

**VandenBerghe, Alissa (Consultant)**

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**From:** Reinmuth, Steve  
**Sent:** Monday, February 16, 2009 12:28 PM  
**To:** Hammond, Paula; Dye, Dave; Lenzi, Jerry C; Stone, Craig; Paananen, Ron; White, John  
**Cc:** Ziegler, Jennifer; Auyoung, Dillon  
**Subject:** Simpson AWW ERP Bill/Just Dropped

AN ACT Relating to the appointment of an expert review panel for

2 the Alaskan Way viaduct deep bore tunnel project by the  
transportation

3 commission; and adding a new section to chapter 47.01 RCW.

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

5 NEW SECTION. **Sec. 1.** A new section is added to chapter 47.01 RCW

6 to read as follows:

7 The legislature recognizes that the finance and project

8 implementation planning processes required for the state route 99 and

9 Alaskan Way viaduct deep bore tunnel project cannot guarantee

10 appropriate decisions unless key study assumptions are reasonable  
with

11 respect to the project. For the purposes of this section, the  
Alaskan

12 Way viaduct deep bore tunnel project, or tunnel project, means all

13 components of the project including, but not limited to, utilities

14 relocation, central seawall repair and replacement, transit

15 enhancements, and surface street improvements. To assure appropriate

16 finance plan and project implementation plan assumptions, an expert

17 review panel shall be appointed to provide independent financial and

18 technical review for development of a finance plan and project

19 implementation plan for the project described in this section.

p. 1 HB 2217

1 (1) The expert review panel shall consist of five to ten members  
2 who are recognized experts in relevant fields, such as planning,  
3 engineering, finance, law, the environment, emerging transportation  
4 technologies, geography, geology, and economics.

5 (2) The expert review panel shall be selected by the transportation  
6 commission.

7 (3) The chair of the expert review panel shall be designated by the  
8 chair of the transportation commission.

9 (4) The expert review panel shall, with respect to completion of  
10 the tunnel project:

11 (a) Review the financing plan for the project to ensure that it  
12 clearly identifies secured and anticipated funding sources and is  
13 feasible and sufficient;

14 (b) Review the project implementation plan covering all state and  
15 local permitting and mitigation approvals that ensure the most  
16 expeditious and cost-effective delivery of the project; and

17 (c) Report its findings and recommendations on the items described  
18 in (a) and (b) of this subsection to the joint transportation  
19 committee, the transportation commission, the office of financial  
20 management, and the governor by September 1, 2009.

21 (5) Upon receipt of the expert review panel's findings and  
22 recommendations under subsection (4)(c) of this section, the  
governor

23 must make a finding of whether the finance plan is feasible and  
24 sufficient to complete the project.

25 (6) Nothing in this section shall be interpreted to delay  
26 construction of any of the projects referenced in this section.

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