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SENATE BILL 6162

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State of Washington                      59th Legislature                      2006 Regular Session

By Senator Haugen; by request of Transportation Improvement Board

Read first time 01/09/2006. Referred to Committee on Transportation.

1            AN ACT Relating to the urban arterial program; and amending RCW  
2 47.26.080, 47.26.115, 47.26.121, 47.26.140, 47.26.164, and 47.26.190.

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

4            **Sec. 1.** RCW 47.26.080 and 1999 c 94 s 16 are each amended to read  
5 as follows:

6            There is hereby created in the motor vehicle fund the urban  
7 arterial trust account. The intent of the urban arterial trust account  
8 program is to improve the arterial street system of the state by  
9 improving mobility and safety while supporting an environment essential  
10 to the quality of life of the citizens of the state of Washington. The  
11 ((~~city hardship assistance~~)) road transfer program, as provided in RCW  
12 47.26.164, and the small city arterial program, as provided for in RCW  
13 47.26.115, are implemented within the urban arterial trust account.

14            The board shall not allocate funds, nor make payments of the funds  
15 under RCW 47.26.260, to any county, city, or town identified by the  
16 governor under RCW 36.70A.340.

17            **Sec. 2.** RCW 47.26.115 and 1999 c 94 s 18 are each amended to read  
18 as follows:

1 The intent of the small city arterial program is to preserve and  
2 improve the roadway system consistent with local needs of incorporated  
3 cities and towns with a population of less than five thousand. The  
4 board shall adopt rules and procedures to govern the allocation of  
5 funds distributed to the small city arterial program.

6 **Sec. 3.** RCW 47.26.121 and 1996 c 49 s 1 are each amended to read  
7 as follows:

8 (1) (~~There is hereby created a~~) The transportation improvement  
9 board of (~~twenty one~~) twenty members is created, six of whom shall be  
10 county members and six of whom shall be city members. The remaining  
11 members shall be: (a) One representative (~~appointed by the governor~~)  
12 who shall be a state employee with responsibility for transportation  
13 policy, planning, or funding; (b) two representatives from the  
14 department of transportation; (c) (~~two~~) one representative(~~s~~) of  
15 public transit systems; (d) a private sector representative; (e) a  
16 member representing the ports; (f) a member representing nonmotorized  
17 transportation; and (g) a member representing special needs  
18 transportation.

19 (2) Of the county members of the board, one shall be a county  
20 engineer or public works director of a county with a population of one  
21 hundred twenty-five thousand or more; one shall be (~~the executive~~  
22 ~~director of the county road administration board~~) a county engineer or  
23 public works director of a county of less than one hundred twenty-five  
24 thousand population; one shall be a county planning director or  
25 planning manager; one shall be a county executive, councilmember, or  
26 commissioner from a county with a population of one hundred twenty-five  
27 thousand or more; one shall be a county executive, councilmember, or  
28 commissioner of a county who serves on the board of a public transit  
29 system; and one shall be a county executive, councilmember, or  
30 commissioner from a county with a population of less than one hundred  
31 twenty-five thousand. (~~All county members of the board, except the~~  
32 ~~executive director of the county road administration board, shall be~~  
33 ~~appointed.~~) Not more than one county member of the board shall be  
34 from any one county. No more than two of the three county-elected  
35 officials may represent counties located in either the eastern or  
36 western part of the state as divided north and south by the summit of  
37 the Cascade mountains.

1 (3) Of the city members of the board one shall be a chief city  
2 engineer, public works director, or other city employee with  
3 responsibility for public works activities, of a city with a population  
4 of twenty thousand or more; one shall be a chief city engineer, public  
5 works director, or other city employee with responsibility for public  
6 works activities, of a city of less than twenty thousand population;  
7 one shall be a city planning director or planning manager; one shall be  
8 a mayor, commissioner, or city councilmember of a city with a  
9 population of twenty thousand or more; one shall be a mayor,  
10 commissioner, or city councilmember of a city who serves on the board  
11 of a public transit system; and one shall be a mayor, commissioner, or  
12 councilmember of a city of less than twenty thousand population. (~~All~~  
13 ~~of the city members shall be appointed.~~) Not more than one city  
14 member of the board shall be from any one city. No more than two of  
15 the three city-elected officials may represent cities located in either  
16 the eastern or western part of the state as divided north and south by  
17 the summit of the Cascade mountains.

18 (4) (~~Of~~) The transit member(~~s, at least one shall~~) must be a  
19 general manager, executive director, or transit director of a public  
20 transit system (~~in an urban area with a population over two hundred~~  
21 ~~thousand and at least one representative from a rural or small urban~~  
22 ~~transit system in an area with a population less than two hundred~~  
23 ~~thousand~~)).

24 (5) The private sector member shall be a citizen with business,  
25 management, and transportation related experience and shall be active  
26 in a business community-based transportation organization.

27 (6) The port member shall be a commissioner or senior staff person  
28 of a public port.

29 (7) The nonmotorized transportation member shall be a citizen with  
30 a demonstrated interest and involvement with a nonmotorized  
31 transportation group.

32 (8) The specialized transportation member shall be a citizen with  
33 a demonstrated interest and involvement with a statewide specialized  
34 needs transportation group.

35 (9) The governor shall make all appointments (~~of county, city,~~  
36 ~~Washington department of transportation, transit, port, nonmotorized~~  
37 ~~transportation, special needs transportation, and private sector~~  
38 ~~representatives shall be made by the secretary of the department of~~

1 ~~transportation. Appointees shall be chosen~~) from a list of two  
2 persons for each position nominated by the Washington state association  
3 of counties for county members, the association of Washington cities  
4 for city members, the Washington state transit association for the  
5 transit member(~~s~~), and the Washington public ports association for  
6 the port member. The private sector, nonmotorized transportation, and  
7 special needs members shall be sought through classified advertisements  
8 in selected newspapers collectively serving all urban areas of the  
9 state, and other appropriate means. Persons applying for the private  
10 sector, nonmotorized transportation, or special needs transportation  
11 member position must provide a letter of interest and a resume to the  
12 (~~secretary of the department of transportation~~) governor. In the  
13 case of a vacancy, the appointment shall be only for the remainder of  
14 the unexpired term in which the vacancy has occurred. A vacancy shall  
15 be deemed to have occurred on the board when any member elected to  
16 public office completes that term of office or is removed therefrom for  
17 any reason or when any member employed by a political subdivision  
18 terminates such employment for whatsoever reason or when a private  
19 sector, nonmotorized transportation, or special needs transportation  
20 member resigns or is unable or unwilling to serve.

21 (10) Appointments shall be for terms of four years. Terms of all  
22 appointed members shall expire on June 30th of even-numbered years.  
23 The initial term of appointed members may be for less than four years.  
24 No appointed member may serve more than two consecutive four-year  
25 terms.

26 (11) The board shall elect a chair from among its members for a  
27 two-year term.

28 (12) Expenses of the board shall be paid in accordance with RCW  
29 47.26.140.

30 (13) For purposes of this section, "public transit system" means a  
31 city-owned transit system, county transportation authority,  
32 metropolitan municipal corporation, public transportation benefit area,  
33 or regional transit authority.

34 **Sec. 4.** RCW 47.26.140 and 1999 c 94 s 19 are each amended to read  
35 as follows:

36 The transportation improvement board shall appoint an executive  
37 director, who shall serve at its pleasure and whose salary shall be set

1 by the board, and may employ additional staff as it deems appropriate.  
2 All costs associated with staff, together with travel expenses in  
3 accordance with RCW 43.03.050 and 43.03.060, shall be paid from the  
4 urban arterial trust account(~~(, public transportation systems~~  
5 ~~account,~~) and the transportation improvement account in the motor  
6 vehicle fund as determined by the biennial appropriation.

7 **Sec. 5.** RCW 47.26.164 and 1999 c 94 s 20 are each amended to read  
8 as follows:

9 The board shall adopt reasonable rules necessary to implement the  
10 (~~city hardship assistance~~) road transfer program as recommended by  
11 the road jurisdiction study.

12 The following criteria shall be used to implement the program:

13 (1) Only those cities with a net gain in cost responsibility due to  
14 jurisdictional transfers in chapter 342, Laws of 1991, as determined by  
15 the board, may participate;

16 (2) Cities with populations of fifteen thousand or less, as  
17 determined by the office of financial management, may participate;

18 (3) The board shall develop criteria and procedures under which  
19 eligible cities may request funding for rehabilitation projects on city  
20 streets acquired under chapter 342, Laws of 1991; and

21 (4) The board shall also be authorized to allocate funds from the  
22 (~~city hardship assistance~~) road transfer program to cities with a  
23 population under twenty thousand to offset extraordinary costs  
24 associated with the transfer of roadways other than pursuant to chapter  
25 342, Laws of 1991, that occur after January 1, 1991.

26 **Sec. 6.** RCW 47.26.190 and 1994 c 179 s 18 are each amended to read  
27 as follows:

28 The board shall adopt rules that provide geographical diversity in  
29 selecting improvement projects to be funded from the urban arterial  
30 trust account and (~~small city~~) transportation improvement account  
31 funds.

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