

NEW SECTION. Sec. 14. This act shall expire automatically on June 30, 1977, unless such expiration date be removed or extended by subsequent action of the legislature.

Passed the House February 11, 1974.
Passed the Senate February 7, 1974.
Approved by the Governor February 16, 1974, with the exception of an item in Section 4 which is vetoed.
Filed in Office of Secretary of State February 26, 1974.
Note: Governor's explanation of partial veto is as follows:
"I am returning herewith without my approval as to one item House Bill No. 1169 entitled:

"AN ACT Relating to state government; establishing the Washington Commission on Asian-American Affairs."
Veto Message

This bill provides for the creation of the Washington Commission on Asian-American Affairs within the office of the Governor.

Section 4 of the bill contains an item providing for the appointment of four members of the Legislature to the commission. I believe this type of appointment sets a questionable precedent in the area of the separation of executive and legislative powers. The Legislature has seen fit to make the commission a part of the executive branch by placing it within the office of the Governor. While there would be nothing objectionable to the appointment by the Governor of a member of the Legislature to the commission who happens to have the background and experience which would aid the commission in its duties, it is quite another matter for the Legislature to mandate the Governor to appoint four legislators chosen respectively by the Speaker of the House of Representatives and the President of the Senate. Accordingly, I have vetoed the referenced item.

With the exception of that item, the remainder of House Bill No. 1169 is approved."

CHAPTER 141
[House Bill No. 1295]
BICYCLE ROUTES

AN ACT Relating to bicycle routes and bicycles; amending section 36.75.240, chapter 4, Laws of 1963 and RCW 36.75.240; adding new sections to chapter 83, Laws of 1967 ex. sess. and to chapter 47.26 RCW; adding a new section to chapter 4, Laws of 1963 and to chapter 36.81 RCW; adding a new section to chapter 4, Laws of 1963 and to chapter 36.82 RCW; adding a new section to chapter 7, Laws of 1965 and to chapter 35.75 RCW; adding a new section to chapter 7, Laws of 1965 and to chapter 35.77 RCW; and amending section 2, chapter 103, Laws of 1972 ex. sess. and RCW 47.30.030; amending section 83, chapter 155, Laws of 1965 1st ex. sess. and RCW 46.61.770; making an appropriation; and declaring an emergency.

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF WASHINGTON:
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NEW SECTION. Section 1. There is added to chapter 83, Laws of 1967 ex. sess. and to chapter 47.26 RCW a new section to read as follows:

The state of Washington is confronted with emergency shortages of energy sources utilized for the transportation of its citizens and must seek alternative methods of providing public mobility.

Bicycles are suitable for many transportation purposes, and are pollution-free in addition to using a minimal amount of resources and energy. However, the increased use of bicycles for both transportation and recreation has led to an increase in both fatal and nonfatal injuries to bicyclists.

The legislature therefore finds that the establishment, improvement, and upgrading of bicycle routes is necessary to promote public mobility, conserve energy, and provide for the safety of the bicycling and motoring public.

NEW SECTION. Sec. 2. There is added to chapter 83, Laws of 1967 ex. sess. and to chapter 47.26 RCW a new section to read as follows:

Each city and county eligible for receipt of urban arterial trust funds is hereby authorized and directed to establish a system of bicycle routes throughout its jurisdiction. Such routes shall, when established in accordance with standards adopted by the urban arterial board, be eligible for establishment, improvement, and upgrading with urban arterial trust funds when accomplished in connection with an arterial project.

NEW SECTION. Sec. 3. There is added to chapter 83, Laws of 1967 ex. sess. and to chapter 47.26 RCW a new section to read as follows:

Prior to July 1, 1974, the urban arterial board shall adopt:

(1) Standards for the designation of a bicycle route system which shall include, but need not be limited to, consideration of:

(a) Existing and potential bicycle traffic generating activities, including but not limited to places of employment, schools, colleges, shopping areas, and recreational areas;

(b) Directness of travel and distance between potential bicycle traffic generating activities; and

(c) Safety for bicyclists and avoidance of conflict with vehicular traffic which shall include, wherever feasible, designation of bicycle routes on streets parallel but adjacent to existing designated urban arterial routes.

(2) Insofar as is practicable to achieve reasonable uniformity, design standards for bicycle routes shall take into consideration the construction standards and signing system devised by the state highway department pursuant to RCW 47.30.060.

NEW SECTION. Sec. 4. After April 1, 1974, two pilot programs shall be implemented to test the criteria adopted by the urban arterial board pursuant to section 3 of this 1974 amendatory act. The pilot programs shall be in cities and counties designated by the urban arterial board. A report of those programs and recommendations for any changes in criteria shall be made by the cities and counties involved to the urban arterial board prior to November 1, 1974. The urban arterial board shall then make any changes it finds desirable in the criteria, taking into consideration the experience gained in the pilot programs and the recommendations of the cities involved.

NEW SECTION. Sec. 5. To carry out the provisions of sections 3 and 4 of this 1974 amendatory act, there is appropriated to the urban arterial board the sum of fifty thousand dollars, or so much thereof as may be necessary, from the urban arterial trust account of the motor vehicle fund.

NEW SECTION. Sec. 6. There is added to chapter 83, Laws of 1967 ex. sess. and to chapter 47.26 RCW a new section to read as follows:

The revisions of long range arterial construction plans directed by RCW 47.26.170 shall include plans for a bicycle route system.

Sec. 7. Section 36.75.240, chapter 4, Laws of 1963 and RCW 36.75.240 are each amended to read as follows:

The boards may expend funds credited to the county road fund from any county or road district tax levied for the construction of county roads for the construction of sidewalks, bicycle paths, lanes, routes, and roadways, and pedestrian allocated paths or walks((, or either, parallel and adjacent to any county road)).

NEW SECTION. Sec. 8. There is added to chapter 4, Laws of 1963 and to chapter 36.82 RCW a new section to read as follows:

Any funds deposited in the county road fund may be used for the construction, maintenance, or improvement of bicycle paths, lanes, routes, and roadways, and for improvements to make existing streets and roads more suitable and safe for bicycle traffic.

NEW SECTION. Sec. 9. There is added to chapter 4, Laws of 1963 and to chapter 36.81 RCW a new section to read as follows:

The annual revision and extension of comprehensive road programs pursuant to RCW 36.81.121 shall include consideration of and, wherever reasonably practicable, provisions for bicycle paths, lanes, routes, and roadways: PROVIDED, That no provision need be made for such a path, lane, route, or roadway where the cost of establishing it would be excessively disproportionate to the need or probable use.

NEW SECTION. Sec. 10. There is added to chapter 7, Laws of 1965 and to chapter 35.75 RCW a new section to read as follows:

Any city or town may use any funds available for street or road construction, maintenance, or improvement for building, improving, and maintaining bicycle paths, lanes, roadways, and routes, and for improvements to make existing streets and roads more suitable and safe for bicycle traffic: PROVIDED, That any such paths, lanes, roadways, routes, or streets for which any such street or road funds are expended shall be suitable for bicycle transportation purposes and not solely for recreation purposes.

NEW SECTION. Sec. 11. There is added to chapter 7, Laws of 1965 and to chapter 35.77 RCW a new section to read as follows:

The annual revision and extension of comprehensive street programs pursuant to RCW 35.77.010 shall include consideration of and, wherever reasonably practicable, provisions for bicycle routes: PROVIDED, That no provision need be made for any such route where the cost of establishing it would be excessively disproportionate to the need or probable use.

Sec. 12. Section 2, chapter 103, Laws of 1972 ex. sess. and RCW 47.30.030 are each amended to read as follows:

Where an existing highway severs, or where the right of way of an existing highway accommodates a trail for pedestrians, equestrians or bicyclists ((or would accommodate)), or where the separation of motor vehicle traffic from pedestrians, equestrians, or bicyclists will materially ((benefit)) increase the motor vehicle safety ((of the traveling public by)) the provision ((within the right of way)) of facilities for pedestrians, equestrians, or bicyclists which are a part of a comprehensive trail plan adopted by federal, state, or local governmental authority having jurisdiction over the trail ((r)) is hereby authorized. The state highway commission, or the county or city having jurisdiction over the highway, road, or street, or facility is further authorized to spend [expend] reasonable amounts out of the funds made available to them, according to the provisions of RCW 46.68.100, as necessary for the planning, accommodation, establishment, and maintenance of such facilities.

NEW SECTION. Sec. 13. Section 2, chapter 103, Laws of 1972 ex. sess. and RCW 47.30.030 are each amended to read as follows:

Where an existing highway severs, or where the right of way of an existing highway accommodates or would accommodate, or where the separation of motor vehicle traffic from pedestrians, equestrians, or bicyclists will materially benefit the safety of the traveling public by the provision ((within the right of way)) of facilities for pedestrians, equestrians, or bicyclists which are part of a comprehensive trail plan adopted by federal, state, or local

governmental authority having jurisdiction over the trail, the state highway commission, or the county or city having jurisdiction over the highway, road, or street, or facility is authorized to expend reasonable amounts out of the funds made available to them, according to the provisions of RCW 46.68.100 as necessary for the planning, accommodation, establishment, and maintenance of such facilities.

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NEW SECTION. Sec. 14. Section 83, chapter 155, Laws of 1965 1st ex. sess. and RCW 46.61.770 are each amended to read as follows:

(1) Every person operating a bicycle upon a roadway shall ride as near to the right side of the roadway as practicable and may utilize the shoulder of the roadway or any specially designated bicycle lane if such exists, exercising due care when passing a standing vehicle or one proceeding in the same direction.

(2) Persons riding bicycles upon a roadway shall not ride more than two abreast except on paths or parts of roadways set aside for the exclusive use of bicycles.

(3) Wherever a usable path for bicycles has been provided adjacent to a roadway, bicycle riders shall use such path and shall not use the roadway.

NEW SECTION. Sec. 15. This 1974 amendatory act is necessary for the immediate preservation of the public peace, health, and safety, the support of the state government and its existing public institutions, and shall take effect immediately.

Passed the House February 11, 1974.
Passed the Senate February 6, 1974.
Approved by the Governor February 16, 1974, with the exception of section 13 which is vetoed.
Filed in Office of Secretary of State February 26, 1974.
Note: Governor's explanation of partial veto is as follows:
"I am returning herewith without my approval as to one section House Bill No. 1295 entitled:

"AN ACT Relating to bicycle routes and bicycles." Veto Message

This bill provides for the consideration and establishment of bicycle routes by the Urban Arterial Board.

By legislative oversight, sections 12 and 13 of the bill amend the same section of law, RCW 47.30.030. In order to prevent internal inconsistency in the bill, I have determined to veto section 13.

With the above noted exception, the remainder of House Bill No. 1295 is approved."

CHAPTER 142
[Substitute House Bill No. 1310]
SUPPLEMENTAL APPROPRIATIONS

AN ACT Relating to expenditures by state agencies and offices of the state; making appropriations for the fiscal biennium beginning