

CERTIFICATION OF ENROLLMENT

**SUBSTITUTE SENATE BILL 5224**

57th Legislature  
2001 Regular Session

Passed by the Senate March 10, 2001  
YEAS 46 NAYS 2

\_\_\_\_\_  
**President of the Senate**

Passed by the House April 5, 2001  
YEAS 79 NAYS 10

\_\_\_\_\_  
**Speaker of the House of Representatives**

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**Speaker of the House of Representatives**

Approved

\_\_\_\_\_  
**Governor of the State of Washington**

CERTIFICATE

I, Tony M. Cook, Secretary of the Senate of the State of Washington, do hereby certify that the attached is **SUBSTITUTE SENATE BILL 5224** as passed by the Senate and the House of Representatives on the dates hereon set forth.

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**Secretary**

FILED

**Secretary of State  
State of Washington**

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**SUBSTITUTE SENATE BILL 5224**

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Passed Legislature - 2001 Regular Session

**State of Washington**

**57th Legislature**

**2001 Regular Session**

**By** Senate Committee on Transportation (originally sponsored by Senators Prentice, Patterson, Haugen, Horn, Oke, Jacobsen and Kohl-Welles; by request of Department of Transportation)

READ FIRST TIME 02/21/01.

1       AN ACT Relating to intercity passenger rail service; adding new  
2 sections to chapter 47.79 RCW; and declaring an emergency.

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

4       NEW SECTION. **Sec. 1.** The legislature finds that a balanced,  
5 multimodal transportation system is an essential element of the  
6 state's infrastructure, and that effective rail passenger service  
7 is an integral part of a balanced, multimodal transportation  
8 system. The legislature further finds that the King Street railroad  
9 station is the key hub for both Puget Sound's intermodal passenger  
10 transportation system and the state's rail passenger system. The  
11 legislature recognizes that the redevelopment of the King Street  
12 railroad station depot, along with necessary and related  
13 properties, is critical to its continued functioning as a  
14 transportation hub and finds that innovative funding arrangements  
15 can materially assist in furthering the redevelopment at reduced  
16 public expense.

17       NEW SECTION. **Sec. 2.** The department may acquire, or contract to

1 acquire, by purchase, lease, option to lease or purchase,  
2 condemnation, gift, devise, bequest, grant, or exchange of title,  
3 the King Street railroad station depot located in Seattle, or any  
4 interests or rights in it, and other real property and  
5 improvements adjacent to, or used in association with, the King  
6 Street railroad station depot. The property may include, but not be  
7 limited to, the depot, platforms, parking areas, pedestrian and  
8 vehicle access areas, and maintenance facilities. These properties,  
9 in the aggregate, will be known as the King Street railroad  
10 station.

11 NEW SECTION. **Sec. 3.** During all periods that the department  
12 contracts to own or lease some, or all, of the King Street  
13 railroad station properties, the department may exercise all the  
14 powers and perform all the duties necessary, convenient, or  
15 incidental for planning, designing, constructing, improving,  
16 repairing, renovating, restoring, operating, and maintaining the  
17 King Street railroad station properties. These powers also include  
18 authority to lease or sell, assign, sublease, or otherwise  
19 transfer all, or portions of, the King Street railroad station  
20 properties for transportation or other public or private purposes  
21 and to contract with other public or private entities for the  
22 operation, administration, maintenance, or improvement of the King  
23 Street railroad station properties after the department takes  
24 possession of some, or all, of the properties, as the secretary  
25 deems appropriate. If the department transfers any of its fee  
26 ownership interests in the King Street railroad station  
27 properties, proceeds from the transaction must be placed in an  
28 account that supports multimodal programs, but not into an account  
29 restricted by Article II, section 40 of the state Constitution.

30 NEW SECTION. **Sec. 4.** To facilitate tax exempt financing for the  
31 acquisition and improvement of the King Street railroad station,  
32 the department may lease from or contract with public or private  
33 entities for the acquisition, lease, operation, maintenance,  
34 financing, renovation, restoration, or management of some, or all,  
35 of the King Street railroad station properties as a multimodal  
36 terminal that supports the state intercity passenger rail

1 service. The leases or contracts are not subject to either chapter  
2 39.94 or 43.82 RCW. The leases and contracts will expire no later  
3 than fifty years from the time they are executed, and at that time  
4 the department will either receive title or have the right to  
5 receive title to the financed property without additional  
6 obligation to compensate the owner of those properties for the  
7 acquisition of them. The secretary may take all actions necessary,  
8 convenient, or incidental to the financing.

9 NEW SECTION. **Sec. 5.** (1) The department may establish the King  
10 Street railroad station facility account as an interest-bearing  
11 local account. Receipts from the sources listed in subsection (2)  
12 of this section must be deposited into the account. Nothing in this  
13 section is a pledge of funds deposited to the account for  
14 repayment of tax exempt financing related to the King Street  
15 railroad station. The department may invest funds from the account  
16 as permitted by law and may enter into contracts with financial  
17 advisors as deemed necessary for that purpose. Only the secretary  
18 or the secretary's designee may authorize expenditures from the  
19 account.

20 (2) All funds appropriated to the King Street railroad station  
21 facility account by the legislature; all contributions, payments,  
22 grants, gifts, and donations to the account from other public or  
23 private entities; all receipts from departmental transactions  
24 involving capital facility sales, transfers, property leases and  
25 rents, incomes, and parking fees associated with the King Street  
26 railroad station; as well as all investment income associated with  
27 the account must be deposited into the King Street railroad  
28 station facility account for purposes specified in subsection (3)  
29 of this section.

30 (3) All funds deposited into the King Street railroad station  
31 facility account must be expended by the department solely to pay  
32 the following expenses:

33 (a) Costs for management of the account;

34 (b) Purchase and acquisition costs for King Street railroad  
35 station properties;

36 (c) Payments, including incidental expenses, relating to the

1 King Street railroad station depot as required by a lease or  
2 contract under section 4 of this act;

3 (d) Maintenance and operating costs for the King Street  
4 railroad station properties; and

5 (e) Capital improvement projects initiated by the department  
6 associated with, and for the benefit of, the King Street railroad  
7 station depot occurring after the date of the department's  
8 beneficial occupancy of the renovated King Street railroad station  
9 depot, and for capital improvement projects initiated at any time  
10 by the department for the benefit of King Street railroad station  
11 properties other than the depot including, but not limited to,  
12 improvements to associated platforms, parking areas, temporary  
13 buildings, maintenance facilities, pedestrian access, and other  
14 improvements essential to the operation of the station as a  
15 multimodal terminal.

16 (4) Nothing in this section is intended to restrict the right  
17 of the department from otherwise funding purchase, acquisition,  
18 capital improvement, maintenance, rental, operational, and other  
19 incidental costs relating to the King Street railroad station from  
20 appropriations and resources that are not designated for deposit  
21 in the King Street railroad station facility account.

22 NEW SECTION. **Sec. 6.** Sections 1 through 5 of this act are each  
23 added to chapter 47.79 RCW.

24 NEW SECTION. **Sec. 7.** Due to the irrevocable expiration of  
25 federal and Amtrak funds critical to the redevelopment of the King  
26 Street railroad station on or before June 30, 2001, sections 1  
27 through 6 of this act are necessary for the immediate preservation  
28 of the public peace, health, or safety, or support of the state  
29 government and its existing public institutions, and take effect  
30 immediately.

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