

CERTIFICATION OF ENROLLMENT

SENATE BILL 6674

59th Legislature
2006 Regular Session

Passed by the Senate February 10, 2006
YEAS 40 NAYS 0

President of the Senate

Passed by the House March 1, 2006
YEAS 95 NAYS 0

Speaker of the House of Representatives

Approved

Governor of the State of Washington

CERTIFICATE

I, Thomas Hoemann, Secretary of the Senate of the State of Washington, do hereby certify that the attached is **SENATE BILL 6674** as passed by the Senate and the House of Representatives on the dates hereon set forth.

Secretary

FILED

**Secretary of State
State of Washington**

SENATE BILL 6674

Passed Legislature - 2006 Regular Session

State of Washington 59th Legislature 2006 Regular Session

By Senator Oke

Read first time 01/18/2006. Referred to Committee on Transportation.

1 AN ACT Relating to funds collected from construction of the second
2 Tacoma Narrows bridge; and amending RCW 47.56.165 and 47.12.063.

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

4 **Sec. 1.** RCW 47.56.165 and 2002 c 114 s 11 are each amended to read
5 as follows:

6 A special account to be known as the Tacoma Narrows toll bridge
7 account is created in the motor vehicle fund in the state treasury.

8 (1) Deposits to the account must include:

9 (a) All proceeds of bonds issued for construction of the Tacoma
10 Narrows public-private initiative project, including any capitalized
11 interest;

12 (b) All of the toll charges and other revenues received from the
13 operation of the Tacoma Narrows bridge as a toll facility, to be
14 deposited at least monthly; (~~and~~)

15 (c) Any interest that may be earned from the deposit or investment
16 of those revenues;

17 (d) Notwithstanding RCW 47.12.063, proceeds from the sale of any
18 surplus real property acquired for the purpose of building the second
19 Tacoma Narrows bridge; and

1 (e) All liquidated damages collected under any contract involving
2 the construction of the second Tacoma Narrows bridge.

3 (2) Proceeds of bonds shall be used consistent with RCW 47.46.130,
4 including the reimbursement of expenses and fees incurred under
5 agreements entered into under RCW 47.46.040 as required by those
6 agreements.

7 (3) Toll charges, other revenues, and interest may be used to:

8 (a) Pay any required costs of financing, operation, maintenance,
9 and management and necessary repairs of the facility; and

10 (b) Repay amounts to the motor vehicle fund as required under RCW
11 47.46.140.

12 (4) When repaying the motor vehicle fund under RCW 47.46.140, the
13 state treasurer shall transfer funds from the Tacoma Narrows toll
14 bridge account to the motor vehicle fund on or before each debt service
15 date for bonds issued for the Tacoma Narrows public-private initiative
16 project in an amount sufficient to repay the motor vehicle fund for
17 amounts transferred from that fund to the highway bond retirement fund
18 to provide for any bond principal and interest due on that date. The
19 state treasurer may establish subaccounts for the purpose of
20 segregating toll charges, bond sale proceeds, and other revenues.

21 **Sec. 2.** RCW 47.12.063 and 2002 c 255 s 1 are each amended to read
22 as follows:

23 (1) It is the intent of the legislature to continue the
24 department's policy giving priority consideration to abutting property
25 owners in agricultural areas when disposing of property through its
26 surplus property program under this section.

27 (2) Whenever the department determines that any real property owned
28 by the state of Washington and under the jurisdiction of the department
29 is no longer required for transportation purposes and that it is in the
30 public interest to do so, the department may sell the property or
31 exchange it in full or part consideration for land or improvements or
32 for construction of improvements at fair market value to any of the
33 following governmental entities or persons:

34 (a) Any other state agency;

35 (b) The city or county in which the property is situated;

36 (c) Any other municipal corporation;

37 (d) Regional transit authorities created under chapter 81.112 RCW;

1 (e) The former owner of the property from whom the state acquired
2 title;

3 (f) In the case of residentially improved property, a tenant of the
4 department who has resided thereon for not less than six months and who
5 is not delinquent in paying rent to the state;

6 (g) Any abutting private owner but only after each other abutting
7 private owner (if any), as shown in the records of the county assessor,
8 is notified in writing of the proposed sale. If more than one abutting
9 private owner requests in writing the right to purchase the property
10 within fifteen days after receiving notice of the proposed sale, the
11 property shall be sold at public auction in the manner provided in RCW
12 47.12.283;

13 (h) To any person through the solicitation of written bids through
14 public advertising in the manner prescribed by RCW 47.28.050;

15 (i) To any other owner of real property required for transportation
16 purposes;

17 (j) In the case of property suitable for residential use, any
18 nonprofit organization dedicated to providing affordable housing to
19 very low-income, low-income, and moderate-income households as defined
20 in RCW 43.63A.510 and is eligible to receive assistance through the
21 Washington housing trust fund created in chapter 43.185 RCW; or

22 (k) A federally recognized Indian tribe within whose reservation
23 boundary the property is located.

24 (3) Sales to purchasers may at the department's option be for cash,
25 by real estate contract, or exchange of land or improvements.
26 Transactions involving the construction of improvements must be
27 conducted pursuant to chapter 47.28 RCW or Title 39 RCW, as applicable,
28 and must comply with all other applicable laws and rules.

29 (4) Conveyances made pursuant to this section shall be by deed
30 executed by the secretary of transportation and shall be duly
31 acknowledged.

32 (5) Unless otherwise provided, all moneys received pursuant to the
33 provisions of this section less any real estate broker commissions paid
34 pursuant to RCW 47.12.320 shall be deposited in the motor vehicle fund.

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