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**SUBSTITUTE SENATE BILL 5139**

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**State of Washington                      59th Legislature                      2005 Regular Session**

**By** Senate Committee on Transportation (originally sponsored by Senators Haugen, Oke, Poulsen and Swecker)

READ FIRST TIME 02/01/05.

1            AN ACT Relating to highway and bridge tolling authority; amending  
2 RCW 47.56.075, 47.56.076, and 47.56.270; and repealing RCW 47.56.273,  
3 47.56.282, 47.56.284, 47.56.286, 47.56.287, 47.56.288, 47.56.290,  
4 47.56.291, 47.56.310, 47.56.320, 47.56.330, 47.56.340, 47.56.343,  
5 47.56.345, 47.56.360, 47.56.380, 47.56.390, 47.56.400, 47.56.410,  
6 47.56.420, 47.56.430, 47.56.440, 47.56.450, 47.56.460, 47.56.470,  
7 47.56.480, 47.56.490, 47.56.500, 47.56.580, 47.56.590, 47.56.610,  
8 47.56.630, 47.56.631, 47.56.640, 47.56.643, 47.56.646, 47.56.649,  
9 47.56.652, 47.56.655, 47.56.658, 47.56.659, 47.56.661, 47.56.667,  
10 47.56.700, 47.56.701, 47.56.702, 47.56.703, 47.56.704, 47.56.705,  
11 47.56.706, 47.56.7115, 47.56.7125, 47.56.740, 47.56.741, 47.56.742,  
12 47.56.743, 47.56.744, 47.56.745, 47.56.746, 47.56.747, 47.56.748,  
13 47.56.749, 47.56.750, 47.56.751, 47.56.752, 47.56.753, 47.56.754,  
14 47.56.755, 47.56.756, 47.56.760, 47.56.761, 47.58.500, 47.60.445,  
15 47.60.450, 47.60.502, and 47.60.503.

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

17            **Sec. 1.** RCW 47.56.075 and 2002 c 56 s 404 are each amended to read  
18 as follows:

19            The ((department)) commission shall approve for construction only

1 such toll roads as the legislature specifically authorizes or such toll  
2 facilities as are specifically sponsored by a regional transportation  
3 investment district, city, town, or county.

4 **Sec. 2.** RCW 47.56.076 and 2002 c 56 s 403 are each amended to read  
5 as follows:

6 Upon approval of a majority of the voters within its boundaries  
7 voting on the ballot proposition, and only for the purposes authorized  
8 in RCW 36.120.050(1)((+f+)) (g), a regional transportation investment  
9 district may ~~((impose))~~ authorize vehicle tolls on state routes where  
10 improvements financed in whole or in part by a regional transportation  
11 investment district add additional lanes to, or reconstruct lanes on,  
12 a highway of statewide significance. The department shall administer  
13 the collection of vehicle tolls authorized on designated facilities  
14 unless otherwise specified in law, and the state transportation  
15 commission, or its successor, shall be the tolling authority.

16 **Sec. 3.** RCW 47.56.270 and 2002 c 114 s 20 are each amended to read  
17 as follows:

18 The ~~((Lake Washington bridge and the))~~ 1950 Tacoma Narrows bridge  
19 in chapter 47.17 RCW made a part of the primary state highways of the  
20 state of Washington((τ)) shall, upon completion, be operated,  
21 maintained, kept up, and repaired by the department in the manner  
22 provided in this chapter, and the cost of such operation, maintenance,  
23 upkeep, and repair shall be paid from funds appropriated for the use of  
24 the department for the construction and maintenance of the primary  
25 state highways of the state of Washington. This section does not apply  
26 to that portion of the Tacoma Narrows bridge facility first opened to  
27 traffic after June 13, 2002.

28 NEW SECTION. **Sec. 4.** The following acts or parts of acts are each  
29 repealed:

30 (1) RCW 47.56.273 (Fox Island toll bridge--Need for removal of  
31 tolls) and 1961 c 13 s 47.56.273;

32 (2) RCW 47.56.282 (Additional Lake Washington bridge (1957 Act)--  
33 Revenue bonds--Toll charges and other support) and 1965 ex.s. c 170 s  
34 56 & 1961 c 13 s 47.56.282;

- 1 (3) RCW 47.56.284 (Additional Lake Washington bridge (1957 Act)--  
2 Continuous project--Authorization of other additional bridges) and 1984  
3 c 7 s 273 & 1961 c 13 s 47.56.284;
- 4 (4) RCW 47.56.286 (Additional Lake Washington bridge (1957 Act)--  
5 Interpretation) and 1985 c 7 s 114, 1984 c 7 s 274, & 1961 c 13 s  
6 47.56.286;
- 7 (5) RCW 47.56.287 (Second Lake Washington bridge--Use of motor  
8 vehicle fund to pay deficits) and 1984 c 7 s 275 & 1965 ex.s. c 170 s  
9 54;
- 10 (6) RCW 47.56.288 (Second Lake Washington bridge--Designation of  
11 funds to pay deficits--Pledge of excise tax proceeds) and 1965 ex.s. c  
12 170 s 55;
- 13 (7) RCW 47.56.290 (Additional Lake Washington bridge (1953 Act)--  
14 Appropriation--Repayment from bond issue) and 1961 c 13 s 47.56.290;
- 15 (8) RCW 47.56.291 (Additional Lake Washington bridge in vicinity of  
16 first bridge--Design and construction authorized) and 1965 ex.s. c 170  
17 s 57;
- 18 (9) RCW 47.56.310 (Additional Columbia river bridge--Vancouver to  
19 Portland bridges--Cooperation with Oregon) and 1961 c 13 s 47.56.310;
- 20 (10) RCW 47.56.320 (Additional Columbia river bridge--Tolls) and  
21 1961 c 13 s 47.56.320;
- 22 (11) RCW 47.56.330 (Additional Columbia river bridge--Agreements  
23 with Oregon authorized) and 1961 c 13 s 47.56.330;
- 24 (12) RCW 47.56.340 (Additional Columbia river bridge--When toll  
25 free) and 1961 c 13 s 47.56.340;
- 26 (13) RCW 47.56.343 (Additional Columbia river bridge--Revenue  
27 bonds) and 1961 c 13 s 47.56.343;
- 28 (14) RCW 47.56.345 (Additional Columbia river bridge--  
29 Construction--Severability) and 1984 c 7 s 276 & 1961 c 13 s 47.56.345;
- 30 (15) RCW 47.56.360 (Bridging Puget Sound, Hood Canal--Operation,  
31 maintenance, prior charge upon revenue--Appropriations to be repaid)  
32 and 1961 c 13 s 47.56.360;
- 33 (16) RCW 47.56.380 (Express highway--Tacoma-Seattle-Everett--  
34 Limited access) and 1984 c 7 s 278 & 1961 c 13 s 47.56.380;
- 35 (17) RCW 47.56.390 (Express highway--Operation as toll highway--  
36 Part of state system) and 1984 c 7 s 279 & 1961 c 13 s 47.56.390;
- 37 (18) RCW 47.56.400 (Express highway--Powers and duties of  
38 department) and 1984 c 7 s 280 & 1961 c 13 s 47.56.400;

1 (19) RCW 47.56.410 (Lopez Island-San Juan toll bridge--  
2 Appropriation--Study--Location, exploration, foundation, design) and  
3 1961 c 13 s 47.56.410;

4 (20) RCW 47.56.420 (Lopez Island-San Juan toll bridge--Final  
5 designs, construction, revenue bonds authorized) and 1961 c 13 s  
6 47.56.420;

7 (21) RCW 47.56.430 (Lopez Island-San Juan toll bridge--Operation,  
8 maintenance, prior charge upon revenue--Appropriations to be repaid)  
9 and 1961 c 13 s 47.56.430;

10 (22) RCW 47.56.440 (Lopez Island-San Juan toll bridge--Effect of  
11 toll bridge authority resolution No. 295--Ferry system refunding  
12 revenue bonds) and 1961 c 13 s 47.56.440;

13 (23) RCW 47.56.450 (Columbia river bridge at Biggs Rapids--  
14 Authorized--Cooperation with Klickitat county, highway commission,  
15 Oregon highway commission and Sherman county) and 1961 c 13 s  
16 47.56.450;

17 (24) RCW 47.56.460 (Columbia river bridge at Biggs Rapids--  
18 Appropriation--Repayment from bond issue) and 1961 c 13 s 47.56.460;

19 (25) RCW 47.56.470 (Columbia river bridge at Biggs Rapids--Revenue  
20 bonds) and 1961 c 13 s 47.56.470;

21 (26) RCW 47.56.480 (Columbia river bridge at Biggs Rapids--  
22 Construction of act) and 1961 c 13 s 47.56.480;

23 (27) RCW 47.56.490 (Columbia river bridge at Biggs Rapids--Powers  
24 of department--Tolls) and 1984 c 7 s 281 & 1961 c 13 s 47.56.490;

25 (28) RCW 47.56.500 (Columbia river bridge at Biggs Rapids--  
26 Agreements authorized) and 1961 c 13 s 47.56.500;

27 (29) RCW 47.56.580 (Naches Pass tunnel--What studies and surveys  
28 shall include) and 1961 c 13 s 47.56.580;

29 (30) RCW 47.56.590 (Naches Pass tunnel--Plan for financing) and  
30 1961 c 13 s 47.56.590;

31 (31) RCW 47.56.610 (Naches Pass tunnel--Contribution by political  
32 subdivisions) and 1961 c 13 s 47.56.610;

33 (32) RCW 47.56.630 (Naches Pass tunnel--Repayment to motor vehicle  
34 fund of funds appropriated) and 1961 c 13 s 47.56.630;

35 (33) RCW 47.56.631 (Naches Pass tunnel--Additional studies--Route  
36 of highway and tunnel--Appropriation) and 1961 ex.s. c 21 s 18;

37 (34) RCW 47.56.640 (Bridging lower Columbia river in vicinity of  
38 Astoria-Megler) and 1961 c 209 s 1;

1 (35) RCW 47.56.643 (Bridging lower Columbia river in vicinity of  
2 Astoria-Megler--Agreements with United States--Acceptance of public or  
3 private funds) and 1961 c 209 s 2;

4 (36) RCW 47.56.646 (Bridging lower Columbia river in vicinity of  
5 Astoria-Megler--Agreements with Oregon--Provisions for Oregon bond  
6 issue, powers and duties of both states, tolls, apportionment of costs,  
7 etc.) and 1961 c 209 s 3;

8 (37) RCW 47.56.649 (Bridging lower Columbia river in vicinity of  
9 Astoria-Megler--Use of Washington motor vehicle fuel taxes, motor  
10 vehicle fund to pay Oregon bonds if tolls and fees insufficient) and  
11 1961 c 209 s 4;

12 (38) RCW 47.56.652 (Bridging lower Columbia river in vicinity of  
13 Astoria-Megler--Procedure for this state paying deficiency in tolls and  
14 fees for Oregon bond issue) and 1961 c 209 s 5;

15 (39) RCW 47.56.655 (Bridging lower Columbia river in vicinity of  
16 Astoria-Megler--Washington liability for costs--Maintenance and  
17 repair--Approaches) and 1961 c 209 s 6;

18 (40) RCW 47.56.658 (Bridging lower Columbia river in vicinity of  
19 Astoria-Megler--Financial responsibility of Pacific county--Prior  
20 commitment required) and 1969 ex.s. c 281 s 52 & 1961 c 209 s 7;

21 (41) RCW 47.56.659 (Bridging lower Columbia river in vicinity of  
22 Astoria-Megler--Contractual obligations of Pacific county terminated)  
23 and 1969 ex.s. c 281 s 53;

24 (42) RCW 47.56.661 (Bridging lower Columbia river in vicinity of  
25 Astoria-Megler--Deposit of contribution of Pacific county in motor  
26 vehicle fund--Use) and 1961 c 209 s 8;

27 (43) RCW 47.56.667 (Bridging lower Columbia river in vicinity of  
28 Astoria-Megler--When toll free) and 1961 c 209 s 10;

29 (44) RCW 47.56.700 (Columbia river, Vernita bridge and highway  
30 approach from Richland--Authorized) and 1963 c 197 s 1;

31 (45) RCW 47.56.701 (Columbia river, Vernita bridge and highway  
32 approach from Richland--Revenue bonds--Tolls and charges) and 1963 c  
33 197 s 2;

34 (46) RCW 47.56.702 (Columbia river, Vernita bridge and highway  
35 approach from Richland--Pledge of excise taxes imposed on motor vehicle  
36 fuels) and 1984 c 7 s 282 & 1963 c 197 s 3;

37 (47) RCW 47.56.703 (Columbia river, Vernita bridge and highway

1 approach from Richland--Continued imposition of such taxes) and 1984 c  
2 7 s 283 & 1963 c 197 s 4;

3 (48) RCW 47.56.704 (Columbia river, Vernita bridge and highway  
4 approach from Richland--Repayment of motor vehicle fund money--  
5 Continuation of tolls) and 1984 c 7 s 284 & 1963 c 197 s 5;

6 (49) RCW 47.56.705 (Columbia river, Vernita bridge and highway  
7 approach from Richland--Facility to be part of highway system--  
8 Operation, collection of tolls) and 1983 c 3 s 131 & 1963 c 197 s 6;

9 (50) RCW 47.56.706 (Columbia river, Vernita bridge and highway  
10 approach from Richland--Laws applicable--Construction of 1963 statute)  
11 and 1983 c 3 s 132 & 1963 c 197 s 7;

12 (51) RCW 47.56.7115 (Spokane river toll bridge--Operation and  
13 maintenance responsibility and funding) and 1990 c 42 s 402;

14 (52) RCW 47.56.7125 (Spokane river toll bridge--Transfer of funds)  
15 and 1990 c 42 s 404;

16 (53) RCW 47.56.740 (Columbia river bridge at Horn Rapids--  
17 Authorized--Approach routes) and 1981 c 327 s 1 & 1979 ex.s. c 212 s 1;

18 (54) RCW 47.56.741 (Columbia river bridge at Horn Rapids--  
19 Agreements with local governments) and 1979 ex.s. c 212 s 2;

20 (55) RCW 47.56.742 (Columbia river bridge at Horn Rapids--Bonds--  
21 Agreements with local governments required) and 1981 c 327 s 2 & 1979  
22 ex.s. c 212 s 3;

23 (56) RCW 47.56.743 (Columbia river bridge at Horn Rapids--Bonds--  
24 Plans for funding obligations of local governments required) and 1979  
25 ex.s. c 212 s 4;

26 (57) RCW 47.56.744 (Columbia river bridge at Horn Rapids--  
27 Agreements with United States--Acceptance of public or private funds)  
28 and 1979 ex.s. c 212 s 5;

29 (58) RCW 47.56.745 (Columbia river bridge at Horn Rapids--General  
30 obligation bonds authorized--Additional bonds authorized, restriction)  
31 and 1981 c 327 s 3 & 1979 ex.s. c 212 s 6;

32 (59) RCW 47.56.746 (Columbia river bridge at Horn Rapids--Bonds--  
33 Issuance, sale, retirement supervised by state finance committee) and  
34 1979 ex.s. c 212 s 7;

35 (60) RCW 47.56.747 (Columbia river bridge at Horn Rapids--Bonds--  
36 Term--Terms and conditions--Signatures--Registration--Where payable--  
37 Negotiable instruments--Legal investment for state funds--Bond  
38 anticipation notes) and 1979 ex.s. c 212 s 8;

1 (61) RCW 47.56.748 (Columbia river bridge at Horn Rapids--Bonds--  
2 Bond proceeds--Deposit and use) and 1981 c 327 s 4 & 1979 ex.s. c 212  
3 s 9;

4 (62) RCW 47.56.749 (Columbia river bridge at Horn Rapids--Bonds--  
5 Statement describing nature of obligation--Sources of payment) and 1995  
6 c 274 s 15 & 1979 ex.s. c 212 s 10;

7 (63) RCW 47.56.750 (Columbia river bridge at Horn Rapids--Bonds--  
8 Account created in highway bond retirement fund--Deposit of revenue--  
9 Pledge of excise taxes--Repayment procedure--Legislative covenant) and  
10 1999 c 269 s 13, 1995 c 274 s 16, & 1979 ex.s. c 212 s 11;

11 (64) RCW 47.56.751 (Columbia river bridge at Horn Rapids--Operation  
12 by department of transportation--Amount and duration of tolls--Use of  
13 motor vehicle fund moneys--Priority of payments--Trust fund--Covenants  
14 by state finance committee) and 1979 ex.s. c 212 s 12;

15 (65) RCW 47.56.752 (Columbia river bridge at Horn Rapids--Toll  
16 revenue trust fund--Transfer of surplus moneys) and 1979 ex.s. c 212 s  
17 13;

18 (66) RCW 47.56.753 (Columbia river bridge at Horn Rapids--Repayment  
19 of motor vehicle fund money--Continuation of tolls) and 1979 ex.s. c  
20 212 s 14;

21 (67) RCW 47.56.754 (Columbia river bridge at Horn Rapids--Ferries,  
22 urban arterials, Spokane river toll bridges, bonds--Lien against fuel  
23 tax revenues) and 1979 ex.s. c 212 s 15;

24 (68) RCW 47.56.755 (Columbia river bridge at Horn Rapids--When toll  
25 free--Conveyance to city or counties) and 1979 ex.s. c 212 s 16;

26 (69) RCW 47.56.756 (Additional bridge at Columbia Point authorized)  
27 and 1979 ex.s. c 212 s 17;

28 (70) RCW 47.56.760 (First Avenue South bridge in Seattle--Study by  
29 commission--Bonds, tolls--Additional funding) and 1987 c 510 s 1;

30 (71) RCW 47.56.761 (First Avenue South bridge in Seattle--Study by  
31 city--Tolls--Revenues) and 1987 c 510 s 2;

32 (72) RCW 47.58.500 (Manette bridge--Port Washington Narrows  
33 project) and 1961 c 13 s 47.58.500;

34 (73) RCW 47.60.445 (Hood Canal bridge--Tolls, upkeep costs) and  
35 1990 c 42 s 409;

36 (74) RCW 47.60.450 (Additional revenue bonds, refunding bonds,  
37 authorized, 1961 Act--Revision of tolls to meet debt service) and 1986  
38 c 66 s 7, 1984 c 7 s 331, & 1961 ex.s. c 9 s 6;

1           (75) RCW 47.60.502 (Hood Canal bridge--Legislative finding--  
2 Authority to restore or replace) and 1979 c 27 s 1; and  
3           (76) RCW 47.60.503 (Hood Canal bridge--Authority to obtain federal  
4 emergency relief funds) and 1979 c 27 s 2.

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