

## CHAPTER 27

[Substitute House Bill No. 1033]

HOOD CANAL BRIDGE—INTERIM SERVICE—RECONSTRUCTION OR  
REPLACEMENT—APPROPRIATIONS

AN ACT Relating to transportation funding; amending section 2, chapter 85, Laws of 1970 ex. sess. as amended by section 10, chapter 360, Laws of 1977 ex. sess. and RCW 47.60.505; amending section 3, chapter 24, Laws of 1972 ex. sess. and RCW 47.60.530; adding new sections to chapter 47.60 RCW; making appropriations; and declaring an emergency.

Be it enacted by the Legislature of the State of Washington:

NEW SECTION. Section 1. The legislature finds that high tides and hurricane force winds on February 13, 1979, caused conditions resulting in the catastrophic destruction of the Hood Canal bridge on state route 104, a state highway on the federal-aid system; and, as a consequence, the state of Washington has sustained a sudden and complete failure of a major segment of highway system with a disastrous impact on transportation services between the counties of Washington's Olympic peninsula and the remainder of the state. The governor has by proclamation found that these conditions constitute an emergency. To minimize the economic loss and hardship to residents of the Puget Sound and Olympic peninsula regions, the department of transportation is authorized and directed to undertake immediately all necessary actions to restore interim transportation services across Hood Canal and Puget Sound and upon the Kitsap and Olympic peninsulas. The department is further authorized and directed to proceed immediately with all necessary measures to survey the damage to the Hood Canal bridge and to undertake the planning, design, and construction necessary to restore or replace the Hood Canal bridge.

NEW SECTION. Sec. 2. The department of transportation is authorized and directed to take all necessary steps to obtain federal emergency relief funds to assist the state of Washington in restoring transportation services across Hood Canal and Puget Sound and upon the Kitsap and Olympic peninsulas, including both interim measures and the ultimate reconstruction or replacement of the Hood Canal bridge.

Sec. 3. Section 2, chapter 85, Laws of 1970 ex. sess. as amended by section 10, chapter 360, Laws of 1977 ex. sess. and RCW 47.60.505 are each amended to read as follows:

There is hereby created in the motor vehicle fund the Puget Sound capital construction account. All moneys hereafter deposited in said account shall be used by the (~~Washington toll bridge authority~~) department of transportation for:

(1) Reimbursing the motor vehicle fund for all transfers therefrom made in accordance with RCW 47.60.620; and

(2) Improving the Washington state ferry system including, but not limited to, vessel acquisition, vessel construction, major and minor vessel improvements, ~~((and))~~ terminal construction and improvements, and reconstruction or replacement of, and improvements to, the Hood Canal bridge, reimbursement of the motor vehicle fund for any state funds, other than insurance proceeds, expended therefrom for reconstruction or replacement of and improvements to the Hood Canal bridge, pursuant to proper appropriations: PROVIDED, That any funds accruing to the Puget Sound capital construction account after June 30, 1979, which are not required to reimburse the motor vehicle fund pursuant to RCW 47.60.620 as such obligations come due nor are required for capital improvements of the Washington state ferries pursuant to appropriations therefor shall from time to time as shall be determined by the department of ~~((highways))~~ transportation be transferred by the state treasurer to the Puget Sound ferry operations account in the motor vehicle fund.

Sec. 4. Section 3, chapter 24, Laws of 1972 ex. sess. and RCW 47.60-.530 are each amended to read as follows:

There is hereby created in the motor vehicle fund the Puget Sound ferry operations account to the credit of which shall be deposited all moneys directed by law to be deposited therein. All moneys deposited in this account shall be expended pursuant to appropriations only for reimbursement of the motor vehicle fund for any state moneys, other than insurance proceeds, expended therefrom for alternate transportation services instituted as a result of the destruction of the Hood Canal bridge, and for maintenance and operation of the Washington state ferries including the Hood Canal bridge, supplementing as required the revenues available from the Washington state ferry system.

**NEW SECTION.** Sec. 5. There is hereby appropriated from the motor vehicle fund to the department of transportation for the period ending June 30, 1981, the sum of fifty-five million dollars, consisting of five million dollars of state funds and fifty million dollars of federal and local funds, or so much thereof as may be necessary to restore transportation services disrupted by the loss of the Hood Canal bridge on state route 104 on February 13, 1979, including, but not limited to: (1) The operation and maintenance costs of interim transportation services across Hood Canal and Puget Sound and upon the Kitsap and Olympic peninsulas, including expenditures for personal service contracts, leases, and related operating activities and auxiliary services such as buses, vans, and marine vessels; and (2) preliminary engineering, right of way acquisition, acquisition or construction of capital facilities, and improvement of capital facilities required to restore and maintain transportation services across Hood Canal and Puget Sound and upon the Kitsap and Olympic peninsulas including, but not limited to, improvements to highways, development of park and ride facilities, development and improvement of ferry terminal facilities, acquisition and

improvement of marine vessels, surveys of damage to the Hood Canal bridge, and reconstruction or replacement of the Hood Canal bridge: **PROVIDED**, That the transportation commission may reduce the state funds and increase by a like amount the federal and local funds contained in this appropriation or may increase the state funds and decrease by a like amount the federal and local funds contained in this appropriation to properly reflect the total amount of federal and local funds available to the state for assistance in restoring transportation services disrupted by loss of the Hood Canal bridge. The commission shall obtain the approval of the office of financial management and the legislative transportation committee prior to reducing or increasing either the state funds or the federal or local funds contained in this appropriation.

**NEW SECTION.** Sec. 6. There is hereby appropriated from the motor vehicle fund to the department of transportation for the period ending June 30, 1981, the sum of eleven million dollars consisting entirely of state funds, for the operation and maintenance of the Washington state ferries, supplementing revenues available from the Washington state ferry system and replacing revenues lost, directly or indirectly, due to the destruction of the Hood Canal bridge: **PROVIDED**, That should any funds from use and occupancy insurance claims settlements resulting from the loss of the Hood Canal bridge be received by the department of transportation and either be available for deposit in, or cause a like amount of funds in the Puget Sound capital construction account to be available for transfer to, the Puget Sound ferry operations account for maintenance and operation of the Washington state ferries and Hood Canal bridge, then the appropriation of state funds contained in this section shall be reduced by the same amount, and that same amount but not to exceed eleven million dollars is hereby appropriated to the department of transportation from the Puget Sound ferry operations account for the period ending June 30, 1981.

**NEW SECTION.** Sec. 7. Any state funds expended from the motor vehicle fund pursuant to the appropriations contained in sections 5 and 6 of this 1979 act which are not reimbursed by federal emergency relief funds or by insurance settlements shall be repaid to the motor vehicle fund from the Puget Sound capital construction account and the Puget Sound ferry operations account of the motor vehicle fund before July 1, 1990.

**NEW SECTION.** Sec. 8. The department of transportation shall each quarter report to and consult with the legislative transportation committee on the implementation of sections 1 through 7 of this 1979 act.

**NEW SECTION.** Sec. 9. Sections 1 and 2 and sections 7 and 8 of this 1979 act shall be added to chapter 47.60 RCW.

**NEW SECTION.** Sec. 10. If any provision of this act or its application to any person or circumstance is held invalid, the remainder of the act or

the application of the provision to other persons or circumstances is not affected.

**NEW SECTION.** Sec. 11. This 1979 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 March 7, 1979.

Passed the Senate March 7, 1979.

Approved by the Governor March 13, 1979.

Filed in Office of Secretary of State March 13, 1979.

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## CHAPTER 28

[Substitute Senate Bill No. 2028]

### POLICE TELEPHONE COMMUNICATION IN EMERGENCY HOSTAGE SITUATIONS

AN ACT Relating to police telephone communications in emergency hostage situations; adding new sections to chapter 70.85 RCW; and declaring an emergency.

Be it enacted by the Legislature of the State of Washington:

**NEW SECTION.** Section 1. The supervising law enforcement official having jurisdiction in a geographical area who reasonably believes that one or more hostages are being held within that area and who has probable cause to believe that the holder of such hostages is committing a crime may order a telephone company employee designated pursuant to section 2 of this act to arrange to cut, reroute, or divert telephone lines for the purpose of preventing telephone communications between the hostage holder and any person other than a peace officer or a person authorized by the peace officer.

**NEW SECTION.** Sec. 2. The telephone company providing service within the geographical jurisdiction of a law enforcement unit shall inform law enforcement agencies of the address and telephone number of its security office or other designated office to provide all required assistance to law enforcement officials to carry out the purpose of this act. The designation shall be in writing and shall provide the telephone number or numbers through which the security representative or other telephone company official can be reached at any time. This information shall be served upon all law enforcement units having jurisdiction in a geographical area. Any change in address or telephone number or identity of the telephone company office to be contacted to provide required assistance shall be served upon all law enforcement units in the affected geographical area.

**NEW SECTION.** Sec. 3. Good faith reliance on an order given under this act by a supervising law enforcement official shall constitute a complete