
SUBSTITUTE SENATE BILL 6012

State of Washington

61st Legislature

2009 Regular Session

By Senate Transportation (originally sponsored by Senators Sheldon, Swecker, Eide, Kilmer, King, Jarrett, and Haugen)

READ FIRST TIME 03/02/09.

1 AN ACT Relating to the amount of funds the department of
2 transportation may grant or loan to airports; and amending RCW
3 47.68.090.

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

5 **Sec. 1.** RCW 47.68.090 and 1980 c 67 s 1 are each amended to read
6 as follows:

7 The department of transportation may make available its engineering
8 and other technical services, with or without charge, to any
9 municipality or person desiring them in connection with the planning,
10 acquisition, construction, improvement, maintenance or operation of
11 airports or air navigation facilities.

12 The department may render financial assistance by grant or loan or
13 both to any municipality or municipalities acting jointly in the
14 planning, acquisition, construction, improvement, maintenance, or
15 operation of an airport owned or controlled, or to be owned or
16 controlled by such municipality or municipalities, or to any Indian
17 tribe recognized as such by the federal government or such tribes
18 acting jointly in the planning, acquisition, construction, improvement,
19 maintenance or operation of an airport, owned or controlled, or to be

1 owned or controlled by such tribe or tribes and to be held available
2 for the general use of the public, out of appropriations made by the
3 legislature for such purposes. Such financial assistance may be
4 furnished in connection with federal or other financial aid for the
5 same purposes: PROVIDED, That no grant or loan or both shall be in
6 excess of (~~two hundred fifty~~) five hundred thousand dollars for any
7 one project: PROVIDED FURTHER, That no grant or loan or both shall be
8 granted unless the municipality or municipalities acting jointly, or
9 the tribe or tribes acting jointly shall from their own funds match any
10 funds made available by the department upon such ratio as the
11 department may prescribe.

12 The department is authorized to act as agent of any municipality or
13 municipalities acting jointly or any tribe or tribes acting jointly,
14 upon the request of such municipality or municipalities, or such tribe
15 or tribes in accepting, receiving, receipting for and disbursing
16 federal moneys, and other moneys public or private, made available to
17 finance, in whole or in part, the planning, acquisition, construction,
18 improvement, maintenance or operation of an airport or air navigation
19 facility; and if requested by such municipality or municipalities, or
20 tribe or tribes, may act as its or their agent in contracting for and
21 supervising such planning, acquisition, construction, improvement,
22 maintenance, or operation; and all municipalities and tribes are
23 authorized to designate the department as their agent for the foregoing
24 purposes. The department, as principal on behalf of the state, and any
25 municipality on its own behalf, may enter into any contracts, with each
26 other or with the United States or with any person, which may be
27 required in connection with a grant or loan of federal moneys for
28 airport or air navigation facility purposes. All federal moneys
29 accepted under this section shall be accepted and transferred or
30 expended by the department upon such terms and conditions as are
31 prescribed by the United States. All moneys received by the department
32 pursuant to this section shall be deposited in the state treasury, and,
33 unless otherwise prescribed by the authority from which such moneys
34 were received, shall be kept in separate funds designated according to
35 the purposes for which the moneys were made available, and held by the
36 state in trust for such purposes. All such moneys are hereby
37 appropriated for the purposes for which the same were made available,
38 to be disbursed or expended in accordance with the terms and conditions

1 upon which they were made available: PROVIDED, That any landing fee or
2 charge imposed by any Indian tribe or tribes for the privilege of use
3 of an airport facility planned, acquired, constructed, improved,
4 maintained, or operated with financial assistance from the department
5 pursuant to this section must apply equally to tribal and nontribal
6 members: PROVIDED FURTHER, That in the event any municipality or
7 municipalities or Indian tribe or tribes, or any distributor of
8 aircraft fuel as defined by RCW 82.42.020 which operates in any airport
9 facility which has received financial assistance pursuant to this
10 section, fails to collect the aircraft fuel excise tax as specified in
11 chapter 82.42 RCW, all funds or value of technical assistance given or
12 paid to such municipality or municipalities or Indian tribe or tribes
13 under the provisions of this section shall revert to the department,
14 and shall be due and payable to the department immediately.

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