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ENGROSSED SUBSTITUTE HOUSE BILL 1231

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State of Washington

52nd Legislature

1991 Regular Session

By House Committee on Transportation (originally sponsored by Representatives R. Fisher, R. Meyers, Betrozoff and Paris; by request of Office of Financial Management). Read first time April 5, 1991.

1 AN ACT Relating to transportation appropriations; amending RCW  
2 46.68.110 and 46.68.120; creating new sections; and declaring an  
3 emergency.

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

5 NEW SECTION. **Sec. 1.** The transportation budget of the state is  
6 hereby adopted and, subject to the provisions hereinafter set forth,  
7 the several amounts hereinafter specified, or as much thereof as may be  
8 necessary to accomplish the purposes designated, are hereby  
9 appropriated from the several accounts and funds hereinafter named to  
10 the designated state agencies and offices for salaries, wages, and  
11 other expenses, for capital projects, and for other specified purposes,  
12 including the payment of any final judgments arising out of such  
13 activities, for the period ending June 30, 1993. The appropriation  
14 contained in section 41(2) of this act is for the period ending June  
15 30, 1992.

1            NEW SECTION.    **Sec. 2.    FOR THE TRAFFIC SAFETY COMMISSION**

2	Highway Safety Fund Appropriation--State . . . . .	\$	399,282
3	Highway Safety Fund Appropriation--Federal . . . . .	\$	4,885,582
4	TOTAL APPROPRIATION . . . . .	\$	5,284,864

5            The appropriations in this section are subject to the following  
6 conditions and limitations:    \$50,000 of the highway safety fund  
7 appropriation-federal is appropriated solely for pilot projects  
8 identified by the department of licensing and to be used in conducting  
9 an evaluation of driver education and improvement courses mandated in  
10 section 10 of this act.    The commission shall help conduct the study  
11 and shall work at the direction of the department.

12           NEW SECTION.    **Sec. 3.    FOR THE TRAFFIC SAFETY COMMISSION**

13           The sum of \$1,200,000 is appropriated from the public safety and  
14 education account to the traffic safety commission solely to continue  
15 the DWI task force program.

16           NEW SECTION.    **Sec. 4.    FOR THE BOARD OF PILOTAGE COMMISSIONERS**

17	General Fund--Pilotage Account Appropriation . . . . .	\$	185,076
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18           The appropriation in this section is subject to the following  
19 conditions and limitations:    No more than \$80,000 may be expended for  
20 attorney general fees.

21           NEW SECTION.    **Sec. 5.    FOR THE COUNTY ROAD ADMINISTRATION BOARD**

22	Motor Vehicle Fund--County Arterial Preservation		
23	Account . . . . .	\$	22,427,302
24	Motor Vehicle Fund--Rural Arterial Trust Account		
25	Appropriation . . . . .	\$	37,413,938

1	Motor Vehicle Fund Appropriation . . . . .	\$	1,189,536
2	TOTAL APPROPRIATION . . . . .	\$	61,030,776

3       The appropriations in this section are subject to the following  
4 conditions and limitations: \$153,319 of the motor vehicle fund--county  
5 arterial preservation account appropriation and \$153,319 of the motor  
6 vehicle fund--rural arterial trust account appropriation are provided  
7 solely to provide assistance to counties with transportation planning.

8       NEW SECTION.   **Sec. 6. FOR THE TRANSPORTATION IMPROVEMENT BOARD**

9	Motor Vehicle Fund--Transportation Improvement		
10	Account . . . . .	\$	90,000,000
11	Motor Vehicle Fund--Urban Arterial Trust Account		
12	Appropriation . . . . .	\$	51,846,706
13	TOTAL APPROPRIATION . . . . .	\$	141,846,706

14       The appropriations in this section are subject to the following  
15 conditions and limitations:       Transportation improvement board  
16 contributions to construction projects on the state's highway system  
17 shall be treated as revenue transfers from the transportation  
18 improvement account to the motor vehicle fund to reimburse the  
19 department of transportation for expenditures incurred on such  
20 projects.

21       NEW SECTION.   **Sec. 7. FOR THE STATE PATROL--FIELD OPERATIONS**

22 **BUREAU**

23	General Fund Appropriation . . . . .	\$	936,000
24	Motor Vehicle Fund--State Patrol Highway Account		
25	Appropriation--State . . . . .	\$	136,500,000

1	Motor Vehicle Fund--State Patrol Highway Account		
2	Appropriation--Federal . . . . .	\$	3,033,000
3	TOTAL APPROPRIATION . . . . .	\$	140,469,000

4       The appropriations in this section are subject to the following  
5 conditions and limitations:

6       (1) The motor vehicle fund--state patrol highway account--state  
7 appropriation in this section includes \$5,404,000 for sixty additional  
8 traffic troopers. The sixty officers shall be phased in during the  
9 1991-93 biennium. The moneys provided are for training classes  
10 beginning in July 1991, January 1992, and July 1992.

11       (2) The Washington state patrol, department of revenue, and the  
12 office of financial management shall report annually to the legislative  
13 transportation committee on the number of vehicle license fraud cases  
14 investigated, the amount of tax dollars identified as not being paid,  
15 and the total collection of vehicle license tax dollars collected as a  
16 result of this program.

17       (3) From May 1, to December 1, 1991, the Washington state patrol,  
18 in cooperation with the trucking and shipping industries, the state  
19 department of transportation, the Seattle and Tacoma port authorities,  
20 the state transportation policy plan's freight mobility subcommittee,  
21 and other interested parties shall enter into a pilot project aimed at  
22 identifying the number of containers transported by truck that exceed  
23 the legal load limitations of chapter 46.44 RCW. The purpose of the  
24 study is to assess the amount of pavement damage to state highways that  
25 may be attributable to containerized cargo moving by truck into and out  
26 of the ports within the state of Washington.

27       Washington state patrol employees shall weigh trucks carrying  
28 containers to and from the ports of Tacoma and Seattle during the pilot  
29 project. If an illegal load is identified at the weighing site, no

1 citation will be issued. However, operators transporting overweight  
2 loads will be advised of the penalties for transporting the load on  
3 public highways.

4 During the pilot project, the state patrol shall:

5 (a) Periodically meet with representatives of the trucking and  
6 shipping industries, the state department of transportation, the ports  
7 of Seattle and Tacoma, the state transportation policy plan's freight  
8 mobility subcommittee, and other interested parties to review the data  
9 collected and discuss possible recommendations for consideration by the  
10 legislative transportation committee;

11 (b) Contact the California and Oregon state agencies that are  
12 responsible for truck weight enforcement in an attempt to address the  
13 issue on a regional basis; and

14 (c) Submit, upon request, progress reports to the legislative  
15 transportation committee on data collection, recommendations, and  
16 regional cooperation.

17 The state patrol shall submit a final report along with its  
18 findings and recommendations to the legislative transportation  
19 committee by January 15, 1992.

20 (4) By January 1, 1992, the state patrol shall establish written  
21 and formal agreements with all counties for which traffic-related  
22 services are provided by the state patrol. Such agreements will  
23 establish the criteria of fatal accident, injury accident, and  
24 emergency call response as the extent of state patrol traffic-related  
25 services. The state patrol shall establish provisions for local  
26 reimbursement of the state patrol for services that exceed the extent  
27 of allowable traffic-related activities.

28 NEW SECTION. **Sec. 8. FOR THE STATE PATROL--SUPPORT SERVICES**  
29 **BUREAU**

1 Motor Vehicle Fund--State Patrol Highway Account  
2 Appropriation . . . . . \$ 52,914,000

3 The appropriation in this section is subject to the following  
4 conditions and limitations: \$300,000 of the appropriation in this  
5 section is provided solely for the development and implementation of  
6 the state patrol's incorporation into the transportation executive  
7 information system; \$100,000 of the appropriation is for services to be  
8 provided by the department of transportation.

9 NEW SECTION. **Sec. 9. FOR THE DEPARTMENT OF LICENSING--VEHICLE**  
10 **SERVICES**

11 Motor Vehicle Fund--State Appropriation . . . . . \$ 46,952,000  
12 Motor Vehicle Fund--Local . . . . . \$ 50,000  
13 General Fund--Wildlife Account Appropriation . . . \$ 502,000  
14 TOTAL APPROPRIATION . . . . . \$ 47,504,000

15 (1) The legislature recognizes the need to address issues  
16 remaining unresolved from the 1991 title and registration study  
17 required by the legislature and the governor. The intent of the  
18 legislature is to better align the fee structure with the costs  
19 associated with providing services for the state. Evidence from the  
20 1991 study indicates inequities exist in cost recovery and/or profits  
21 realized between large and small county auditors and their subagents.  
22 Further, no policy exists as regards how counties will treat excess  
23 revenues generated from providing this service. The Washington  
24 association of counties, the Washington association of county  
25 officials, representatives of the subagents, and the department of  
26 licensing, under the direction of the legislature, shall report to the  
27 legislative transportation committee by December 15, 1991, their  
28 recommendations for resolving these policy issues and inequities.

1 (2) Up to \$50,000 of the motor vehicle fund-local is provided for  
2 a study of motor vehicle excise, business and occupation, and sales and  
3 use taxes on rental vehicle fleets. The study is to be paid for by the  
4 private sector. Study results are due by January 1, 1993, with an  
5 interim report due January 1, 1992, to the legislative transportation  
6 committee. The department of licensing is to work jointly with the  
7 department of revenue and the department of transportation, appropriate  
8 legislative committees, representatives from rental agencies, and other  
9 interested parties.

10 NEW SECTION. **Sec. 10. FOR THE DEPARTMENT OF LICENSING--DRIVER**  
11 **SERVICES**

12 General Fund--Public Safety and Education Account

13 Appropriation . . . . . \$ 4,388,000

14 Highway Safety Fund Appropriation . . . . . \$ 48,376,000

15 Highway Safety Fund--Motorcycle Safety Education Account

16 Appropriation . . . . . \$ 884,000

17 TOTAL APPROPRIATION . . . . . \$ 53,648,000

18 The department shall conduct a study of its driver improvement  
19 program and submit the results of the review by December 15, 1991 to  
20 the legislative transportation committee. The study will critique the  
21 current curriculum of the driver improvement program, review the  
22 curriculum of high school driver education, and take a comprehensive  
23 look at all other types of traffic safety courses offered in the state.  
24 The department shall report by August 15, 1991, on any traffic safety  
25 improvement courses identified as potential pilot projects and shall  
26 present a progress report on the study.

1        NEW SECTION.    **Sec. 11.    FOR THE DEPARTMENT OF LICENSING--MANAGEMENT**

2    **OPERATIONS**

3	General Fund--Wildlife Account Appropriation . . .	\$	47,000
4	Highway Safety Fund Appropriation . . . . .	\$	4,796,000
5	Highway Safety Fund--Motorcycle		
6	Safety Education Account . . . . .	\$	95,000
7	Motor Vehicle Fund Appropriation . . . . .	\$	4,424,000
8	General Fund--Public Safety and Education Account		
9	Appropriation . . . . .	\$	418,000
10	TOTAL APPROPRIATION . . . . .	\$	9,780,000

11        NEW SECTION.    **Sec. 12.    FOR THE DEPARTMENT    OF    LICENSING--**

12    **INFORMATION    SYSTEMS**

13	General Fund--Wildlife Account Appropriation . . .	\$	56,000
14	Highway Safety Fund . . . . .	\$	3,506,000
15	Highway Safety Fund--Motorcycle Safety Education		
16	Account . . . . .	\$	58,000
17	Motor Vehicle Fund . . . . .	\$	5,961,000
18	General Fund--Public Safety and Education Account		
19	Appropriation . . . . .	\$	252,000
20	TOTAL APPROPRIATION . . . . .	\$	9,833,000

21        (1) \$320,000 of the motor vehicle fund appropriation is provided  
22 solely for the development and implementation of the department of  
23 licensing's incorporation into the transportation executive information  
24 system; \$100,000 of the appropriation is for services to be provided by  
25 the department of transportation.

26        (2) \$1,100,000 of the motor vehicle fund appropriation in this  
27 section is provided solely for the licensing application migration



1 project (LAMP). This appropriation is conditioned upon compliance with  
2 the provisions of section 59 of this act.

3 NEW SECTION.      **Sec. 13.      FOR THE LEGISLATIVE TRANSPORTATION**  
4 **COMMITTEE**

5	Motor Vehicle Fund Appropriation . . . . .	\$	2,650,000
6	High Capacity Transportation Appropriation . . . . .	\$	550,000
7	TOTAL APPROPRIATION . . . . .	\$	3,200,000

8       (1) The high capacity transportation account reappropriation  
9 provided for in this section is for continuation of the public  
10 transportation study described in section 12(4), chapter 298, Laws of  
11 1990.

12       (2) The appropriation provided for in section 43(3) of this act  
13 includes funds to carry out the studies described in section 12 (5) and  
14 (6), chapter 298, Laws of 1990: PROVIDED, That the completion dates  
15 for both studies shall be June 30, 1993.

16 NEW SECTION.      **Sec. 14.      FOR THE HOUSE OF REPRESENTATIVES**

17	Motor Vehicle Fund Appropriation--State . . . . .	\$	378,000
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18       The appropriation in this section is provided solely to employ  
19 staff for the house transportation committee.

20 NEW SECTION.      **Sec. 15.      FOR THE SENATE**

21	Motor Vehicle Fund Appropriation--State . . . . .	\$	378,000
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22       The appropriation in this section is provided solely to employ  
23 staff for the senate transportation committee.

1        NEW SECTION.     **Sec. 16.     FOR THE LEGISLATIVE EVALUATION AND**  
2 **ACCOUNTABILITY COMMITTEE**

3 Motor Vehicle Fund Appropriation--State . . . . . \$            389,000

4        NEW SECTION.     **Sec. 17.     FOR THE MARINE EMPLOYEES COMMISSION**

5 Motor Vehicle Fund--Puget Sound Ferry Operations Account  
6        Appropriation . . . . . \$            333,667

7        The appropriation in this section is subject to the following  
8 conditions and limitations: \$20,000 of this appropriation is provided  
9 solely to fund an expanded salary survey.

10       NEW SECTION.     **Sec. 18.     FOR THE TRANSPORTATION COMMISSION**

11 Transportation Fund Appropriation--State . . . . . \$            1,500,000

12       NEW SECTION.     **Sec. 19.     FOR THE AIR TRANSPORTATION COMMISSION**

13 Transportation Fund . . . . . \$            553,000

14       NEW SECTION.     **Sec. 20.     FOR THE OFFICE OF FINANCIAL MANAGEMENT**

15 Motor Vehicle Fund Appropriation--State . . . . . \$            112,000

16        The appropriation in this section is null and void if House Bill  
17 No. 2140 is not enacted by September 1, 1991.

18       NEW SECTION.     **Sec. 21.     FOR THE WASHINGTON STATE ENERGY OFFICE**

19 Motor Vehicle Fund Appropriation--State . . . . . \$            203,000  
20 Transportation Fund Appropriation . . . . . \$            750,000  
21            TOTAL APPROPRIATION . . . . . \$            953,000

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

1 (1) \$750,000, or as much thereof as may be necessary, is  
2 appropriated from the transportation fund to be used for grants to  
3 state agencies and local governments, and for planning and coordination  
4 by the Washington state energy office, for the establishment of a  
5 system of compressed natural gas refueling stations.

6 (2) \$203,000, or as much thereof as may be necessary, is  
7 appropriated from the motor vehicle fund solely for the petroleum  
8 pricing and supply database. Within the appropriation provided, the  
9 energy office shall publish the petroleum market's data book by January  
10 1, 1992. The energy office shall prepare semiannual reports to the  
11 legislative transportation committee on gasoline pricing and supply in  
12 Washington state. The semiannual reports are due on January 15 and  
13 July 15 of each year.

14 NEW SECTION. **Sec. 22. FOR THE UNIVERSITY OF WASHINGTON--FACILITY**  
15 **MANAGEMENT OFFICE--TRANSPORTATION AND TECHNICAL SERVICES**

16 Transportation Fund . . . . . \$ 1,600,000

17 The appropriation in this section is provided solely for  
18 implementation of the universal bus pass program for monitoring and  
19 evaluation of the program, information and marketing efforts,  
20 development of car pool systems, purchase of additional car pool  
21 vehicles, modification of roads to accommodate buses, and security  
22 lighting for night shuttle programs. It is the intent of the  
23 legislature that comparable comprehensive programs such as the  
24 universal bus pass program at the University of Washington be developed  
25 in the near future for all universities and colleges within the greater  
26 Seattle area. To that end, METRO, community transit, and Pierce  
27 transit agencies and Seattle area colleges and universities shall work  
28 together and submit a plan to the state identifying potential services,

1 costs and implementation schedules. The plan shall be submitted to the  
2 legislative transportation committee by November 1991.

3 NEW SECTION. **Sec. 23. FOR THE DEPARTMENT OF AGRICULTURE**

4 \$209,000 is appropriated from the motor vehicle fund solely for the  
5 motor fuel quality testing program. Annual reports shall be submitted  
6 to the legislative transportation committee commencing January 15,  
7 1992.

8 NEW SECTION. **Sec. 24. FOR THE DEPARTMENT OF TRANSPORTATION--**  
9 **HIGHWAY CONSTRUCTION--PROGRAM A**

10	Motor Vehicle Fund Appropriation--State . . . . .	\$	136,217,000
11	Motor Vehicle Fund Appropriation--Federal . . . . .	\$	98,600,000
12	Motor Vehicle Fund Appropriation--Local . . . . .	\$	2,000,000
13	TOTAL APPROPRIATION . . . . .	\$	236,817,000

14 The appropriations in this section are subject to the following  
15 conditions and limitations:

16 (1) The appropriations in this section are provided for the  
17 location, design, right of way, and construction of state highway  
18 projects designated as category "A" under RCW 47.05.030.

19 (2) The department shall establish a highway heritage pilot program  
20 to preserve Washington's unique scenic character along its highway  
21 corridors and provide travelers with a continuing opportunity to  
22 appreciate and obtain information regarding unique natural, cultural,  
23 and historic features that are near or accessible by highways.

24 The department's highway heritage pilot program may:

25 (a) Acquire by purchase, gift, devise, bequest, grant, or exchange,  
26 title to or interest or right in real property adjacent to or visible  
27 from state highways to accomplish any of the following: Preserve

1 natural beauty or viewpoints, preserve natural buffers between  
2 highways, or enhance the visual quality of entrances to cities or other  
3 land uses;

4 (b) Work with public and private landowners, local governments, and  
5 private organizations and associations to propose actions to achieve  
6 the purposes of this section without land acquisition, to the greatest  
7 extent possible, including coordination with local land use and open  
8 space plans, state agency programs relating to open space,  
9 conservation, urban forestry, and natural resources management;

10 (c) Provide directional signs and signs with information regarding  
11 historical or cultural sites and significant natural features;

12 (d) Work with the parks and recreation commission, the Washington  
13 state historical society, the department of trade and economic  
14 development, and cities and counties to identify projects, establish  
15 priorities for expenditures of funds under this pilot program, and  
16 recommend a strategy for implementing an ongoing program and sources of  
17 funding.

18 The department shall report its findings to the legislative  
19 transportation committee by December 1, 1992.

20 The sum of fifty thousand dollars, or as much thereof as may be  
21 necessary, is appropriated for the biennium ending June 30, 1993, from  
22 the motor vehicle fund to the department of transportation for the  
23 highway heritage pilot program.

24 The appropriation in this subsection shall lapse unless  
25 contributions are received by July 1, 1991, as follows: \$20,000 from  
26 the counties; \$10,000 from the cities; and \$10,000 from the department  
27 of trade and economic development.

28 (3) The sum of fifty thousand dollars, or as much thereof as may be  
29 necessary, is appropriated for the biennium ending June 30, 1993, from  
30 the motor vehicle fund to the department of transportation to complete

1 its survey of the scenic and recreational highways begun in 1990. The  
2 department shall report its findings to the legislative transportation  
3 committee by December 1, 1991.

4 NEW SECTION. **Sec. 25. FOR THE DEPARTMENT OF TRANSPORTATION--**  
5 **HIGHWAY CONSTRUCTION--PROGRAM B**

6	Motor Vehicle Fund Appropriation--State . . . . .	\$	42,000,000
7	Motor Vehicle Fund Appropriation--Federal . . . . .	\$	407,000,000
8	Motor Vehicle Fund Appropriation--Local . . . . .	\$	11,000,000
9	TOTAL APPROPRIATION . . . . .	\$	460,000,000

10 The appropriations in this section are provided for the location,  
11 design, right of way, and construction of state highway projects on  
12 the interstate system designated as category "B" under RCW 47.05.030.  
13 The appropriations in this section are subject to the following  
14 conditions and limitations:

15 (1) \$42,000,000 of the motor vehicle fund--state appropriation  
16 includes a maximum of \$32,000,000 in proceeds from the sale of bonds  
17 authorized by RCW 47.10.790 and 47.10.801: PROVIDED, That the  
18 transportation commission may authorize the use of current revenues  
19 available to the department of transportation in lieu of bond proceeds  
20 for any part of the state appropriation.

21 (2) Should cash flow demands exceed the motor vehicle fund--federal  
22 appropriation, the motor vehicle fund--state appropriation is increased  
23 proportionally to provide matching state funds from the sale of bonds  
24 authorized by RCW 47.10.801 and 47.10.790 not to exceed \$10,000,000 and  
25 it is understood that the department shall seek authority to expend  
26 unanticipated receipts for the federal portion.

27 (3) It is further recognized that the department may make use of  
28 federal cash flow obligations on interstate construction contracts in

1 order to complete the interstate highway system as expeditiously as  
2 possible.

3 (4) It is the intent of the legislature that the department shall  
4 place special emphasis on delivering the HOV projects contained in the  
5 document dated March, 1991, entitled "Puget Sound HOV Core Lane Needs:  
6 2000". The department shall report progress on program delivery to the  
7 legislative transportation committee by November 1, 1991.

8 NEW SECTION. **Sec. 26. FOR THE DEPARTMENT OF TRANSPORTATION--**  
9 **HIGHWAY CONSTRUCTION--PROGRAM C**

10 Transportation Fund Appropriation--State . . . . . \$ 30,000,000

11 The appropriation contained in this section shall be expended or  
12 obligated only for accelerating HOV program delivery on state and  
13 interstate highway systems.

14 NEW SECTION. **Sec. 27.** Contained within the appropriations to the  
15 department of transportation, programs B and C, is \$232,000,000 for HOV  
16 lanes, park and ride lots, and surveillance control and driver  
17 information systems that are components of the Puget Sound HOV core  
18 lane system.

19 NEW SECTION. **Sec. 28. FOR THE DEPARTMENT OF TRANSPORTATION--**  
20 **HIGHWAY CONSTRUCTION--PROGRAM C**

21 Motor Vehicle Fund Appropriation--State . . . . . \$ 80,400,000  
22 Transportation Fund Appropriation--State . . . . . \$ 99,000,000  
23 Motor Vehicle Fund Appropriation--Federal . . . . . \$ 16,000,000  
24 Motor Vehicle Fund Appropriation--Local . . . . . \$ 7,000,000  
25 TOTAL APPROPRIATION . . . . . \$ 202,400,000

1 The appropriations in this section are provided for the location,  
2 design, right of way acquisition, and construction of state highway  
3 projects designated as category "C" under RCW 47.05.030.

4 NEW SECTION. **Sec. 29. FOR THE DEPARTMENT OF TRANSPORTATION--**  
5 **HIGHWAY CONSTRUCTION--PROGRAM C**

6 Motor Vehicle Fund--Special Category C Account

7 Appropriation--State . . . . . \$ 27,000,000

8 The appropriation contained in this section is subject to the  
9 following conditions and limitations:

10 (1) It is the intent of the legislature that funding provided under  
11 the special category C program for the 1st avenue south bridge shall  
12 not be jeopardized by expenditures for any other special category C  
13 project.

14 (2) The city of Seattle shall prepare and submit to the legislative  
15 transportation committee by October 1, 1991, an analysis of safety and  
16 regional congestion issues relating to the 1st avenue south bridge.

17 (3) The city of Seattle, in conjunction with department of  
18 transportation, King county, and the port of Seattle shall provide by  
19 October 1, 1991, to the legislative transportation committee a  
20 comprehensive plan identifying the recommended lead agency for  
21 construction of the 1st avenue south bridge together with pro rata  
22 shares of estimated costs and approved cost-sharing agreements.

23 (4) By October 1, 1991, the department of transportation shall  
24 report to the legislative transportation committee on the various  
25 stages and funding assumptions on the improvements to SR 18.

26 (5) Of the \$27,000,000 appropriation contained in this section: Up  
27 to \$12,000,000 is provided for SR 18, up to \$11,000,000 is provided for  
28 1st avenue south bridge, and up to \$4,000,000 is provided for the



1 north-south corridor in Spokane: PROVIDED, That the department may  
2 transfer moneys between projects after consultation with the  
3 legislative transportation committee.

4 NEW SECTION. **Sec. 30. FOR THE DEPARTMENT OF TRANSPORTATION--**  
5 **HIGHWAY CONSTRUCTION--PROGRAM C**

6	Motor Vehicle Fund--Puyallup Tribal Settlement		
7	Account Appropriation--State . . . . .	\$	3,450,000
8	Motor Vehicle Fund--Puyallup Tribal Settlement		
9	Account Appropriation--Federal . . . . .	\$	2,550,000
10	TOTAL APPROPRIATION . . . . .	\$	6,000,000

11 NEW SECTION. **Sec. 31. FOR THE DEPARTMENT OF TRANSPORTATION--**  
12 **HIGHWAY MANAGEMENT AND FACILITIES--PROGRAM D**

13	Motor Vehicle Fund Appropriation . . . . .	\$	41,814,000
14	Motor Vehicle Fund--Transportation Capital Facilities		
15	Account Appropriation . . . . .	\$	36,695,000
16	TOTAL APPROPRIATION . . . . .	\$	78,509,000

17 The appropriations in this section are subject to the following  
18 conditions and limitations:

19 (1) \$1,700,000 of the transportation capital facilities account  
20 appropriation is contingent upon the sale of bonds authorized in RCW  
21 47.02.120.

22 (2) The transportation capital facilities account appropriation  
23 will be funded by a state treasurer revenue transfer of \$34,995,000  
24 from the motor vehicle fund to the transportation capital facilities  
25 account.

26 (3) Up to \$1,500,000 of the appropriation in this section is  
27 provided solely for creation and implementation of an urban mobility

1 office. Prior to implementation and no later than August, 1991, the  
2 department shall present a comprehensive implementation plan to the  
3 legislative transportation committee and the governor. The department  
4 shall further report on the status of implementation of the urban  
5 mobility office by December, 1991, to the legislative transportation  
6 committee.

7 NEW SECTION. **Sec. 32. FOR THE DEPARTMENT OF TRANSPORTATION--**  
8 **AERONAUTICS--PROGRAM F**

9 General Fund--Aeronautics Account Appropriation--

10 State . . . . . \$ 3,082,000

11 General Fund--Aeronautics Account Appropriation--

12 Federal . . . . . \$ 283,000

13 TOTAL APPROPRIATION . . . . . \$ 3,365,000

14 The appropriations in this section are provided for management and  
15 support of the aeronautics division, state fund grants to local  
16 airports, development and maintenance of a state-wide airport system  
17 plan, maintenance of state-owned emergency airports, federal  
18 inspections, and the search and rescue program.

19 The general fund--aeronautics account--state appropriation contains  
20 \$100,000 for transfer to the motor vehicle fund as partial repayment of  
21 the \$407,430 advanced to pay the tort settlement in the case of Osibov  
22 vs. the state of Washington, Spokane county superior court, Cause No.  
23 239168.

24 NEW SECTION. **Sec. 33. FOR THE DEPARTMENT OF TRANSPORTATION--**  
25 **SEARCH AND RESCUE--PROGRAM F**

26 General Fund--Search and Rescue Account

27 Appropriation . . . . . \$ 127,000

1 The appropriation in this section is provided for directing and  
2 conducting searches for missing, downed, overdue, or presumed downed  
3 general aviation aircraft; for safety and education activities  
4 necessary to insure safety of persons operating or using aircraft; and  
5 for the Washington wing civil air patrol in accordance with RCW  
6 47.68.370.

7 NEW SECTION. **Sec. 34. FOR THE DEPARTMENT OF TRANSPORTATION--**  
8 **COMMUNITY ECONOMIC REVITALIZATION--PROGRAM G**

9 Motor Vehicle Fund--Economic Development Account

10 Appropriation . . . . . \$ 5,000,000

11 The appropriation in this section is funded with the proceeds from  
12 the sale of bonds authorized by RCW 47.10.801 and is provided for  
13 improvements to the state highway system necessitated by planned  
14 economic development.

15 NEW SECTION. **Sec. 35. FOR THE DEPARTMENT OF TRANSPORTATION--**  
16 **NONINTERSTATE BRIDGES--PROGRAM H**

17 Motor Vehicle Fund Appropriation--State . . . . . \$ 42,200,000

18 Motor Vehicle Fund Appropriation--Federal . . . . . \$ 52,400,000

19 Motor Vehicle Fund Appropriation--Local . . . . . \$ 1,000,000

20 TOTAL APPROPRIATION . . . . . \$ 95,600,000

21 The appropriations in this section are provided to preserve the  
22 structural and operating integrity of existing bridges. The  
23 appropriations in this section are subject to the following conditions  
24 and limitations: \$3,000,000 shall be used for seismic retrofitting of  
25 bridges in fiscal year 1992 and \$8,100,000 shall be used for  
26 preconstruction and construction of stages 2 through 5 of the Ebey  
27 Slough bridge project.

1        NEW SECTION.    **Sec. 36.    FOR    THE DEPARTMENT OF TRANSPORTATION--**  
2 **HIGHWAY MAINTENANCE AND OPERATIONS--PROGRAM M**

3	Motor Vehicle Fund Appropriation--State . . . . .	\$	217,720,000
4	Motor Vehicle Fund Appropriation--Local . . . . .	\$	750,000
5	TOTAL APPROPRIATION . . . . .	\$	218,470,000

6        The appropriations in this section are subject to the following  
7 conditions and limitations:

8        (1) \$1,500,000 of the motor vehicle fund--state appropriation is  
9 provided solely for snow and ice removal activities in excess of  
10 \$37,100,000.    The excess moneys are to be matched with reprioritized  
11 maintenance funds of twenty-five percent of the total needed over  
12 \$37,100,000 until the \$1,500,000 is matched.    The legislative  
13 transportation committee must be notified if the resulting total of  
14 \$39,100,000 is exceeded.

15        (2) \$1,000,000 of the motor vehicle fund--state appropriation is  
16 provided for public damage repair exceeding \$8,550,000 assumed in the  
17 maintenance work plan.    Expenditures of this amount are contingent upon  
18 consultation with the legislative transportation committee.

19        (3) Up to \$800,000 of the motor vehicle fund--state appropriation  
20 is provided solely to fund two highway runoff demonstration projects  
21 provided such projects implement best management practices consistent  
22 with the highway runoff rule, chapter 173-270 WAC, referred to in the  
23 Puget Sound water quality management plan.    These projects shall be  
24 coordinated with the stormwater research efforts conducted by the  
25 planning, research, and public transportation division.    The  
26 demonstration projects shall assess the use and cost of using accepted  
27 alternative methods for handling stormwater runoff from state highways  
28 in the Puget Sound basin and eastern Washington.    Findings shall be  
29 reported to the legislative transportation committee by September 1992.

1 (4) Up to \$1,200,000 of the motor vehicle fund--state appropriation  
2 in this section is provided solely for the development of best  
3 management plans for roadside vegetation, vegetation control,  
4 inventory, and management.

5 (5) The department shall place emphasis on the development and  
6 construction of rest areas. The department shall establish criteria  
7 for prioritizing rest area construction state-wide. The department  
8 shall report the criteria and priority array to the legislative  
9 transportation committee by August 1, 1991.

10 NEW SECTION. **Sec. 37. FOR THE DEPARTMENT OF TRANSPORTATION--SALES**  
11 **AND SERVICES TO OTHERS--PROGRAM R**

12	Motor Vehicle Fund Appropriation--State . . . . .	\$	1,370,000
13	Motor Vehicle Fund Appropriation--Federal . . . . .	\$	58,400,000
14	Motor Vehicle Fund Appropriation--Local . . . . .	\$	8,483,000
15	TOTAL APPROPRIATION . . . . .	\$	68,253,000

16 The appropriations in this section are subject to the following  
17 conditions and limitations:

18 (1) The appropriations contain \$370,000 of state funds for  
19 expenditure in accordance with RCW 47.56.720 (Puget Island-Westport  
20 Ferry--Payments for operation and maintenance to Wahkiakum county).

21 (2) The appropriations contain \$400,000 of local funds to guarantee  
22 bond payments on the Astoria-Megler bridge pursuant to RCW 47.56.646.

23 NEW SECTION. **Sec. 38. FOR THE DEPARTMENT OF TRANSPORTATION--**  
24 **TRANSPORTATION MANAGEMENT AND SUPPORT--PROGRAM S**

25	Transportation Fund Appropriation . . . . .	\$	700,000
26	Motor Vehicle Fund--Puget Sound Capital Construction		
27	Account Appropriation . . . . .	\$	465,000

1	Motor Vehicle Fund--Puget Sound Ferry Operations		
2	Account Appropriation . . . . .	\$	885,000
3	Motor Vehicle Fund Appropriation--State . . . . .	\$	33,770,000
4	TOTAL APPROPRIATION . . . . .	\$	35,820,000

5       The appropriations in this section are subject to the following  
6 conditions and limitations:

7       (1) \$2,300,000 of the motor vehicle fund--state appropriation is  
8 provided for the continuing development of financial management  
9 systems. Authority to expend these funds is conditioned upon  
10 compliance with the requirements set forth in section 59 of this act.

11       (2) The legislature directs a joint study to be conducted by the  
12 office of financial management, the department of personnel, and the  
13 Washington state department of transportation to determine whether the  
14 current services rendered by the department of personnel on issues  
15 relating to employee information, and safety and health in the work  
16 environment are sufficient. Findings of the study shall be reported to  
17 the legislative transportation committee by January 20, 1992, and shall  
18 include but not be limited to recommendations as to who is responsible  
19 for performing these services.

20       (3) Up to \$510,000 of the motor vehicle fund--state appropriation  
21 in this section is provided to consolidate the equal employment  
22 opportunity functions within the department of transportation.

23       NEW SECTION.   **Sec. 39. FOR THE DEPARTMENT OF TRANSPORTATION--**  
24 **PLANNING, RESEARCH, AND PUBLIC TRANSPORTATION--PROGRAM T**

25 For public transportation and rail programs:

26	Transportation Fund--State . . . . .	\$	14,395,000
27	General Fund Appropriation--Federal/Local . . . . .	\$	5,518,000
28	High Capacity Transportation Account Appropriation	\$	12,140,000

1	For planning and research:		
2	Motor Vehicle Fund Appropriation--State . . . . .	\$	17,830,000
3	Motor Vehicle Fund Appropriation--Federal . . . . .	\$	9,000,000
4	TOTAL APPROPRIATION . . . . .	\$	58,883,000

5 The appropriations in this section are subject to the following  
6 conditions and limitations:

7 (1) The high capacity transportation account appropriation is  
8 subject to the following conditions and limitations:

9 (a) \$9,400,000 or as much thereof as may be necessary may be  
10 expended to provide up to eighty percent matching assistance for  
11 regional high capacity transportation planning efforts;

12 (b) \$415,000 or as much thereof as may be necessary may be expended  
13 to determine ways of improving Amtrak service including coordination  
14 and planning efforts within the state;

15 (c) \$500,000 or as much thereof as may be necessary may be expended  
16 for freight rail program administration;

17 (d) \$615,000 or as much thereof as may be necessary may be expended  
18 for the expert review panels.

19 (2) A study shall be conducted to evaluate the handling, treatment,  
20 and disposal of debris collected by accepted stormwater runoff  
21 facilities along state highways. This study shall be coordinated with  
22 the efforts of the Puget Sound water quality authority and the  
23 department of ecology and address at least the following elements:

24 (a) An assessment of the severity of the problem;

25 (b) A summary of existing federal, state, and local laws and rules  
26 relating to stormwater runoff on state, city, and county roads;

27 (c) An analysis of the various techniques used by other  
28 jurisdictions within and outside of Washington state to address the  
29 problem;

1 (d) A comprehensive analysis of costs for handling, treatment, and  
2 disposal of stormwater runoff state-wide and the identification of the  
3 responsible jurisdictions and associated funding sources.

4 A priority list and implementation recommendations, including cost  
5 estimates, shall be submitted to the legislative transportation  
6 committee by September 1992.

7 (3) No more than \$2,000,000 of the transportation fund  
8 appropriation contained in this section may be expended for the  
9 purchase of rail rights of ways under RCW 46.76.140: PROVIDED, That  
10 such funds expended for the Stampede Pass corridor connecting Auburn in  
11 King County and Cle Elum in Kittitas County may be expended only for  
12 right of way. This appropriation shall lapse if \$1,100,000 is not  
13 reappropriated for the purchase of corridors from the essential rail  
14 banking account.

15 (4) In the event federal funds are not available to fully fund the  
16 \$9,000,000 motor vehicle fund--federal appropriation in this section,  
17 motor vehicle fund--state funds may be substituted therefor, up to a  
18 maximum of \$1,500,000. In no event shall the total expenditures for  
19 program T exceed \$56,283,000.

20 (5) By December 15, 1991, the department of transportation, in  
21 cooperation with local units of government and Amtrak, shall submit to  
22 the legislative transportation committee a program to improve Amtrak  
23 services in Washington. Upon submittal and approval of the program  
24 recommendations by the legislative transportation committee, the  
25 department may expend up to \$10,000,000 from the transportation fund--  
26 state for program implementation. The program may include but is not  
27 limited to the following:

28 (a) Improvements to tracks, grade crossings, and signal systems  
29 necessary to increase operating speeds. In developing these



1 recommendations, the department shall involve the utilities and  
2 transportation commission and other affected state and local agencies;

3 (b) Station improvements;

4 (c) Resumption of service between Seattle, Washington, and  
5 Vancouver, British Columbia; and

6 (d) New or additional service on other routes for which there is  
7 adequate demand and reasonable opportunity for cost recovery.

8 (6) Up to \$750,000 of the high capacity transportation account  
9 appropriation in this section is provided solely for the Spokane  
10 intermodal transportation center. Moneys in this appropriation may be  
11 expended only after the Washington state transportation commission has  
12 received funding commitments from all other project participants.

13 (7) \$3,400,000 of the motor vehicle fund--state appropriation is  
14 provided for regional transportation planning organizations. This  
15 appropriation shall be allocated as follows:

16 (a) A maximum total of \$1,170,000 will be allocated to lead  
17 planning agencies, based on \$30,000 per county for each county within  
18 a regional transportation planning organization;

19 (b) A maximum of \$2,230,000 will be allocated to lead planning  
20 agencies on a per capita basis.

21 Any unexpended funds may be used for a discretionary grant program  
22 for special regional planning projects, to be administered by the  
23 department of transportation.

24 NEW SECTION. **Sec. 40. FOR THE DEPARTMENT OF TRANSPORTATION--**  
25 **CHARGES FROM OTHER AGENCIES--PROGRAM U**

26	Motor Vehicle Fund Appropriation . . . . .	\$	19,200,361
27	Motor Vehicle Fund--Puget Sound Ferry Operations		
28	Account . . . . .	\$	2,000,000
29	TOTAL APPROPRIATION . . . . .	\$	21,200,361

1 The appropriations in this section are to provide for costs billed  
2 to the department for the services of other state agencies as follows:

- 3 (1) Archives and records management, \$257,763;
- 4 (2) Attorney general tort claims support, \$5,262,000;
- 5 (3) Office of the state auditor audit services, \$883,366;
- 6 (4) Department of general administration facilities and services  
7 charges, \$2,597,769;
- 8 (5) Department of personnel services, \$2,368,949;
- 9 (6) Self-insurance liability premium, \$7,220,514 and  
10 administration, \$610,000; and
- 11 (7) Marine division self-insurance liability premium and  
12 administration, \$2,000,000.

13 NEW SECTION. **Sec. 41. FOR THE DEPARTMENT OF TRANSPORTATION--**  
14 **MARINE CONSTRUCTION--PROGRAM W**

15 Motor Vehicle Fund--Puget Sound Capital Construction	
16 Account Appropriation--State . . . . .	\$ 67,792,000
17 Motor Vehicle Fund--Puget Sound Capital Construction	
18 Account Appropriation--Federal . . . . .	\$ 5,804,000
19 Motor Vehicle Fund--Puget Sound Capital Construction	
20 Account Appropriation--Private/Local . . . . .	\$ 1,000,000
21 TOTAL APPROPRIATION . . . . .	\$ 74,596,000

22 The appropriations in this section are provided for improving the  
23 Washington state ferry system, including, but not limited to, vessel  
24 acquisition, vessel construction, major and minor vessel improvements,  
25 and terminal construction and improvements. The appropriations in this  
26 section are subject to the following conditions and limitations:

- 27 (1) The appropriations in this section are provided to carry out  
28 only the projects in the department of transportation's 1991-93

1 biennial budget request dated March 1991, as approved by the  
2 transportation commission. The department of transportation shall  
3 revise these projects to reconcile them with the 1989-91 actual  
4 expenditures within sixty days of the beginning of the biennium.

5 (2) The Puget Sound capital construction account--state  
6 appropriation is for the period ending June 30, 1992. The department  
7 is directed to expend these moneys as if a full biennial appropriation  
8 had been authorized. The department is further directed to submit a  
9 supplemental budget request for the remainder of the 1991-93 biennium,  
10 based on the findings and recommendations of the marine capital study  
11 initiated by the legislative transportation committee.

12 (3) The Puget Sound capital construction account--state  
13 appropriation of \$67,792,000 includes \$10,000,000 in proceeds from the  
14 sale of bonds authorized by RCW 47.60.560: PROVIDED, That the  
15 department of transportation may use current revenues available to the  
16 Puget Sound capital construction account in lieu of bond proceeds for  
17 any part of the state appropriation.

18 (4) The Puget Sound capital construction account--state  
19 appropriation of \$67,792,000 includes \$1,082,000 to be expended solely  
20 for the design of a jumbo class automobile ferry vessel.

21 (5) The department of transportation shall provide the legislative  
22 transportation committee with a monthly report concerning the status of  
23 the capital program authorized in this section.

24 NEW SECTION. **Sec. 42. FOR THE DEPARTMENT OF TRANSPORTATION--**  
25 **MARINE--PROGRAM X**

26 Motor Vehicle Fund--Puget Sound Ferry Operations

27 Account--State . . . . . \$ 204,766,737

1       The appropriation in this section is subject to the following  
2 conditions and limitations:

3       (1) The appropriation is based on the budgeted expenditure  
4 of \$24,562,547 for vessel operating fuel in the 1991-93 biennium. If  
5 the actual cost of fuel is less than this budgeted amount, the excess  
6 amount shall not be expended. If the actual cost exceeds this amount,  
7 the department shall request a supplemental appropriation.

8       (2) The department shall transfer moneys from the ferry system  
9 revolving account to the Puget Sound ferry operations account so as to  
10 minimize the need for expenditure of Puget Sound ferry operations  
11 account moneys during June of each respective fiscal year in support of  
12 the expenditures necessary for the operation and maintenance of the  
13 state ferry system as authorized in this section.

14       (3) The appropriation contained in this section provides for the  
15 compensation of ferry employees, including increases. The expenditures  
16 for compensation paid to ferry employees during the 1991-93 biennium  
17 shall not exceed \$134,854,000 plus a dollar amount, as prescribed by  
18 the office of financial management, that is equal to any insurance  
19 benefit increase granted general government employees in excess of  
20 \$256.07 a month annualized per eligible marine employee multiplied by  
21 the number of eligible marine employees for the respective fiscal year,  
22 a dollar amount as prescribed by the office of financial management for  
23 salary increases during the 1991-93 biennium, and a dollar amount as  
24 prescribed by the office of financial management for costs associated  
25 with pension amortization charges and cost of living allowances. For  
26 the purposes of this section, the expenditures for compensation paid to  
27 ferry employees shall be limited to salaries and wages and employee  
28 benefits as defined in the office of financial management's policies,  
29 regulations, and procedures named under objects of expenditure "A"  
30 and "B" (7.2.6.2). Of the \$134,854,000 provided for compensation, plus

1 the prescribed insurance benefit, pension, and salary increase dollar  
2 amount:

3 (a) The maximum dollar amount that shall be allocated from the  
4 governor's compensation salary appropriation is in addition to the  
5 appropriation contained in this section and may be used to increase  
6 compensation costs, effective January 1, 1992;

7 (b) The maximum dollar amount that shall be allocated from the  
8 governor's compensation salary appropriation is in addition to the  
9 appropriation contained in this section and shall be used to maintain  
10 any 1991-92 compensation increase and may be used to increase  
11 compensation costs, effective January 1, 1993.

12 In no event may the June 30, 1992, hourly salary rate increase  
13 exceed any average hourly salary rate increase granted during the 1991-  
14 92 fiscal year.

15 In no event may the June 30, 1993, hourly salary rate increase  
16 exceed any salary rate increase granted during the 1992-93 fiscal year.

17 (c) The prescribed insurance benefit increase dollar amount that  
18 shall be allocated from the governor's compensation insurance benefits  
19 appropriation is in addition to the appropriation contained in this  
20 section and may be used to increase compensation costs, effective July  
21 1, 1991;

22 (d) The prescribed insurance benefit increase dollar amount that  
23 shall be allocated from the governor's compensation insurance benefits  
24 appropriation is in addition to the appropriation contained in this  
25 section and may be used to increase compensation costs, effective July  
26 1, 1992.

27 (4) The intent of the legislature is to eliminate the current  
28 passenger-only service between Seattle and Bremerton. The  
29 transportation commission is responsible for evaluating other potential  
30 passenger-only routes and determining the location of a new passenger-

1 only route. The transfer of the Seattle/Bremerton passenger-only  
2 vessel to a new route should be implemented as soon as it is feasible.

3 (5) The appropriation in this section includes \$1,091,290 for an  
4 additional eight-hour automobile ferry service between Seattle and  
5 Bremerton during the 1992-93 fiscal period commencing with the  
6 elimination of the passenger only service.

7 (6) The department of transportation shall provide the legislative  
8 transportation committee with a monthly report concerning the status of  
9 the operating program authorized in this section.

10 (7) The transportation commission is directed to continue its  
11 evaluation of passenger-only vessel designs capable of providing high  
12 speed service between Seattle and Bremerton. The commission shall  
13 provide the legislative transportation committee with a report  
14 concerning the status of the evaluation by September 30, 1991.

15 NEW SECTION. **Sec. 43. FOR THE DEPARTMENT OF TRANSPORTATION--LOCAL**  
16 **PROGRAMS--PROGRAM Z**

17	Motor Vehicle Fund Appropriation--State . . . . .	\$	10,823,000
18	Motor Vehicle Fund Appropriation--Federal . . . . .	\$	95,300,000
19	Motor Vehicle Fund Appropriation--Local . . . . .	\$	10,000,000
20	TOTAL APPROPRIATION . . . . .	\$	116,123,000

21 (1) The appropriations in this section include \$3,150,000 from the  
22 motor vehicle fund--state for transportation expenditures related to  
23 the United States navy home port in Everett.

24 (2) The appropriations contain \$309,000 of state funds from the  
25 proceeds of bonds for Columbia Basin county roads authorized in chapter  
26 121, Laws of 1951; chapter 311, Laws of 1955; and chapter 121, Laws of  
27 1965 for reimbursable expenditures on cooperative projects authorized

1 by state or federal laws. If these moneys are not expended during  
2 1991-93, this appropriation shall revert to the motor vehicle fund.

3 (3) \$4,000,000 of the motor vehicle fund--state appropriation, or  
4 as much thereof as may be required, is provided for studies that are  
5 mutually beneficial to cities, counties and the state department of  
6 transportation.

7 NEW SECTION. **Sec. 44. FOR THE DEPARTMENT OF TRANSPORTATION--**  
8 **SUPPORTIVE SERVICES--PROGRAM 090**

9	Motor Vehicle Fund Appropriation--State . . . . .	\$	170,000
10	General Fund Appropriation--Federal . . . . .	\$	400,000
11	TOTAL APPROPRIATION . . . . .	\$	570,000

12 The appropriation in this section is provided for supportive  
13 services to on-the-job training programs for minority construction  
14 workers and for minority contractors' training programs.

15 NEW SECTION. **Sec. 45. FOR THE STATE TREASURER--TRANSFERS**

16 General Fund Appropriation:

17 For transfer on July 1, 1991 to the

18	Transportation Fund . . . . .	\$	20,000,000
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19 Transportation Fund Appropriation:

20 For transfer on July 1, 1991 to the Motor Vehicle

21	Fund--Puget Sound Capital Construction Account	\$	1,500,000
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22 Transportation Fund Appropriation:

23 For transfer on July 1, 1991 to the Motor Vehicle

24	Fund--Puget Sound Ferry Operations Account . .	\$	6,000,000
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25 NEW SECTION. **Sec. 46. FOR THE DEPARTMENT OF TRANSPORTATION**

26 Motor Vehicle Fund--RV Account Appropriation





1       **Sec. 50.**   RCW 46.68.110 and 1989 1st ex.s. c 6 s 41 are each  
2 amended to read as follows:

3       Funds credited to the incorporated cities and towns of the state as  
4 set forth in subdivision (1) of RCW 46.68.100 shall be subject to  
5 deduction and distribution as follows:

6       (1) One and one-half percent of such sums shall be deducted monthly  
7 as such sums are credited and set aside for the use of the department  
8 of transportation for the supervision of work and expenditures of such  
9 incorporated cities and towns on the city and town streets thereof,  
10 including the supervision and administration of federal-aid programs  
11 for which the department of transportation has responsibility(~~(+  
12 PROVIDED, That any moneys so retained and not expended shall be  
13 credited in the succeeding biennium to the incorporated cities and  
14 towns in proportion to deductions herein made))~~);

15       (2) (~~(From July 1, 1987, through June 30, 1989, thirty-three one-  
16 hundredths of one percent of such funds shall be deducted monthly, as  
17 such funds accrue, and set aside for the use of the department of  
18 transportation for the purpose of funding the cities' share of the  
19 costs of highway jurisdiction studies and other studies. Any funds so  
20 retained and not expended shall be credited in the succeeding biennium  
21 to the cities in proportion to the deductions made;~~

22       ~~(3) From July 1, 1989, through June 30, 1991,))~~ Thirty-three one-  
23 hundredths of one percent of such funds shall be deducted monthly, as  
24 such funds accrue, and set aside for the use of the department of  
25 transportation for the purpose of funding the cities' share of the  
26 costs of highway jurisdiction studies and other studies(~~(. Any funds  
27 so retained and not expended shall be credited in the succeeding  
28 biennium to the cities in proportion to the deductions made))~~);

29       ~~((4))~~ (3) The balance remaining to the credit of incorporated  
30 cities and towns after such deduction shall be apportioned monthly as

1 such funds accrue among the several cities and towns within the state  
2 ratably on the basis of the population last determined by the office of  
3 financial management.

4 **Sec. 51.** RCW 46.68.120 and 1989 1st ex.s. c 6 s 42 are each  
5 amended to read as follows:

6 Funds to be paid to the counties of the state shall be subject to  
7 deduction and distribution as follows:

8 (1) One and one-half percent of such funds shall be deducted  
9 monthly as such funds accrue and set aside for the use of the  
10 department of transportation and the county road administration board  
11 for the supervision of work and expenditures of such counties on the  
12 county roads thereof, including the supervision and administration of  
13 federal-aid programs for which the department of transportation has  
14 responsibility(~~(:— PROVIDED, That any funds so retained and not~~  
15 ~~expended shall be credited in the succeeding biennium to the counties~~  
16 ~~in proportion to deductions herein made))~~);

17 (2) All sums required to be repaid to counties composed entirely of  
18 islands shall be deducted;

19 (3) (~~From July 1, 1987, through June 30, 1989, thirty-three one-~~  
20 ~~hundredths of one percent of such funds shall be deducted monthly, as~~  
21 ~~such funds accrue, and set aside for the use of the department of~~  
22 ~~transportation for the purpose of funding the counties' share of the~~  
23 ~~costs of highway jurisdiction studies and other studies. Any funds so~~  
24 ~~retained and not expended shall be credited in the succeeding biennium~~  
25 ~~to the counties in proportion to the deductions made;~~

26 (4) ~~From July 1, 1989, through June 30, 1991,~~) Thirty-three one-  
27 hundredths of one percent of such funds shall be deducted monthly, as  
28 such funds accrue, and set aside for the use of the department of  
29 transportation for the purpose of funding the counties' share of the

1 costs of highway jurisdiction studies and other studies(~~(. Any funds~~  
2 ~~so retained and not expended shall be credited in the succeeding~~  
3 ~~biennium to the counties in proportion to the deductions made;~~

4 ~~(5) The balance of such funds remaining to the credit of counties~~  
5 ~~after such deductions shall be paid to the several counties monthly, as~~  
6 ~~such funds accrue, in accordance with RCW 46.68.122 and 46.68.124)).~~

7 NEW SECTION. **Sec. 52.** The motor vehicle fund revenues are  
8 received at a relatively even flow throughout the year. Expenditures  
9 exceed the revenue during the accelerated summer and fall highway  
10 construction season, creating a negative cash balance during the heavy  
11 construction season. Negative cash balances also may result from the  
12 use of state funds to finance federal advance construction projects  
13 prior to conversion to federal funding. The legislature recognizes  
14 that the department of transportation may require interfund loans or  
15 other short-term financing to meet temporary seasonal cash requirements  
16 and additional cash requirements to fund federal advance construction  
17 projects.

18 NEW SECTION. **Sec. 53.** The legislature recognizes the economic  
19 importance to the state of attracting new industrial development, and  
20 that the availability of transportation services is a significant  
21 factor in attracting such industries. The transportation commission  
22 and the department of transportation may consider these unique  
23 circumstances in determining priorities for capital expenditures.

24 NEW SECTION. **Sec. 54.** In addition to such other appropriations as  
25 are made by this act, there is hereby appropriated to the department  
26 of transportation from legally available bond proceeds in the  
27 respective construction or building accounts such amounts as are

1 necessary to pay the expenses incurred by the state finance committee  
2 in the issuance and sale of the subject bonds.

3 NEW SECTION. **Sec. 55. FOR THE DEPARTMENT OF TRANSPORTATION--**  
4 **TRANSFER**

5 Motor Vehicle Fund--Highway Construction

6 Stabilization Account Transfer: For  
7 transfer to the Motor Vehicle Fund . . . . . \$ 100,000,000

8 The appropriation transfer in this section is provided for  
9 expenditures pursuant to RCW 46.68.200.

10 NEW SECTION. **Sec. 56.** The department of transportation is  
11 authorized to undertake federal advance construction projects under the  
12 provisions of 23 U.S.C. Sec. 115 in order to maintain progress in  
13 meeting approved highway construction and preservation objectives. The  
14 legislature recognizes that the use of state funds may be required to  
15 temporarily fund expenditures of the federal appropriations for the  
16 highway construction and preservation programs for federal advance  
17 construction projects prior to conversion to federal funding.

18 NEW SECTION. **Sec. 57.** (1) Any public agency including but not  
19 limited to transit agencies, cities, counties, and the state department  
20 of transportation, awarded contracts from counties or transit agencies  
21 for the construction of high occupancy vehicle lanes and related  
22 facilities shall use such moneys in addition to, and not as a  
23 substitute for, moneys currently used, or planned to be used, for high  
24 occupancy vehicle lanes by the public agency receiving the award.

25 (2) Cities, counties, transit agencies, and the state department of  
26 transportation having within their boundaries a portion of the existing

1 or planned high occupancy vehicle system contained in the document  
2 dated March 1991, entitled "Puget Sound HOV Core Lane Needs: 2000",  
3 shall coordinate programming and operational decisions affecting the  
4 high occupancy vehicle system.

5 NEW SECTION. **Sec. 58.** To maximize the use of motor vehicle fund  
6 revenues, it is the intent of the legislature to encourage sharing of  
7 technology, information, and systems where appropriate between  
8 transportation agencies.

9 To facilitate this exchange, the Washington state department of  
10 transportation assistant secretary for finance and budget management;  
11 Washington state department of transportation chief for management  
12 information systems; the Washington state patrol deputy chief, chief of  
13 staff; Washington state patrol manager of the computer services  
14 division; the department of licensing deputy director and department of  
15 licensing assistant director for information systems will meet  
16 quarterly to share plans, discuss progress of key projects and to  
17 coordinate activities for the common good. Minutes of these meetings  
18 will be distributed to the respective agency heads and the legislative  
19 transportation committee. Washington state department of  
20 transportation will provide staff support and meeting coordination.

21 NEW SECTION. **Sec. 59.** Agencies shall comply with the following  
22 requirements regarding information technology projects if directed to  
23 do so by specific appropriation proviso within this act. In addition  
24 to these provisos agencies shall comply with all department of  
25 information services requirements.

26 It is the intent of the legislature that information technology  
27 projects in state government are managed and completed successfully.  
28 Information technology projects should be divided into distinct phases.

1 Each phase of a project should be successfully completed before the  
2 subsequent phases are commenced, unless an alternative plan is  
3 approved. In addition to the post-implementation review, reviews using  
4 oversight and quality assurance measures are to be conducted throughout  
5 the project.

6 The legislature should consider each project's scope and duration  
7 to determine whether appropriations should be for a fiscal year or a  
8 biennium, and whether different phases or the entire project can be  
9 accomplished within a specified time period.

10 Prior to initiating an information technology project, agencies  
11 shall submit a budget decision package requesting moneys for a scoping  
12 process and project management plan phase.

13 (1) Scoping process and project management plan phase. Prior to  
14 requesting moneys from the legislature, or as a condition of receiving  
15 an appropriation for planning or development of information technology  
16 projects, the agencies shall complete a project scoping process and  
17 project management plan that details the key issues to be addressed by  
18 the information technology project and how agency management would  
19 implement the project. The scoping process and project management plan  
20 shall precede the feasibility study.

21 The scoping process must define the project's scope; key issues,  
22 including business, management, technical and other issues; major  
23 objectives; project justifications; project approach; and answer by a  
24 test of reasonableness that the project is feasible. The scoping  
25 process is to provide the legislature, office of financial management,  
26 and the department of information services with the high level  
27 information it needs to approve proceeding with the subsequent phase.

28 The project management plan shall document how the agency will  
29 manage the project identified in the scoping process. The plan shall  
30 be an evolving document. Each subsequent phase of the project shall

1 have an updated project management plan submitted as a prerequisite for  
2 approval to begin the next phase.

3 The initial project management plan shall cover all factors  
4 critical to the entire project, and shall specifically address  
5 management plans for successfully completing the subsequent phase. The  
6 initial plan shall address all factors critical to the overall project,  
7 including, but not limited to, the following elements:

8 (a) Project organization: Define agency executive personnel  
9 involved with project; define committee structures; identify key  
10 personnel; address staffing requirements, including backfilling  
11 requirements; and other key resources needed for a successful project  
12 implementation.

13 (b) Description of scope change and cost control.

14 (c) Risk assessment and risk mitigation plan.

15 (d) Description of project oversight monitoring and quality  
16 assurance procedures.

17 (e) Project workplan: Including defined phases, key management  
18 decision points, and scheduling of other activities.

19 (f) Detailed workplan and estimated costs for next phase or phases  
20 to be conducted in a specified period of time.

21 Following completion of the scoping process and project management  
22 plan phase and approval from the department of information services,  
23 the agency shall submit a budget decision package requesting moneys to  
24 address the subsequent phase or phases identified in the project  
25 management plan.

26 (2) The agency shall produce a feasibility study for each  
27 information systems project in accordance with published department of  
28 information services instructions. In addition to department of  
29 information services requirements such studies shall examine and  
30 evaluate the costs and benefits of maintaining status quo.

1 (3) A project status report shall be submitted to the department of  
2 information services, the office of financial management, and the  
3 legislative transportation committee for each project prior to reaching  
4 key decision points identified in the relevant project management plan.  
5 Project status reports shall examine and evaluate project management,  
6 accomplishments, budget, action to address variances, risk management,  
7 cost and benefits analysis, and other aspects critical to completion of  
8 a project.

9 Work shall not commence on any task in a subsequent phase of a  
10 project until the status report for the preceding key decision point  
11 has been approved by the department of information services, the office  
12 of financial management, and the legislative transportation committee  
13 as appropriate.

14 (4) In those instances where a project review is requested in  
15 accordance with department of information services policies, the  
16 reviews shall examine and evaluate: System requirements  
17 specifications; scope; system architecture; change controls;  
18 documentation; user involvement; training; availability and capability  
19 of resources; programming languages and techniques; system inputs and  
20 outputs; plans for testing, conversion, implementation, and  
21 post-implementation; and other aspects critical to successful  
22 construction, integration, and implementation of automated systems.  
23 Copies of project review written reports shall be forwarded to the  
24 office of financial management and the legislative transportation  
25 committee by the agency.

26 (5) A written post-implementation review report shall be prepared  
27 by the agency for each information systems project in accordance with  
28 published department of information services instructions. In addition  
29 to the information requested pursuant to the department of information  
30 services instructions, post-implementation reports shall evaluate the



1 degree to which a project accomplished its major objectives including,  
2 but not limited to, a comparison of original cost and benefit estimates  
3 to actual costs and benefits achieved. Copies of post-implementation  
4 review reports shall be provided to the department of information  
5 services, the office of financial management, and the legislative  
6 transportation committee.

7 (6) During each phase of the project outlined in this section, the  
8 department of information services shall provide the legislative  
9 transportation committee with a written monthly project oversight and  
10 risk assessment report for each project which has a specific proviso  
11 under this section. The report shall include, but not be limited to,  
12 the following: Project name, agency undertaking the project, a  
13 description of the project, key project activities during the next 60-  
14 90 days, base-line cost data, costs to date, schedule to date, risk  
15 assessments, risk management, and recommendations.

16 When major variances in project scope, cost, or risk occur, the  
17 agency sponsoring shall inform the department of information services,  
18 the legislative transportation committee, and office of financial  
19 management of the change in writing. A major variance is defined as a  
20 budget change in excess of five percent; an increase or decrease in  
21 risk category to low, medium, high; or a change in scope that could  
22 result in a major change in budget or risk.

23 NEW SECTION. **Sec. 60.** In addition to the appropriation authority  
24 contained in section 42 of this act for program X, the marine division  
25 may expend up to \$500,000 from the Puget Sound ferry operations account  
26 for unprogrammed expenditures with prior approval of the legislative  
27 transportation committee.

1        NEW SECTION.    **Sec. 61.**    The department of transportation shall  
2 consolidate all growth management functions within a growth management  
3 project office.    This office shall cease to exist on June 30, 1995.

4        NEW SECTION.    **Sec. 62.**    The attorney general shall prepare annually  
5 a report to the legislative transportation committee comprising a  
6 comprehensive summary of all cases involving tort claims against the  
7 department of transportation involving highways that were concluded and  
8 closed in the previous calendar year.    The report shall include for  
9 each case closed:

10        (1) A summary of the factual background of the case;

11        (2) Identification of the attorneys representing the state and the  
12 opposing parties;

13        (3) A synopsis of the legal theories asserted and the defenses  
14 presented;

15        (4) Whether the case was tried, settled, or dismissed, and in whose  
16 favor;

17        (5) The amount of any settlement or verdict reached, and the terms  
18 for payment;

19        (6) A summary of all settlement offers made by the parties where a  
20 verdict was returned against the state;

21        (7) The approximate number of attorney hours expended by the state  
22 on the case, together with the corresponding dollar amount billed  
23 therefore; and

24        (8) Such other matters relating to the case as the attorney general  
25 deems relevant or appropriate, especially including any comments or  
26 recommendations for changes in statute law or agency practice that  
27 might effectively reduce the exposure of the state to such tort claims.

28        NEW SECTION.    **Sec. 63.**    **FOR THE WASHINGTON STATE PATROL--CAPITAL**

1 As used in this section, "St Patrol Hiwy Acct" means the State  
2 Patrol Highway Account.

3 (1) Design and construct WSP/DOL district offices-Tacoma (90-2-013)

4		Reappropriation	Appropriation
5	St Patrol Hiwy Acct		5,413,000
6	Motor Vehicle Acct--State		1,848,000
7	Total Appropriation		7,261,000
8	Project	Estimated	Estimated
9	Costs	Costs	Total
10	Through	7/1/91 and	Costs
11	6/30/91	Thereafter	
12	750,000		8,011,000

13 (2) Design and construct new agency headquarters-Olympia (90-2-040)

14		Reappropriation	Appropriation
15	St Patrol Constr Acct		41,200,000
16	Project	Estimated	Estimated
17	Costs	Costs	Total
18	Through	7/1/91 and	Costs
19	6/30/91	Thereafter	
20	250,000		41,450,000

21 (3) Replace underground storage tanks-Ten locations (92-1-002)

22		Reappropriation	Appropriation
23	St Patrol Hiwy Acct		1,656,000
24	Project	Estimated	Estimated
25	Costs	Costs	Total
26	Through	7/1/91 and	Costs
27	6/30/91	Thereafter	
28	376,000		2,032,000

29 (4) Minor works (92-2-004)

30		Reappropriation	Appropriation
31	St Patrol Hiwy Acct		435,000

1	Project	Estimated	Estimated
2	Costs	Costs	Total
3	Through	7/1/91 and	Costs
4	6/30/91	Thereafter	
5	1,654,000	759,200	2,848,200
6	(5) Property acquisition for communications site-Maple Falls		
7	(92-2-0064)		
8		Reappropriation	Appropriation
9	St Patrol Hiwy Acct		17,000
10	Project	Estimated	Estimated
11	Costs	Costs	Total
12	Through	7/1/91 and	Costs
13	6/30/91	Thereafter	
14			17,000
15	(6) BAW FAW replacement communication tower (92-2-010)		
16		Reappropriation	Appropriation
17	St Patrol Hiwy Acct		234,000
18	Project	Estimated	Estimated
19	Costs	Costs	Total
20	Through	7/1/91 and	Costs
21	6/30/91	Thereafter	
22		Total Costs	234,000

23        NEW SECTION.    **Sec. 64.**    If any provision of this act or its  
24 application to any person or circumstance is held invalid, the  
25 remainder of the act or the application of the provision to other  
26 persons or circumstances is not affected.

27        NEW SECTION.    **Sec. 65.**    This act is necessary for the immediate  
28 preservation of the public peace, health, or safety, or support of the  
29 state government and its existing public institutions, and shall take  
30 effect immediately.