority, metropolitan municipality, or public  
11 transportation benefit area prior to the formation of the authority.

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