

2 **SB 5972** - S AMD TO STRIKING AMD #655 (S-3207.1/93)
3 By Senator Vognild

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5 On page 3, beginning on line 15 of the amendment, strike all of
6 section 6 and insert the following:

7 "NEW SECTION. **Sec. 6. FOR THE STATE PATROL--FIELD OPERATIONS**
8 **BUREAU**

9 Motor Vehicle Fund--State Patrol Highway Account--

10 State Appropriation \$ 143,616,000

11 Motor Vehicle Fund--State Patrol Highway Account--

12 Federal Appropriation \$ 3,218,000

13 Transportation Fund--State Appropriation \$ 788,000

14 TOTAL APPROPRIATION \$ 147,622,000

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

17 Any user of Washington state patrol aircraft shall reimburse the
18 Washington state patrol for its pro rata share of all operating and
19 maintenance costs including capitalization."

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4 On page 3, after line 26 of the amendment, insert the following:

5 **"NEW SECTION. Sec. 7. FOR THE STATE PATROL--INVESTIGATIVE**
6 **SERVICES BUREAU**

7	Transportation Fund--State Appropriation	\$	22,576,000
8	General Fund--Death Investigations Account--State		
9	Appropriations	\$	24,000
10	General Fund--Private/Local Appropriation	\$	184,000
11	General Fund--Federal Appropriation	\$	1,037,000
12	TOTAL APPROPRIATION	\$	23,821,000"

13 Renumber the remaining sections consecutively and correct any
14 internal references accordingly.

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4 On page 3, beginning on line 27 of the amendment, strike all of
5 section 7 and insert the following:

6 "NEW SECTION. **Sec. 7. FOR THE STATE PATROL--SUPPORT SERVICES**

7 **BUREAU**

8 Motor Vehicle Fund--State Patrol Highway Account--

9 State Appropriation \$ 57,574,000

10 Transportation Fund--State Appropriation \$ 4,490,000

11 TOTAL APPROPRIATION \$ 62,064,000"

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4 Beginning on page 3, line 31 of the amendment, strike all of
5 section 8 and insert the following:

6 "NEW SECTION. **Sec. 8. FOR THE DEPARTMENT OF LICENSING--MANAGEMENT**
7 **OPERATIONS**

8	General Fund--Wildlife Account--State Appropriation .	\$	46,000
9	Transportation Fund--State Appropriation	\$	414,000
10	Highway Safety Fund--State Appropriation	\$	5,523,000
11	Highway Safety Fund--Motorcycle Safety Education		
12	Account--State Appropriation	\$	96,000
13	Motor Vehicle Fund--State Appropriation	\$	4,379,000
14	TOTAL APPROPRIATION	\$	10,458,000"

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4 On page 4, beginning on line 5 of the amendment, strike all of
5 section 9 and insert the following:

6 "NEW SECTION. **Sec. 9. FOR THE DEPARTMENT OF LICENSING--**
7 **INFORMATION SYSTEMS**

8	General Fund--Wildlife Account--State Appropriation .	\$	221,000
9	Transportation Fund--State Appropriation	\$	247,000
10	Highway Safety Fund--State Appropriation	\$	5,131,000
11	Highway Safety Fund--Motorcycle Safety Education		
12	Account--State Appropriation	\$	50,000
13	Motor Vehicle Fund--State Appropriation	\$	9,869,000
14	TOTAL APPROPRIATION	\$	15,518,000

15 Contained in this appropriation is \$10,000,000 for the licensing
16 application migration project (LAMP), of which \$6,000,000 is motor
17 vehicle fund--state and \$4,000,000 highway safety fund--state. Of the
18 \$10,000,000 appropriation \$500,000 is provided solely as a contingency
19 amount. The appropriation for LAMP is conditioned upon compliance with
20 section 49 of this act. If section 49 of this act is not enacted
21 during the 1993 legislative session, then the \$10,000,000 appropriation
22 for the licensing application migration project (LAMP) shall lapse."

1 **SB 5972** - S AMD TO STRIKING AMD #655 (S-3207.1/93)
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4 Beginning on page 4, line 32 of the amendment, strike all of
5 section 11 and insert the following:

6 "NEW SECTION. **Sec. 11. FOR THE DEPARTMENT OF LICENSING--DRIVER**
7 **SERVICES**

8	Transportation Fund--State Appropriation	\$	4,396,000
9	Highway Safety Fund--State Appropriation	\$	51,752,000
10	Highway Safety Fund--Motorcycle Safety Education		
11	Account--State Appropriation	\$	1,300,000
12	TOTAL APPROPRIATION	\$	57,448,000"

1 **SB 5972** - S AMD TO STRIKING AMD #655 (S-3207.1/93)
2 By Senator Vognild

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4 On page 5, beginning on line 4 of the amendment, strike all of
5 section 12 and insert the following:

6 "NEW SECTION. **Sec. 12. FOR THE LEGISLATIVE TRANSPORTATION**
7 **COMMITTEE**
8 Motor Vehicle Fund--State Appropriation \$ 2,644,000"

1 **SB 5972** - S AMD TO STRIKING AMD #655(S-3207.1/93)
2 By Senators Fraser and Vognild

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4 Beginning on page 7, line 32 of the amendment, strike all of
5 section 21 and insert the following:

6 **"NEW SECTION. Sec. 21. FOR THE DEPARTMENT OF TRANSPORTATION--**
7 **STATE HIGHWAY RESURFACING, RESTORATION, REHABILITATION, AND SAFETY--**
8 **PROGRAM A**

9	Motor Vehicle Fund--State Appropriation	\$	140,937,000
10	Motor Vehicle Fund--Federal Appropriation	\$	98,040,000
11	Motor Vehicle Fund--Local Appropriation	\$	3,460,000
12	Highway Heritage Account--State Appropriation	\$	137,000
13	TOTAL APPROPRIATION	\$	242,574,000

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 It is the intent that the appropriations in this section do not
20 commit the governor nor the legislature to the transportation
21 commission's proposed category "A" program update.

22 (2) Up to \$650,000 of the motor vehicle fund--state appropriation
23 is provided solely for an inventory of drainage facilities; analysis of
24 water sources entering the Washington department of transportation
25 facilities; testing for contaminants; analyzing the flow of discharged
26 stormwater; and developing a prioritization system that will enable the
27 department to evaluate proposed construction projects with regard to
28 their effects on sensitive water bodies.

29 (3) Up to \$1,326,000 of the motor vehicle fund--state appropriation
30 is provided for fish passage barrier removal. The department of
31 transportation shall cooperate with the department of fisheries to
32 continue retrofit work now in progress, finalize the inventory, and
33 begin additional projects as funds allow.

34 (4) Up to \$1,200,000 of the motor vehicle fund--state appropriation
35 is provided for the state match for the scenic highways program. In

1 the event the full state match is not required, the remainder shall
2 revert to the motor vehicle fund for future appropriation.

3 (5) The highway heritage account--state appropriation shall lapse
4 if Substitute Senate Bill No. 5605 is not enacted by the legislature."

1 **SB 5972** - S AMD TO STRIKING AMD #655 (S-3207.1/93)
2 By Senator Vognild

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4 Beginning on page 8, line 29 of the amendment, strike all of
5 section 22 and insert the following:

6 **"NEW SECTION. Sec. 22. FOR THE DEPARTMENT OF TRANSPORTATION--**
7 **INTERSTATE HIGHWAY CONSTRUCTION--PROGRAM B**

8	Motor Vehicle Fund--State Appropriation	\$ 55,245,000
9	Motor Vehicle Fund--Federal Appropriation	\$ 446,000,000
10	Motor Vehicle Fund--Local Appropriation	\$ 4,000,000
11	TOTAL APPROPRIATION	\$ 505,245,000

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

17 (1) The motor vehicle fund--state appropriation includes a maximum
18 of \$53,000,000 in proceeds from the sale of bonds authorized by RCW
19 47.10.790 and 47.10.801. However, the transportation commission may
20 authorize the use of current revenues available to the department of
21 transportation in lieu of bond proceeds for any part of the state
22 appropriation.

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

29 (3) It is further recognized that the department may make use of
30 federal cash flow obligations on interstate construction contracts in
31 order to complete the interstate highway system as expeditiously as
32 possible.

33 (4) Up to \$7,185,000 of the appropriation in this section is
34 provided for construction of demonstration projects specified in the
35 federal intermodal surface transportation efficiency act (P.L. 101-240;

1 105 Stat. 1914). State funds needed for the federal match requirements
2 shall be from the bonds sales proceeds not to exceed \$1,437,000 as
3 authorized by Senate Bill No. 5371. However, the transportation
4 commission may authorize the use of current revenues available to the
5 department of transportation in lieu of bond proceeds for any part of
6 the state appropriation."

1 **SB 5972** - S AMD TO STRIKING AMD #655 (S-3207.1/93)
2 By Senator Vognild

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4 Beginning on page 9, line 31 of the amendment, strike all of
5 section 23 and insert the following:

6 **"NEW SECTION. Sec. 23. FOR THE DEPARTMENT OF TRANSPORTATION--**
7 **MAJOR NONINTERSTATE HIGHWAY CONSTRUCTION--PROGRAM C**

8	Motor Vehicle Fund--State Appropriation	\$ 144,878,000
9	Motor Vehicle Fund--Federal Appropriation	\$ 67,000,000
10	Motor Vehicle Fund--Local Appropriation	\$ 5,000,000
11	Transportation Fund--State Appropriation	\$ 48,150,000
12	Special Category C--State Appropriation	\$ 166,833,000
13	Puyallup Tribal Settlement Account--	
14	State Appropriation	\$ 44,024,000
15	Puyallup Tribal Settlement Account--	
16	Private Local Appropriation	\$ 6,000,000
17	TOTAL APPROPRIATION	\$ 481,885,000

18 The appropriations in this section are provided for the location,
19 design, right of way acquisition, and construction of state highway
20 projects designated as category "C" under RCW 47.05.030. The
21 appropriations in this section are subject to the following conditions
22 and limitations:

23 (1) The motor vehicle fund--state appropriation includes
24 \$68,000,000 in proceeds from the sale of bonds authorized by RCW
25 47.10.790 and 47.10.801. However, the transportation commission may
26 authorize the use of current revenues available to the department of
27 transportation in lieu of bond proceeds for any part of the state
28 appropriation.

29 (2) Up to \$44,000,000 of the motor vehicle fund--federal
30 appropriation in this section is provided for construction of
31 demonstration projects specified in the federal intermodal surface
32 transportation efficiency act (P.L. 101-240; 105 Stat. 1914). The
33 motor vehicle fund--state appropriation includes \$13,000,000 for the
34 federal match requirements, which shall be from the bond sales proceeds
35 as authorized by Senate Bill No. 5371. However, the transportation

1 commission may authorize the use of current revenues available to the
2 department of transportation in lieu of bond proceeds for any part of
3 the state appropriation. No bond proceeds shall be used to pay for a
4 federal demonstration study project.

5 (3) The special category C fund--state appropriation of
6 \$166,833,000 includes \$108,000,000 in proceeds from the sale of bonds
7 authorized by Senate Bill No. 5343 for the 1st Avenue South Bridge in
8 Seattle, North-South Corridor/Division Street improvements in Spokane,
9 and selected sections of State Route 18. However, the transportation
10 commission may authorize the use of current revenues available to the
11 department of transportation in lieu of bond proceeds for any part of
12 the state appropriation."

1 **SB 5972** - S AMD TO STRIKING AMD #655 (S-3207.1/93)
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4 On page 12, beginning on line 9 of the amendment, strike all of
5 section 28 and insert the following:

6 "NEW SECTION. **Sec. 28. FOR THE DEPARTMENT OF TRANSPORTATION--**
7 **NONINTERSTATE BRIDGES--PROGRAM H**

8	Motor Vehicle Fund--State Appropriation	\$	40,027,000
9	Motor Vehicle Fund--Federal Appropriation	\$	71,000,000
10	Motor Vehicle Fund--Local Appropriation	\$	1,000,000
11	TOTAL APPROPRIATION	\$	112,027,000

12 The appropriations in this section are provided to preserve the
13 structural and operating integrity of existing bridges. It is the
14 intent that this appropriation does not commit the governor nor the
15 legislature to the transportation commission's proposed twenty-year
16 bridge program."

1 **SB 5972** - S AMD TO STRIKING AMD #655 (S-3207.1/93)
2 By Senator Sheldon

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4 Beginning on page 16, line 11 of the amendment, strike all of
5 section 36 and insert the following:

6 "NEW SECTION. **Sec. 36. FOR THE DEPARTMENT OF TRANSPORTATION--**
7 **MARINE--PROGRAM X**

8 Marine Operating Fund--State Appropriation \$ 237,309,000

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

11 (1) The appropriation is based on the budgeted expenditure of
12 \$27,123,000 for vessel operating fuel in the 1993-95 biennium. If the
13 actual cost of fuel is less than this budgeted amount, the excess
14 amount may not be expended. If the actual cost exceeds this amount,
15 the department shall request a supplemental appropriation.

16 (2) The appropriation contained in this section provides for the
17 compensation of ferry employees. The expenditures for compensation
18 paid to ferry employees during the 1993-95 biennium may not exceed
19 \$159,183,000 plus a dollar amount, as prescribed by the office of
20 financial management, that is equal to any insurance benefit increase
21 granted general government employees in excess of \$324.20 a month
22 annualized per eligible marine employee multiplied by the number of
23 eligible marine employees for the respective fiscal year, and a dollar
24 amount as prescribed by the office of financial management for costs
25 associated with pension amortization charges. For the purposes of this
26 section, the expenditures for compensation paid to ferry employees
27 shall be limited to salaries and wages and employee benefits as defined
28 in the office of financial management's policies, regulations, and
29 procedures named under objects of expenditure "A" and "B" (7.2.6.2).

30 The prescribed insurance benefit increase dollar amount that shall
31 be allocated from the governor's compensation insurance benefits
32 appropriation is in addition to the appropriation contained in this
33 section and may be used to increase compensation costs, effective July
34 1, 1993, and July 1, 1994.

1 (3) The appropriation in this section includes \$250,000 to (a)
2 ensure the marine division of the department of transportation's
3 compliance with RCW 88.46.060 through a contractual agreement between
4 Washington state ferries and the Washington state maritime commission
5 and (b) assist Washington state ferries in oil spill prevention,
6 planning, and education in accordance with chapter 43.21I RCW.

7 (4) The appropriation in this section includes \$154,000 for support
8 of Clinton terminal agent expenses, but shall be expended only upon the
9 construction of a new Clinton terminal.

10 (5) The appropriation in this section includes \$359,000 to provide,
11 during the summer, eight hours of Issaquah vessel class service on the
12 Edmonds/Kingston route. This amount shall be expended only if the
13 super class vessel refurbishment program impacts super class vessel
14 service on this route.

15 (6) The appropriation in this section includes \$185,000 to assess
16 the ability of enhancing vessel maintenance for those routes that
17 require extensive service schedules throughout the year by placing
18 additional oiler staff hours on two routes during the 1993-94 fiscal
19 year. The results of this maintenance approach shall be reported to
20 the legislative transportation committee and the office of financial
21 management by December 1, 1993.

22 (7) The department of transportation shall provide to the
23 legislative transportation committee and office of financial management
24 a quarterly financial report concerning the status of the operating
25 program authorized in this section."

1 **SB 5972** - S AMD TO STRIKING AMD #655 (S-3207.1/93)
2 By Senators Fraser and Rasmussen

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4 On page 23, after line 30 of the amendment, insert the following:

5 "Sec. 55. RCW 43.99.070 and 1990 c 42 s 116 are each amended to
6 read as follows:

7 Upon expiration of the time limited by RCW 82.36.330 for claiming
8 of refunds of tax on marine fuel, the state of Washington shall succeed
9 to the right to such refunds. From time to time, but at least once
10 each biennium, the director of licensing, after taking into account
11 past and anticipated claims for refunds from and deposits to the marine
12 fuel tax refund account and the costs of carrying out the provisions of
13 RCW 43.99.030, shall request the state treasurer to transfer (~~an~~
14 ~~amount equal to the proportion of the moneys in the account~~
15 ~~representing the motor vehicle fuel tax rate under RCW 82.36.025 in~~
16 ~~effect on January 1, 1990, to the outdoor recreation account and the~~
17 ~~remainder to the motor vehicle fund~~) to the outdoor recreation account
18 such of the moneys in the marine fuel tax refund account that are not
19 required for payment of the refund claims or costs, and the state
20 treasurer shall make the transfer.

21 **Sec. 56.** RCW 46.09.170 and 1990 c 42 s 115 are each amended to
22 read as follows:

23 (1) From time to time, but at least once each year, the state
24 treasurer shall refund from the motor vehicle fund one percent of the
25 motor vehicle fuel tax revenues collected under chapter 82.36 RCW,
26 (~~based on the tax rate in effect January 1, 1990,~~) less proper
27 deductions for refunds and costs of collection as provided in RCW
28 46.68.090. The treasurer shall place these funds in the general fund
29 as follows:

30 (a) Forty percent shall be credited to the ORV and nonhighway
31 vehicle account and administered by the department of natural resources
32 solely for planning, maintenance, and management of ORV recreation
33 facilities, nonhighway roads, and nonhighway road recreation

1 facilities. The funds under this subsection shall be expended in
2 accordance with the following limitations:

3 (i) Not more than five percent may be expended for information
4 programs under this chapter;

5 (ii) Not less than ten percent and not more than fifty percent may
6 be expended for ORV recreation facilities;

7 (iii) Not more than twenty-five percent may be expended for
8 maintenance of nonhighway roads;

9 (iv) Not more than fifty percent may be expended for nonhighway
10 road recreation facilities;

11 (v) Ten percent shall be transferred to the interagency committee
12 for outdoor recreation for grants to law enforcement agencies in those
13 counties where the department of natural resources maintains ORV
14 facilities. This amount is in addition to those distributions made by
15 the interagency committee for outdoor recreation under (d)(i) of this
16 subsection;

17 (b) Three and one-half percent shall be credited to the ORV and
18 nonhighway vehicle account and administered by the department of
19 wildlife solely for the acquisition, planning, development,
20 maintenance, and management of nonhighway roads and recreation
21 facilities;

22 (c) Two percent shall be credited to the ORV and nonhighway vehicle
23 account and administered by the parks and recreation commission solely
24 for the maintenance and management of ORV use areas and facilities; and

25 (d) Fifty-four and one-half percent, together with the funds
26 received by the interagency committee for outdoor recreation under RCW
27 46.09.110, shall be credited to the outdoor recreation account to be
28 administered by the committee for planning, acquisition, development,
29 maintenance, and management of ORV recreation facilities and nonhighway
30 road recreation facilities; ORV user education and information; and ORV
31 law enforcement programs. The funds under this subsection shall be
32 expended in accordance with the following limitations:

33 (i) Not more than twenty percent may be expended for ORV education,
34 information, and law enforcement programs under this chapter;

35 (ii) Not less than an amount equal to the funds received by the
36 interagency committee for outdoor recreation under RCW 46.09.110 and
37 not more than sixty percent may be expended for ORV recreation
38 facilities;

1 (iii) Not more than twenty percent may be expended for nonhighway
2 road recreation facilities.

3 (2) On a yearly basis an agency may not, except as provided in RCW
4 46.09.110, expend more than ten percent of the funds it receives under
5 this chapter for general administration expenses incurred in carrying
6 out this chapter.

7 **Sec. 57.** RCW 46.10.170 and 1990 c 42 s 117 are each amended to
8 read as follows:

9 From time to time, but at least once each biennium, the department
10 shall determine the amount or proportion of moneys paid to it as motor
11 vehicle fuel tax, (~~(based on the tax rate in effect January 1, 1990,~~)
12 which is tax on snowmobile fuel. Such determination may be made in any
13 manner which is, in the judgment of the director, reasonable, but the
14 manner used to make such determination shall be reported at the end of
15 each biennium to the legislature. To offset the actual cost of making
16 such determination the treasurer shall retain in, and the department is
17 authorized to expend from, the motor vehicle fund a sum equal to such
18 actual cost."

19 Renumber remaining sections consecutively and correct internal
20 references accordingly.

1 **SB 5972** - S AMD TO STRIKING AMD #655 (S-3207.1/93)
2 By Senator Vognild

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4 On page 24, beginning on line 5 of the title amendment, strike "and
5 82.44.180" and insert "82.44.180, 43.99.070, 46.09.170, and 46.10.170"

--- **END** ---