

2 **ESHB 1266** - S AMD 179
3 By Senators Haugen and Benton

4 ADOPTED 03/23/01

5 Strike everything after the enacting clause and insert the
6 following:

7 **"PART II**
8 **TRANSPORTATION AGENCIES**

9 **Sec. 201.** 2000 2nd sp.s. c 3 s 201 (uncodified) is amended to read
10 as follows:

11 **FOR THE WASHINGTON TRAFFIC SAFETY COMMISSION**

12 Highway Safety Account--State Appropriation . . . \$	1,452,000
13 Highway Safety Account--Federal Appropriation . . \$	9,038,000
14 School Zone Safety Account--State Appropriation . \$	((1,004,000))
15	<u>1,204,000</u>
16 TOTAL APPROPRIATION \$	((11,494,000))
17	<u>11,694,000</u>

18 The appropriations in this section ((is)) are subject to the
19 following conditions and limitations and specified amounts are provided
20 solely for that activity:

21 (1) \$25,000 of the highway safety account--state is provided as a
22 one-time appropriation to implement the Cooper Jones act, chapter 165,
23 Laws of 1998.

24 (2) The Washington traffic safety commission may oversee no more
25 than four pilot projects regarding the use of traffic safety cameras at
26 school zones and/or railroad crossings and no more than one pilot
27 project regarding the use of traffic safety cameras at school zones,
28 stoplights, and/or railroad crossings. The traffic safety commission
29 shall use the following guidelines to administer the program:

30 (a) Traffic safety cameras may take pictures of the vehicle and
31 vehicle license plate only;

32 (b) The law enforcement agency of the city or county government
33 shall plainly mark the locations where the automated traffic
34 enforcement system is used by placing signs on street locations that

1 clearly indicate to a driver that he or she is entering a zone where
2 traffic laws are enforced by an automated traffic enforcement system;

3 (c) Cities and counties using traffic safety cameras must provide
4 periodic notice by mail to its citizens indicating the zones in which
5 the traffic safety cameras will be used;

6 (d) Notices of infractions must be mailed to the registered owner
7 of a vehicle within fourteen days of the infraction occurring;

8 (e) The owner of the vehicle is not responsible for the violation
9 if the owner of the vehicle, within fifteen days after notification of
10 the violation, furnishes the officials or agents of the municipality
11 that issued the citation with:

12 (i) An affidavit made under oath, stating that the vehicle involved
13 was, at the time, stolen or in the care, custody, or control of some
14 person other than the registered owner; or

15 (ii) Testimony in open court under oath that the person was not the
16 operator of the vehicle at the time of the alleged violation;

17 (f) Infractions detected through the use of traffic safety cameras
18 are not part of the registered owner's driving record under RCW
19 46.52.101 and 46.52.120;

20 (g) By January 1, 2001, the traffic safety commission shall provide
21 a report to the legislature regarding the use, public acceptance,
22 outcomes, and other relevant issues regarding traffic safety cameras
23 demonstrated by the pilot projects.

24 **Sec. 202.** 2000 2nd sp.s. c 3 s 203 (uncodified) is amended to read
25 as follows:

26 **FOR THE COUNTY ROAD ADMINISTRATION BOARD**

27 Rural Arterial Trust Account--State		
28 Appropriation	\$	60,568,000
29 Motor Vehicle Account--State Appropriation	\$	1,661,000
30 Motor Vehicle Account--Private/Local		
31 Appropriation	\$	376,000
32 County Arterial Preservation Account--		
33 State Appropriation	\$	28,542,000
34 TOTAL APPROPRIATION	\$	91,147,000

35 The appropriations in this section are subject to the following
36 conditions and limitations and specified amounts are provided solely
37 for that activity:

1 (1) \$240,000 of the motor vehicle account--state appropriation is
2 provided solely for the completion of a study updating the legislature
3 on the freight and goods road systems on county roads.

4 (2) The appropriations contained in this section include funding to
5 assist counties in providing match for federal emergency funding for
6 earthquake damage as determined by the county road administration
7 board. The county road administration board shall report to the
8 transportation committees of the senate and house of representatives
9 and the office of financial management by September 30, 2001, on the
10 projects selected to receive match funding.

11 **Sec. 203.** 2000 2nd sp.s. c 3 s 204 (uncodified) is amended to read
12 as follows:

13 **FOR THE TRANSPORTATION IMPROVEMENT BOARD**

14 Urban Arterial Trust Account--State

15 Appropriation \$ 104,433,000

16 Transportation Improvement Account--

17 State Appropriation \$ 148,814,000

18 Public Transportation Systems Account--

19 State Appropriation \$ 4,532,000

20 Multimodal Transportation Account--State

21 Appropriation \$ 11,977,000

22 TOTAL APPROPRIATION \$ 269,756,000

23 The appropriations in this section are subject to the following
24 conditions and limitations and specified amounts are provided solely
25 for that activity:

26 (1) The transportation improvement account--state appropriation
27 includes \$60,000,000 in proceeds from the sale of bonds, \$30,000,000
28 authorized by RCW 47.26.500, and \$30,000,000 authorized by House Bill
29 No. 2788. If House Bill No. 2788 is not enacted in the form passed by
30 the legislature \$30,000,000 of the amount provided in this subsection
31 shall lapse.

32 (2) The appropriations contained in this section include funding to
33 assist cities and counties in providing match for federal emergency
34 funding for earthquake damage as determined by the transportation
35 improvement board. The transportation improvement board shall report
36 to the transportation committees of the senate and house of
37 representatives and the office of financial management by September 30,
38 2001, on the projects selected to receive match funding.

1	Private/Local Appropriation	\$	743,000
2	TOTAL APPROPRIATION	\$	((66,468,000))
3			<u>66,810,000</u>

4 The appropriations in this section are subject to the following
5 conditions and limitations and specified amounts are provided solely
6 for that activity: \$877,000 of the state patrol highway account--state
7 appropriation is provided solely to maintain pursuit vehicles and
8 provide for replacement of the vehicles at 110,000 miles. The agency
9 may purchase a total of 354 pursuit vehicles during the biennium ending
10 June 30, 2001. The appropriation in this section reflects carry
11 forward and new funding due to the consolidation of gasoline,
12 maintenance, parts, and pursuit vehicles into the fleet section of the
13 support services bureau.

14 **Sec. 206.** 2000 2nd sp.s. c 3 s 216 (uncodified) is amended to read
15 as follows:

16 **FOR THE DEPARTMENT OF LICENSING--DRIVER SERVICES**

17 Motorcycle Safety Education Account--

18	State Appropriation	\$	2,210,000
19	Highway Safety Account--State Appropriation . . .	\$	((77,971,000))
20			<u>77,901,000</u>
21	TOTAL APPROPRIATION	\$	((80,181,000))
22			<u>80,111,000</u>

23 The appropriations in this section are subject to the following
24 conditions and limitations:

25 (1) By January 1, 2001, the department shall report to the
26 transportation committees of the house of representatives and the
27 senate on the progress of the driver history initiative project and
28 make recommendations for implementing this project on a statewide
29 level.

30 (2) \$2,880,000 of the highway safety account--state appropriation
31 is provided solely for the department to enter into a contract for the
32 implementation of an improved state driver's license and identicard.
33 The contract with the vendor providing the improved license and
34 identicard shall state that the license and the identicard shall not
35 contain: (a) The driver's social security number in either visible or
36 machine readable form; or (b) the driver's fingerprint or thumbprint.
37 Consistent with RCW 42.17.260(9) the department shall not sell or

1 otherwise make available any information that it gathers from citizens
2 of the state of Washington in administering the driver's licensing
3 program except as already authorized in Title 46 RCW.

4 (3) In September of 1999 the department of licensing shall report
5 to the senate transportation committee and the house of representatives
6 transportation committee on:

7 (a) The controls implemented by the department to ensure the
8 integrity and credibility of the written driver's license test
9 administered by the department; and

10 (b) The policies and procedures implemented by the department to
11 ensure that the driver's manuals produced and distributed by the
12 department contain correct data based on current federal, state, and
13 local statutes, ordinances, and rules.

14 (4) \$17,000 of the highway safety fund--state appropriation is
15 provided solely to implement House Bill No. 1774 enacted in the form
16 passed by the legislature. If House Bill No. 1774 is not enacted in
17 the form passed by the legislature the amount referenced in this
18 subsection shall lapse.

19 (5) \$130,000 of the highway safety fund--state appropriation is
20 provided solely to implement House Bill No. 2259 enacted in the form
21 passed by the legislature. If House Bill No. 2259 is not enacted in
22 the form passed by the legislature the amount provided in this
23 subsection shall lapse.

24 **Sec. 207.** 2000 2nd sp.s. c 3 s 217 (uncodified) is amended to read
25 as follows:

26 **FOR THE DEPARTMENT OF TRANSPORTATION--HIGHWAY MANAGEMENT AND**
27 **FACILITIES--PROGRAM D--OPERATING**

28 Motor Vehicle Account--State Appropriation . . . \$	((45,236,000))
29	<u>45,563,000</u>
30 Motor Vehicle Account--Federal Appropriation . . \$	((400,000))
31	<u>481,000</u>
32 TOTAL APPROPRIATION \$	((45,636,000))
33	<u>46,044,000</u>

34 **Sec. 208.** 2000 2nd sp.s. c 3 s 219 (uncodified) is amended to read
35 as follows:

36 **FOR THE DEPARTMENT OF TRANSPORTATION--IMPROVEMENTS--PROGRAM I**

37 Motor Vehicle Account--State Appropriation . . . \$ ((459,765,000))

1		<u>460,931,000</u>
2	Motor Vehicle Account--Federal Appropriation . . . \$	((240,241,000))
3		<u>242,091,000</u>
4	Motor Vehicle Account--Private/Local	
5	Appropriation \$	50,363,000
6	Special Category C Account--State Appropriation . \$	55,220,000
7	Puyallup Tribal Settlement Account--	
8	State Appropriation \$	8,662,000
9	Multimodal Transportation Account--State	
10	Appropriation \$	4,880,000
11	Multimodal Transportation Account--Federal	
12	Appropriation \$	1,275,000
13	Multimodal Transportation Account--Private/Local	
14	Appropriation \$	1,106,000
15	TOTAL APPROPRIATION \$	((821,512,000))
16		<u>824,528,000</u>

17 The appropriations in this section are provided for the location,
18 design, right of way acquisition, or construction of state highway
19 projects designated as improvements under RCW 47.05.030. The
20 appropriations in this section are subject to the following conditions
21 and limitations and specified amounts are provided solely for that
22 activity:

23 (1) The special category C account--state appropriation of
24 \$55,220,000 includes \$40,500,000 in proceeds from the sale of bonds
25 authorized by Senate Bill No. 5060 or House Bill No. 1203 enacted in
26 the form passed by the legislature. The transportation commission may
27 authorize the use of current revenues available to the department of
28 transportation in lieu of bond proceeds for any part of the state
29 appropriation.

30 (2) The motor vehicle account--state appropriation includes
31 \$1,285,000 in proceeds from the sale of bonds authorized by RCW
32 47.10.819(1) for match on federal demonstration projects. The
33 transportation commission may authorize the use of current revenues
34 available to the department of transportation in lieu of bond proceeds
35 for any part of the state appropriation.

36 (3) The department shall report December 1st and June 1st of each
37 year to the senate transportation committee and the house of
38 representatives transportation committee and the office of financial
39 management on the timing and the scope of work being performed for the

1 regional transit authority known as sound transit. This report shall
2 provide a description of all department activities related to the
3 regional transit authority including investments in state-owned
4 infrastructure.

5 (4) The motor vehicle account--federal appropriation in this
6 section is transferrable to the transportation account or multimodal
7 transportation account to ensure efficient funds management and program
8 delivery.

9 (5) \$2,270,000 of the motor vehicle account--state appropriation is
10 provided solely for the north Sumner interchange project. The project
11 shall no longer receive a portion of its funding from the economic
12 development account.

13 (6) \$4,880,000 of the multimodal transportation account--state
14 appropriation is provided solely for the state program share of freight
15 mobility projects as identified by the freight mobility strategic
16 investment board. The amount provided in this subsection can only be
17 expended upon authorization from the freight mobility strategic
18 investment board.

19 (7) The motor vehicle account--state appropriation includes
20 \$147,000,000 in proceeds from the sale of bonds authorized by RCW
21 47.10.843. The transportation commission may authorize the use of
22 current revenues available to the department of transportation in lieu
23 of bond proceeds for any part of the state appropriation.

24 (8)(a) \$50,000,000 of the motor vehicle account--state
25 appropriation is provided as a cash contribution for the development of
26 the public private initiatives project at Tacoma Narrows. State funds
27 shall be used initially for the acquisition of right of way and the
28 forensic studies of the existing bridge including purchase of equipment
29 necessary to conduct the studies. The balance of state funds not
30 required for acquisition of right of way and forensic studies shall be
31 placed with the designated bond trustee at the same time the privately
32 secured debt proceeds are deposited.

33 (b) The \$50,000,000 provided in (a) of this subsection includes
34 \$5,527,000 in proceeds from the sale of bonds authorized in RCW
35 47.10.834 for all forms of cash contributions, or payment of other
36 costs incident to the location, development, design, right of way, and
37 construction of the Tacoma narrows bridge improvements under the
38 public-private transportation initiative program authorized under
39 chapter 47.46 RCW.

1 (9) \$5,800,000 of the motor vehicle account--state appropriation is
2 provided solely for the completion of the weigh stations at Stanwood
3 and Cle Elum along with weigh in motion at those sites and weigh in
4 motion at Fort Lewis Northbound. The Washington state patrol and
5 department of transportation shall work cooperatively to complete these
6 projects.

7 (10) \$485,000 of the motor vehicle account--state appropriation is
8 a reappropriation provided solely to enable the translake committee to
9 finalize and present its recommendations. Upon presentation of the
10 recommendations, or upon the expenditure of the appropriation provided
11 by this subsection, the department of transportation shall disband the
12 committee.

13 (11) \$800,000 of the motor vehicle account--state appropriation and
14 \$3,000,000 of the motor vehicle account--federal appropriation are
15 provided solely to the Washington state department of transportation,
16 office of urban mobility, to advance the recommendations of the
17 translake Washington study committee. These funds shall be used to
18 develop a scope of work for an environmental impact statement and
19 related engineering work, including an environmental strategy, a
20 decision process, a statement of purpose and need, and a formal notice
21 of intent. None of the appropriation for the scope of work for the
22 environmental impact statement shall be available to support any
23 activities of the translake Washington study committee.

24 (12) \$1,166,000 of the motor vehicle fund--state appropriation is
25 provided solely for predesign of the northeast 44th street interchange
26 on I-405. This amount shall be placed into a reserve status until such
27 time as a one-third contribution is made by the city of Renton and a
28 one-third contribution is made by the project developer. If the city
29 and developer contributions are not obtained by October 31, 2000, this
30 amount shall lapse.

31 (13) The department's work force levels for highway construction
32 for the 1999-2001 biennium shall be 2200 FTEs. Additional work force
33 increases for highway construction are authorized and shall not exceed
34 five percent of the authorized work force. The department shall report
35 quarterly on program delivery and related work force adjustments.

36 (14) \$1,250,000 of the motor vehicle account--state appropriation
37 is provided solely to establish alternatives for flood management and
38 flood hazard reduction projects in the Chehalis basin.

1 (a) The department of transportation shall convene a technical
 2 committee to develop watershed-based solutions to flooding within the
 3 Chehalis basin. The technical committee shall be comprised of
 4 representatives of the department of transportation, department of
 5 ecology, department of fish and wildlife, the department of community,
 6 trade, and economic development, the military department's emergency
 7 management division, and affected counties and tribes. The department
 8 of transportation shall also seek the participation of the United
 9 States army corps of engineers, federal emergency management
 10 administration, the United States geological survey, the United States
 11 fish and wildlife service, the United States environmental protection
 12 agency, and other entities with critical knowledge related to the
 13 structural or nonstructural flood hazard reduction projects in the
 14 Chehalis basin. Funds shall be distributed by the department of
 15 transportation for alternative analysis, mapping, and model testing
 16 projects as recommended by the technical committee. The solutions
 17 considered by the technical committee shall be consistent with fish and
 18 habitat recovery efforts and avoid additional flood hazard to
 19 downstream communities. The department of transportation shall present
 20 a report to the senate transportation committee and the house of
 21 representatives transportation committee by December 1, 1999, regarding
 22 findings and progress made by funded projects.

23 (b) If the federal government makes funds available to accomplish
 24 the project described in (a) of this subsection, the department of
 25 transportation shall place the appropriation identified in this section
 26 in reserve.

27 **Sec. 209.** 2000 2nd sp.s. c 3 s 221 (uncodified) is amended to read
 28 as follows:

29 **FOR THE DEPARTMENT OF TRANSPORTATION--HIGHWAY MAINTENANCE--PROGRAM M**

30 Motor Vehicle Account--State Appropriation . . . \$	((239,927,000))
	<u>240,627,000</u>
32 Motor Vehicle Account--Federal Appropriation . . \$	((486,000))
	<u>1,486,000</u>
34 Motor Vehicle Account--Private/Local	
35 Appropriation \$	((3,417,000))
	<u>4,917,000</u>
37 TOTAL APPROPRIATION \$	((243,830,000))
	<u>247,030,000</u>

1 The appropriations in this section are subject to the following
2 conditions and limitations and specified amounts are provided solely
3 for that activity:

4 (1) If portions of the appropriations in this section are required
5 to fund maintenance work resulting from major disasters not covered by
6 federal emergency funds such as fire, flooding, and major slides,
7 supplemental appropriations will be requested to restore state funding
8 for ongoing maintenance activities.

9 (2) The department shall request an unanticipated receipt for any
10 federal moneys received for emergency snow and ice removal and shall
11 place an equal amount of the motor vehicle fund--state into unallotted
12 status. This exchange shall not affect the amount of funding available
13 for snow and ice removal.

14 (3) The department shall not close any highway rest areas but shall
15 continue to operate and maintain all existing rest areas. The
16 department shall convene a panel of stakeholders to evaluate innovative
17 financing options and partnership opportunities at safety rest areas on
18 state highways. At a minimum, the evaluation shall include: (a) A
19 survey of relevant laws that impact the state's ability to create
20 public-private partnerships or utilize innovative financing techniques
21 for the maintenance and operation of safety rest areas; and (b) an
22 identification of maintenance and operation activities necessary to
23 ensure continuous operation of safety rest areas. By December 1, 2000,
24 the stakeholder panel shall make recommendations to the house of
25 representatives and senate transportation committees and the office of
26 financial management on the feasibility of instituting a pilot project
27 for public-private partnerships or innovative financing of safety rest
28 areas.

29 **Sec. 210.** 2000 2nd sp.s. c 3 s 224 (uncodified) is amended to read
30 as follows:

31 **FOR THE DEPARTMENT OF TRANSPORTATION--TRANSPORTATION MANAGEMENT AND**
32 **SUPPORT--PROGRAM S**

33 Puget Sound Capital Construction Account--

34 State Appropriation	\$	2,989,000
35 Motor Vehicle Account--State Appropriation	\$	((84,062,000))
36		<u>84,262,000</u>

37 Multimodal Transportation Account--Federal

38 <u>Appropriation</u>	\$	<u>1,000</u>
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1	Motor Vehicle Account--Federal Appropriation . . . \$	((125,000))
2		<u>462,000</u>
3	Puget Sound Ferry Operations Account--	
4	State Appropriation \$	6,353,000
5	Transportation Account--State Appropriation . . . \$	115,000
6	Multimodal Transportation Account--State	
7	Appropriation \$	1,402,000
8	TOTAL APPROPRIATION \$	((95,046,000))
9		<u>95,584,000</u>

10 The appropriations in this section are subject to the following
11 conditions and limitations and the specified amount is provided solely
12 for that activity:

13 (1) \$75,000 of the motor vehicle account--state appropriation is
14 provided solely to enable the secretary of transportation to implement
15 a leadership training program at the department of transportation. The
16 program shall include a mentoring component. The department shall
17 develop performance measures to evaluate the effectiveness of the
18 program, including but not limited to a performance measure to
19 determine the effect of the program on employee retention. The
20 department shall provide a progress report on the training program to
21 the office of financial management, the senate transportation
22 committee, and the house of representatives transportation committee by
23 December 1, 2000.

24 (2) Appropriation transfers from transportation management and
25 support to the transportation equipment fund for management information
26 services activities shall be permitted through fiscal year 2000.
27 Effective July 1, 2000, expenditures for these activities shall be
28 charged directly to transportation management and support.

29 **Sec. 211.** 2000 2nd sp.s. c 3 s 226 (uncodified) is amended to read
30 as follows:

31 **FOR THE DEPARTMENT OF TRANSPORTATION--TRANSPORTATION PLANNING, DATA,**
32 **AND RESEARCH--PROGRAM T**

33	Motor Vehicle Account--State Appropriation . . . \$	((10,459,000))
34		<u>10,211,000</u>
35	Motor Vehicle Account--Federal Appropriation . . . \$	17,000,000
36	Transportation Account--State Appropriation . . . \$	328,000
37	Multimodal Transportation Account--State	
38	Appropriation \$	((1,043,000))

1 1,291,000
 2 TOTAL APPROPRIATION \$ 28,830,000

3 **Sec. 212.** 2000 2nd sp.s. c 3 s 227 (uncodified) is amended to read
 4 as follows:

5 **FOR THE DEPARTMENT OF TRANSPORTATION--CHARGES FROM OTHER AGENCIES--**
 6 **PROGRAM U**

7 (1) FOR PAYMENT OF COSTS OF ATTORNEY GENERAL TORT CLAIMS SUPPORT
 8 Motor Vehicle Account--State Appropriation . . . \$ 2,913,000
 9 Puget Sound Ferry Operations--State

10 Appropriation \$ 1,155,000

11 (2) FOR PAYMENT OF COSTS OF THE OFFICE OF THE STATE AUDITOR
 12 Motor Vehicle Account--State Appropriation . . . \$ 907,000

13 (3) FOR PAYMENT OF COSTS OF DEPARTMENT OF GENERAL ADMINISTRATION
 14 FACILITIES AND SERVICES AND CONSOLIDATED MAIL SERVICES

15 Motor Vehicle Account--State Appropriation . . . \$ 3,693,000

16 (4) FOR PAYMENT OF COSTS OF THE DEPARTMENT OF PERSONNEL
 17 Motor Vehicle Account--State Appropriation . . . \$ ((1,990,000))
 18 2,240,000

19 (5) FOR PAYMENT OF SELF-INSURANCE LIABILITY PREMIUMS AND
 20 ADMINISTRATION

21 Motor Vehicle Account--State Appropriation . . . \$ 11,539,000

22 (6) FOR PAYMENT OF SELF-INSURANCE LIABILITY PREMIUMS AND
 23 ADMINISTRATION

24 Motor Vehicle Fund--Puget Sound Ferry Operations Account--
 25 State Appropriation \$ 3,262,000

26 (7) FOR PAYMENT OF COSTS OF OFFICE OF MINORITY AND WOMEN'S BUSINESS
 27 ENTERPRISES

28 Motor Vehicle Account--State Appropriation . . . \$ 158,000

29 (8) FOR PAYMENT OF THE DEPARTMENT OF GENERAL ADMINISTRATION CAPITAL
 30 PROJECTS SURCHARGE

31 Motor Vehicle Account--State Appropriation . . . \$ 1,100,000

32 (9) FOR ARCHIVES AND RECORDS MANAGEMENT
 33 Motor Vehicle Account--State Appropriation . . . \$ 392,000

34 TOTAL APPROPRIATION \$ 27,359,000

35 **Sec. 213.** 2000 2nd sp.s. c 3 s 230 (uncodified) is amended to read
 36 as follows:

37 **FOR THE DEPARTMENT OF TRANSPORTATION--MARINE--PROGRAM X**

1	Marine Operating Account--State	
2	Appropriation	\$ 148,330,000
3	Puget Sound Ferry Operations Account--State	
4	Appropriation	\$ ((137,587,000))
5		<u>149,415,000</u>
6	Multimodal Transportation Account--State	
7	Appropriation	\$ 5,092,000
8	TOTAL APPROPRIATION	\$ ((291,009,000))
9		<u>302,837,000</u>

10 The appropriation in this section is subject to the following
11 conditions and limitations and specified amounts are provided solely
12 for that activity:

13 (1) Appropriations in this section shall initially be allotted as
14 appropriated by this section. Subsequent allotment modifications shall
15 not permit moneys that are provided solely for a specified purpose to
16 be used for other than that purpose. After May 1, 2000, after approval
17 by the director of financial management and unless specifically
18 prohibited by this act, the department may transfer appropriations
19 between the marine operating account--state and the Puget Sound ferry
20 operations account--state appropriations. However, the program shall
21 not expend more than the total amount appropriated from these accounts.

22 (2) The appropriation is based on the budgeted expenditure of
23 ((~~\$29,539,000~~)) \$41,367,000 for vessel operating fuel in the 1999-2001
24 biennium. If the actual cost of fuel is less than this budgeted
25 amount, the excess amount may not be expended. If the actual cost
26 exceeds this amount, the department shall request a supplemental
27 appropriation.

28 (3) The appropriation provides for the compensation of ferry
29 employees. The expenditures for compensation paid to ferry employees
30 during the 1999-2001 biennium may not exceed \$195,690,000 plus a dollar
31 amount, as prescribed by the office of financial management, that is
32 equal to any insurance benefit increase granted general government
33 employees in excess of \$341.75 a month annualized per eligible marine
34 employee multiplied by the number of eligible marine employees for the
35 respective fiscal year, a dollar amount as prescribed by the office of
36 financial management for costs associated with pension amortization
37 charges, and a dollar amount prescribed by the office of financial
38 management for salary increases during the 1999-2001 biennium. For the
39 purposes of this section, the expenditures for compensation paid to

1 ferry employees shall be limited to salaries and wages and employee
2 benefits as defined in the office of financial management's policies,
3 regulations, and procedures named under objects of expenditure "A" and
4 "B" (7.2.6.2).

5 The prescribed salary and insurance benefit increase or decrease
6 dollar amount that shall be allocated from the governor's compensation
7 appropriations is in addition to the appropriation contained in this
8 section and may be used to increase or decrease compensation costs,
9 effective July 1, 1999, and thereafter, as established in the 1999-2001
10 general fund operating budget.

11 (4) The department, when implementing ferry service reductions,
12 shall, to the extent possible, maintain peak hour vehicle and passenger
13 service capacity, summer tourist route capacity, and a
14 fall/winter/spring presence on all auto ferry routes, while ensuring
15 equitable treatment among routes.

16 (5) The joint task force on ferries is created.

17 (a) The joint task force on ferries is composed of:

18 (i) Eight members of the legislature selected as follows:

19 (A) Four members of the senate, two from each of the major
20 caucuses, to be appointed by the president of the senate, who shall
21 select one of the four senate members as cochair;

22 (B) Four members of the house of representatives, two from each of
23 the major caucuses, to be appointed by the cospeaker of the respective
24 caucus. The cospeakers shall jointly select one of the four house
25 members as cochair; and

26 (C) The members appointed from each major caucus of the senate and
27 the house of representatives must include one member from a legislative
28 district that encompasses a terminus of a Washington state ferry route
29 and one from a legislative district that does not include a terminus of
30 a Washington state ferry route;

31 (ii) At least one person designated by the cochairs representing
32 each of the following:

33 (A) Ferry advisory committees;

34 (B) Persons who do not use ferries;

35 (C) Labor organizations representing ferry workers;

36 (D) Washington State Ferries;

37 (E) Transit operators;

38 (F) The office of financial management; and

1 (G) Other groups as deemed appropriate by the cochairs of the task
2 force.

3 (b) The transportation committees shall provide staff support as
4 mutually agreed by the cochairs of the joint task force.

5 (c) The legislative transportation committee shall pay the expenses
6 of the legislative committee members.

7 (d) The joint task force on ferries shall report to the full
8 legislature at the beginning of the 2001 legislative session. The
9 report must include, but not be limited to, analysis and
10 recommendations on the following:

11 (i) Establishment of a long-term goal for recovery of operating
12 costs from fare revenue;

13 (ii) Options for further cuts in ferry service or full or partial
14 restoration of ferry service cuts;

15 (iii) Feasibility of full or partial privatization of the ferry
16 system, public-private partnerships, or state and local partnerships;
17 and

18 (iv) Establishing the short-term and long-term capital needs of the
19 Washington state ferry system.

20 (5) The commission is authorized to increase Washington state ferry
21 tariffs in excess of the fiscal growth factor, established under
22 chapter 43.135 RCW, in fiscal year 2001.

23 **Sec. 214.** 2000 2nd sp.s. c 3 s 232 (uncodified) is amended to read
24 as follows:

25 **FOR THE DEPARTMENT OF TRANSPORTATION--LOCAL PROGRAMS--PROGRAM Z**

26 Motor Vehicle Account--State Appropriation . . . \$	((83,435,000))
	<u>82,269,000</u>
28 Motor Vehicle Account--Federal Appropriation . . \$	((8,040,000))
	<u>6,190,000</u>
30 Transportation Account--State Appropriation . . . \$	321,000
31 High Capacity Transportation Account--State	
32 Appropriation \$	150,000
33 Highway Infrastructure Account--Federal	
34 Appropriation \$	1,500,000
35 Highway Infrastructure Account--State	
36 Appropriation \$	234,000
37 Multimodal Transportation Account--State	
38 Appropriation \$	10,381,000

1	Urban Arterial Trust Account--State	
2	Appropriation	\$ 5,000,000
3	TOTAL APPROPRIATION	\$ ((109,061,000))
4		<u>106,045,000</u>

5 The appropriations in this section are subject to the following
6 conditions and limitations and specified amounts are provided solely
7 for that activity:

8 (1) \$40,692,000 of the motor vehicle account--state appropriation
9 is provided solely for the state program share of freight mobility
10 projects as identified by the freight mobility strategic investment
11 board. The amount provided in this subsection can only be expended
12 upon authorization from the freight mobility strategic investment
13 board.

14 (2) \$187,000 of the transportation account--state appropriation and
15 \$213,000 of the multimodal transportation account--state appropriation
16 are provided solely for a study by the senate transportation committee
17 and the house of representatives transportation committee in
18 cooperation with the port of Benton developing a strategic corridor
19 feasibility and master site plan for the port of Benton. If the port
20 of Benton does not provide at least \$200,000 to fund the plan
21 development, the transportation fund--state appropriation referenced in
22 this subsection shall lapse and this subsection shall be null and void.

23 (3) The motor vehicle account--state appropriation includes
24 \$30,000,000 in proceeds from the sale of bonds authorized by RCW
25 47.10.843. The transportation commission may authorize the use of
26 current revenues available to the department of transportation in lieu
27 of bond proceeds for any part of the state appropriation.

28 (4) \$10,000,000 of the multimodal transportation account--state
29 appropriation is provided solely to fund the first phase of a
30 multiphase cooperative project with the state of Oregon to dredge the
31 Columbia river. The department shall not expend the appropriation in
32 this section unless agreement on ocean disposal sites has been reached
33 which protects the state's commercial crab fishery. The amount
34 provided in this subsection shall lapse unless the state of Oregon
35 appropriates a dollar-for-dollar match to fund its share of the
36 project.

37 (5) The motor vehicle account--state appropriation includes
38 \$1,167,000 in proceeds from the sale of bonds authorized by RCW
39 47.10.819(1). The transportation commission may authorize the use of

1 current revenues available to the department of transportation in lieu
2 of bond proceeds for any part of the state appropriation.

3 (6) \$5,000,000 of the urban arterial trust account--state
4 appropriation is provided solely for a small city pavement preservation
5 program, to be administered by the department's highways and local
6 programs division. The department, in consultation with stakeholders,
7 shall establish program guidelines. The guidelines should include but
8 not be limited to a provision limiting program eligibility to cities
9 with a population of 2,500 or less.

10 (7) \$15,000,000 of the motor vehicle account--state appropriation
11 is provided solely for a county corridor congestion relief program, to
12 be administered by the department's highways and local programs
13 division. Urban corridors must connect to urban or significant
14 activity centers; begin or end at the intersection of another arterial,
15 state highway, or limited access freeway system; and provide an
16 alternate route to the limited access freeway system. The purpose of
17 the program is to provide funding for congested urban corridors, as
18 defined and selected by the department of transportation in
19 consultation with counties and regional transportation planning
20 organizations. At a minimum, project selection criteria should
21 include: Consistency with regional transportation plans; measurable
22 improvements in mobility; cost effectiveness; systematic corridor
23 mobility improvements rather than isolated "spot" improvements; and
24 optimal timing for construction.

25 (8) \$5,000,000 of the motor vehicle account--state appropriation is
26 provided solely for improving traffic and pedestrian safety near
27 schools. The highways and local programs division within the
28 department of transportation shall administer this program. Funds
29 should be used for traffic and pedestrian improvements near schools,
30 including roadway channelization and signalization.

31 (9) The highways and local programs division within the department
32 of transportation shall develop a prequalification procedure for
33 potential bidders on projects administered or approved by the
34 transportation improvement board. The board shall work with other
35 interested parties including but not limited to associations
36 representing general contractors and the office of minority and women's
37 business enterprises. The prequalification procedure's goal is to
38 ascertain that bidders are qualified by experience, financing,
39 equipment, and organization to do the work called for in the contract

1 documents. The prequalification procedure may require a bidder to (1)
2 satisfy threshold requirements established by the board prior to being
3 furnished a proposal form on any contract; or (2) complete a preaward
4 survey of the bidder's qualification prior to award.

5 (10) \$2,000,000 of the motor vehicle account--state appropriation
6 is provided solely for city fish passage barrier removal and habitat
7 restoration. Funds should be used for eliminating fish passage
8 barriers, including stormwater facilities, and providing for habitat
9 restoration for salmonid species that are listed as threatened or
10 endangered. The amount provided in this section may only be expended
11 upon authorization from the department of transportation's
12 environmental affairs office.

13 (11) \$10,000,000 of the motor vehicle fund--state appropriation is
14 provided solely for a city corridor congestion relief program, to be
15 administered by the department's highways and local programs division.
16 Urban corridors must connect to urban or significant activity centers,
17 begin or end at the intersection of another arterial, state highway or
18 limited access freeway system, and provide an alternate route to the
19 limited access freeway system. The purpose of the program is to
20 provide funding for congested urban corridors as defined and selected
21 by the department of transportation in consultation with counties and
22 regional transportation planning organizations. At a minimum, project
23 selection criteria should include: Consistency with regional
24 transportation plans; measurable improvements in mobility; cost
25 effectiveness; systematic corridor mobility improvements rather than
26 isolated "spot" improvements; and optimal timing for construction.

27 (End of part)

PART IV
TRANSFERS AND DISTRIBUTIONS

Sec. 401. 2000 2nd sp.s. c 3 s 401 (uncodified) is amended to read as follows:

FOR THE STATE TREASURER--BOND RETIREMENT AND INTEREST, AND ONGOING BOND REGISTRATION AND TRANSFER CHARGES: FOR BOND SALES DISCOUNTS AND DEBT TO BE PAID BY MOTOR VEHICLE FUND AND TRANSPORTATION FUND REVENUE

Highway Bond Retirement Account Appropriation . . . \$	((161,310,000))
	<u>154,200,000</u>
Ferry Bond Retirement Account Appropriation . . . \$	((53,592,000))
	<u>55,082,000</u>
Transportation Improvement Board Bond Retirement Account--State Appropriation \$	35,909,000
Puget Sound Capital Construction Account--State Appropriation \$	270,000
Motor Vehicle Account--State Appropriation . . . \$	((1,960,000))
	<u>1,600,000</u>
Special Category C Account--State Appropriation . \$	((405,000))
	<u>100,000</u>
Transportation Improvement Account--State Appropriation \$	600,000
TOTAL APPROPRIATION \$	((254,046,000))
	<u>248,426,000</u>

Sec. 402. 2000 2nd sp.s. c 3 s 403 (uncodified) is amended to read as follows:

FOR THE STATE TREASURER--STATE REVENUES FOR DISTRIBUTION

(1) Motor Vehicle Fund Appropriation for motor vehicle fuel tax and overload penalties distribution \$ ((483,325,000))

422,025,000

(2) Transportation Fund Appropriation for motor vehicle excise tax distribution \$ ((178,207,000))

179,882,000

(3) Multimodal Transportation Account--State Appropriation for motor vehicle excise tax

1 distribution \$ ((52,619,000))
 2 52,583,000

3 **Sec. 403.** 2000 2nd sp.s. c 3 s 404 (uncodified) is amended to read
 4 as follows:

5 **FOR THE STATE TREASURER--TRANSFERS**

6 (1) RV Account--State Appropriation:
 7 For transfer to the Motor Vehicle Fund--State . . \$ 1,865,000

8 (2) State Patrol Highway Account--State
 9 Appropriation: For transfer to the Motor Vehicle
 10 Account--State \$ 27,000,000

11 (3) Highway Safety Fund--State Appropriation:
 12 For transfer to the Multimodal Transportation
 13 Account--State \$ 3,220,000

14 ~~(4) ((Puget Sound Ferry Operations Account--State~~
 15 ~~Appropriation: For transfer to the Marine~~
 16 ~~Operating Account--State \$ 1,400,000~~

17 ~~(5))~~ Public Transportation Systems Account--
 18 State Appropriation: For transfer to the
 19 Multimodal Transportation Account--State \$ 23,182,000

20 ~~((6))~~ (5) Transportation Fund--State
 21 Appropriation: For transfer to the Multimodal
 22 Transportation Account--State \$ 28,061,000

23 The department of transportation shall ~~((only))~~ request the state
 24 treasurer to transfer funds provided under subsection (1) of this
 25 section only on an as-needed basis.

26 The state treasurer shall transfer the balance remaining at the
 27 close of the 2001 fiscal year in the licensing services account to the
 28 motor vehicle account.

29 **Sec. 404.** 2000 2nd sp.s. c 3 s 405 (uncodified) is amended to read
 30 as follows:

31 **FOR THE DEPARTMENT OF TRANSPORTATION--TRANSFERS**

32 Puget Sound Ferry Operations Account--State
 33 Appropriation: For transfer to the Puget Sound
 34 Capital Construction Account--State \$ 67,000,000

35 Motor Vehicle Fund--State Appropriation:
 36 For transfer to the Advanced Environmental
 37 Mitigation Revolving Account \$ 1,000,000

1 Motor Vehicle Fund--State Appropriation:
 2 For transfer to Puget Sound Capital Construction
 3 Account \$ 18,272,000
 4 Transportation Equipment Fund--State
 5 Appropriation: For transfer to the Motor
 6 Vehicle Fund \$((2,500,000))
 7 2,509,000
 8 ((High Capacity Transportation Account--State
 9 Appropriation: For transfer to the Multimodal
 10 Transportation Account \$ 2,036,000
 11 Passenger Ferry Account--State Appropriation:
 12 For transfer to the Multimodal Transportation
 13 Account \$ 235,000))

14 The department of transportation shall only transfer funds to the
 15 Puget Sound capital construction account--state as provided under this
 16 subsection on an as-needed basis. The department of transportation
 17 shall transfer all unexpended funds from the high capacity
 18 transportation account, the passenger ferry account, the public
 19 transportation systems account, and the transportation account to the
 20 multimodal transportation account.

21 (End of part)

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11 **ESHB 1266** - S AMD 179
12 By Senators Haugen and Benton

ADOPTED 03/23/01

14 On page 1, line 1 of the title, after "appropriations;" strike the
15 remainder of the title and insert "amending 2000 2nd sp.s. c 3 ss 201,
16 203, 204, 211, 212, 216, 217, 219, 221, 224, 226, 227, 230, 232, 401,
17 403, 404, and 405 (uncodified); making appropriations; and declaring an
18 emergency."

--- END ---