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**BILL REQUEST - CODE REVISER'S OFFICE**

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BILL REQ. #: H-3271.4/95 4th draft

ATTY/TYPIST: LL:mmc

BRIEF TITLE:

2 ESHB 2080 - H AMD  
3 By Representative

4

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

7 **"TRANSPORTATION APPROPRIATIONS**

8 NEW SECTION. **Sec. 1.** The legislature finds and declares that it  
9 is essential to maintain an efficient and effective transportation  
10 system. The legislature finds that certain agency practices need to be  
11 reexamined and specific policies put in place in order to ensure cost-  
12 effective program delivery. All planning, training, engineering, and  
13 related activities should be aimed at achieving delivery of projects  
14 and services. Staffing levels and equipment purchases should be  
15 commensurate with the workload assumed in this budget.

16 NEW SECTION. **Sec. 2.** (1) The transportation budget of the state  
17 is hereby adopted and, subject to the provisions hereinafter set forth,  
18 the several amounts hereinafter specified, or as much thereof as may be  
19 necessary to accomplish the purposes designated, are hereby  
20 appropriated from the several accounts and funds hereinafter named to  
21 the designated state agencies and offices for salaries, wages, and  
22 other expenses, for capital projects, and for other specified purposes,  
23 including the payment of any final judgments arising out of such  
24 activities, for the period ending June 30, 1997.

25 (2) Legislation with fiscal impacts enacted in the 1995 legislative  
26 session not assumed in this act are not funded in the 1995-97  
27 transportation budget.

28 (3) Unless the context clearly requires otherwise, the definitions  
29 in this subsection apply throughout this act.

30 (a) "Fiscal year 1996" or "FY 1996" means the fiscal year ending  
31 June 30, 1996.

32 (b) "Fiscal year 1997" or "FY 1997" means the fiscal year ending  
33 June 30, 1997.

34 (c) "FTE" means full-time equivalent.

1 (d) "Lapse" or "revert" means the amount shall return to an  
2 unappropriated status.

3 (e) "Provided solely" means the specified amount may be spent only  
4 for the specified purpose.



1 Motor Vehicle Fund--State Appropriation . . . . . \$ 110,000

2 NEW SECTION. **Sec. 105. FOR THE OFFICE OF MARINE SAFETY**

3 State Toxics Control Account--State

4 Appropriation . . . . . \$ 70,000

5 Oil Spill Administration Account--State

6 Appropriation . . . . . \$ 1,008,000

7 TOTAL APPROPRIATION . . . . . \$ 1,078,000

8 The appropriations in this section are subject to the following  
9 conditions and limitations and specified amounts are provided solely  
10 for that activity:

11 (1) The appropriations in this section are for six months only  
12 pursuant to sections 514 through 524 of this act, which transfer the  
13 responsibilities of the office of marine safety to the department of  
14 ecology on January 1, 1996.

15 (2) The legislative transportation committee shall convene a task  
16 force comprised of representatives from the office of financial  
17 management, the department of ecology, the department of revenue, and  
18 other affected parties to: (a) Identify cost savings and efficiencies  
19 associated with the transfer of the office of marine safety to the  
20 department of ecology; (b) examine provisions pertaining to the oil  
21 spill accounts; (c) develop new strategies for handling oil spill  
22 administration account funding shortfalls in lieu of allowing transfers  
23 from the oil spill response account; and (d) evaluate ongoing oil spill  
24 planning and prevention needs. The findings and recommendations of the  
25 task force shall be used in the development of the 1996 supplemental  
26 budget, and accompanying policy legislation.

27 (3) \$170,000 of the oil spill administration account appropriation  
28 is provided solely for a contract with the University of Washington's  
29 SeaGrant program in order to develop an educational program that  
30 targets small spills from commercial fishing vessels, ferries, cruise  
31 ships, ports, and marinas. This funding is available for the  
32 implementation of the Puget Sound water quality management plan by the  
33 University of Washington.

34 NEW SECTION. **Sec. 106. FOR THE GOVERNOR--FOR TRANSFER TO THE TORT**  
35 **CLAIMS REVOLVING FUND**

36 Motor Vehicle Fund--State Appropriation . . . . . \$ 2,808,000

1	Marine Operating Fund--State Appropriation . . . . .	\$	1,157,000
2	TOTAL APPROPRIATION . . . . .	\$	3,965,000

3 The appropriations in this section are subject to the following  
4 conditions and limitations and specified amounts are provided solely  
5 for that activity: The amount of the transfers from the motor vehicle  
6 fund and the marine operating fund are to be transferred into the tort  
7 claims revolving fund only as claims have been settled or adjudicated  
8 to final conclusion and are ready for payout. The appropriation  
9 contained in this section is to retire tort obligations that occurred  
10 before July 1, 1990.

11 NEW SECTION. **Sec. 107. FOR THE STATE PARKS AND RECREATION**  
12 **COMMISSION--OPERATING**

13	Motor Vehicle Fund--State Appropriation . . . . .	\$	927,000
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14 The appropriation in this section is subject to the following  
15 conditions and limitations and specified amounts are provided solely  
16 for that activity: The commission shall not expend any state funds for  
17 maintenance, repair, or snow and ice removal on county or private  
18 roads.

19 NEW SECTION. **Sec. 108. FOR THE UTILITIES AND TRANSPORTATION**  
20 **COMMISSION**

21	Grade Crossing Protective Fund--State		
22	Appropriation . . . . .	\$	222,000

23 NEW SECTION. **Sec. 109. FOR THE OFFICE OF THE STATE TREASURER**

24	State Treasurer's Service Fund--State		
25	Appropriation . . . . .	\$	44,000

26 NEW SECTION. **Sec. 110. FOR THE DEPARTMENT OF COMMUNITY, TRADE,**  
27 **AND ECONOMIC DEVELOPMENT**

28	Motor Vehicle Fund--State		
29	Appropriation . . . . .	\$	251,000

30 The appropriation in this section is subject to the following  
31 conditions and limitations and specified amounts are provided solely

1 for that activity: The entire appropriation is for the contracted  
2 staff at the Gateway Visitor Information Centers, and shall not be used  
3 for any other purpose.

4 (End of part)





1	Motor Vehicle Fund--Urban Arterial Trust	
2	Account--State Appropriation . . . . .	\$ 38,997,000
3	Motor Vehicle Fund--Transportation Improvement	
4	Account--State Appropriation . . . . .	\$ 143,061,000
5	Motor Vehicle Fund--City Hardship Assistance	
6	Account--State Appropriation . . . . .	\$ 1,904,000
7	Motor Vehicle Fund--Small City Account--	
8	State Appropriation . . . . .	\$ 5,702,000
9	TOTAL APPROPRIATION . . . . .	\$ 189,664,000

10       The appropriations in this section are subject to the following  
11 conditions and limitations and specified amounts are provided solely  
12 for that activity: The transportation improvement account--state  
13 appropriation includes \$50,000,000 in proceeds from the sale of bonds  
14 authorized in RCW 47.26.500. However, the transportation improvement  
15 board may authorize the use of current revenues available in lieu of  
16 bond proceeds.

17       NEW SECTION.       **Sec. 205. FOR THE LEGISLATIVE TRANSPORTATION**  
18 **COMMITTEE**

19	Motor Vehicle Fund--State Appropriation . . . . .	\$ 2,528,000
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20       The appropriation in this section is subject to the following  
21 conditions and limitations and specified amounts are provided solely  
22 for that activity:

23       (1) The legislative transportation committee shall convene  
24 representatives from the department of transportation, Washington state  
25 patrol, department of licensing, and any other agency receiving an  
26 appropriation in this act, as necessary, to establish performance  
27 measures that are associated with the final legislative appropriation.  
28 The performance measures are to be established and will be tracked  
29 within the transportation executive information system.

30       (2) The legislative transportation committee shall convene one or  
31 more groups to address activities that result in the loss of  
32 transportation tax revenue. The groups shall present their findings to  
33 the legislative transportation committee and the office of financial  
34 management.

35       (3) The legislative transportation committee shall study the  
36 governance and operations of the ports.

1        NEW SECTION.    **Sec. 206.    FOR THE MARINE EMPLOYEES COMMISSION**

2    Motor Vehicle Fund--Puget Sound Ferry Operations  
3        Account--State Appropriation    . . . . . \$                    345,000

4        NEW SECTION.    **Sec. 207.    FOR THE TRANSPORTATION COMMISSION**

5    Transportation Fund--State Appropriation    . . . . . \$                    677,000

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

9        (1) For the fiscal year 1996, the commission shall not be  
10   compensated for workdays in excess of 504 (an average of seven workdays  
11   per commissioner, per month), except the chair who shall not be  
12   compensated for workdays in excess of 114 (an average of nine and one-  
13   half workdays per month).

14        (2) For the fiscal year 1997, up to \$45,000 is provided as  
15   compensation for commissioner work days. By December 15, 1995 the  
16   commission shall report back to the legislative transportation  
17   committee on the number of commissioner workdays expended and the  
18   adequacy of the fiscal year 1997 appropriation.

19        (3) None of the appropriation may be used to conduct studies or  
20   hire consultants without specific authorization from the legislative  
21   transportation committee prior to commencing any studies or hiring any  
22   consultants.

23        (4) In no event shall the commission hold meetings outside of the  
24   state of Washington. The commission is directed to seek methods of  
25   reducing travel and meeting costs.

26        NEW SECTION.    **Sec. 208.    FOR THE WASHINGTON STATE PATROL--FIELD**  
27    **OPERATIONS**

28    Motor Vehicle Fund--State Patrol Highway  
29        Account--State Appropriation    . . . . . \$                    140,251,000  
30    Motor Vehicle Fund--State Patrol Highway  
31        Account--Federal Appropriation    . . . . . \$                    3,196,000  
32    Motor Vehicle Fund--State Appropriation    . . . . . \$                    747,000  
33    Marine Operating Fund--State Appropriation    . . . \$                    927,000  
34                    TOTAL APPROPRIATION    . . . . . \$                    145,121,000

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

4 (1) The state patrol shall have a staffing level of not less than  
5 735 commissioned officers at the end of the 1995-97 biennium. This  
6 compares to a level of 700 commissioned officers that was established  
7 in the 1993-95 biennium. To achieve these levels: A class of not less  
8 than 30 cadets shall begin in July of 1995 and a class of not less than  
9 40 cadets shall begin in January of 1996.

10 (2) Management levels, lieutenants and above, are redirected to  
11 perform direct traffic law enforcement activities equivalent to five  
12 field force FTE staff years. Management personnel engaged in  
13 management activity shall not exceed 55 FTE staff years. This level  
14 compares to 76 FTE management level staff years in January of 1993.

15 (3) Any user of Washington state patrol aircraft shall reimburse  
16 the Washington state patrol for its pro rata share of all operating and  
17 maintenance costs including capitalization.

18 (4) The state patrol may not sell or purchase any aircraft until  
19 the legislative transportation committee has completed a review of the  
20 type of air services provided by the various state agencies, and the  
21 feasibility of consolidating the state's air fleet.

22 (5) By January 1, 1996, the chief of the state patrol shall submit  
23 to the legislative transportation committee a plan to incorporate  
24 safety education officer functions into field force activities. In  
25 development of the plan, the chief may consult with various constituent  
26 groups including the Washington traffic safety commission, schools,  
27 businesses, and local traffic entities. Up to \$200,000 of the motor  
28 vehicle fund--state patrol highway account--state appropriation  
29 provided for in this section may be used for these purposes.

30 (6) The \$747,000 motor vehicle fund--state appropriation in this  
31 section is provided for the following traditional general fund  
32 purposes: The Governor's air travel, the license fraud program, and  
33 the special services unit. This motor vehicle fund--state  
34 appropriation shall not be recognized as a permanent funding source for  
35 these purposes, but rather as a temporary funding source subject to  
36 renewed evaluation during the 1997 legislative session.

37 NEW SECTION. **Sec. 209. FOR THE WASHINGTON STATE PATROL--**  
38 **INVESTIGATIVE SERVICES BUREAU**

1	Motor Vehicle Fund--State Appropriation . . . . .	\$	4,509,000
2	Transportation Fund--State Appropriation . . . . .	\$	1,642,000
3	TOTAL APPROPRIATION . . . . .	\$	6,151,000

4 The appropriations provided for in this section are for the  
5 following traditional general fund purposes: Crime laboratories, used  
6 primarily for local law enforcement purposes; ACCESS, the computer  
7 system linking all law enforcement and criminal justice agencies in the  
8 state to one another; and, the identification section, which is  
9 responsible for performing criminal background checks. The motor  
10 vehicle fund--state appropriation and the transportation fund--state  
11 appropriation provided in this section shall not be recognized as  
12 permanent funding sources for these purposes, but rather as temporary  
13 funding sources subject to renewed evaluation during the 1997  
14 legislative session.

15 NEW SECTION. **Sec. 210. FOR THE WASHINGTON STATE PATROL--SUPPORT**  
16 **SERVICES BUREAU**

17	Motor Vehicle Fund--State Patrol Highway		
18	Account--State Appropriation . . . . .	\$	53,229,000
19	Motor Vehicle Fund--State Appropriation . . . . .	\$	1,491,000
20	Transportation Fund--State Appropriation . . . . .	\$	2,636,000
21	TOTAL APPROPRIATION . . . . .	\$	57,356,000

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

25 (1) The office of the chief of the state patrol shall prepare a  
26 strategic plan that represents the future of the Washington state  
27 patrol and how management envisions meeting the challenges identified  
28 in the plan. The plan shall address the future responsibilities of  
29 commissioned and non-commissioned personnel, and the use of technology  
30 in law enforcement. It will focus on maximizing joint services and  
31 projects with other transportation agencies such as communication  
32 systems, computer systems, and facilities. Additionally, the state  
33 patrol shall include any other issues it deems necessary and will  
34 provide a six-year financial plan to address the future challenges  
35 identified in the strategic plan. The plan outline shall be delivered

1 to the legislative transportation committee by August 1, 1995, and the  
2 final plan delivered to the legislature by January 1, 1996.

3 (2) \$1,241,000 of the motor vehicle fund--state appropriation and  
4 \$2,363,000 of the transportation fund--state appropriation provided for  
5 in this section are for the following traditional general fund  
6 purposes: The executive protection unit, revolving fund charges,  
7 budget and fiscal services, computer services, personnel, human  
8 resources, administrative services, and property management. These  
9 appropriations shall not be recognized as permanent funding sources for  
10 these purposes, but rather as temporary funding sources subject to  
11 renewed evaluation during the 1997 legislative session.

12 NEW SECTION. **Sec. 211. FOR THE DEPARTMENT OF LICENSING--**  
13 **MANAGEMENT AND SUPPORT SERVICES**

14 Highway Safety Fund--Motorcycle Safety Education Account--

15 State Appropriation . . . . .	\$	78,000
16 State Wildlife Account--State Appropriation . . . . .	\$	69,000
17 Highway Safety Fund--State Appropriation . . . . .	\$	5,090,000
18 Motor Vehicle Fund--State Appropriation . . . . .	\$	4,338,000
19 Transportation Fund--State Appropriation . . . . .	\$	791,000
20 TOTAL APPROPRIATION . . . . .	\$	10,366,000

21 NEW SECTION. **Sec. 212. FOR THE DEPARTMENT OF LICENSING--**  
22 **INFORMATION SYSTEMS**

23 General Fund--Wildlife Account--State

24 Appropriation . . . . .	\$	118,000
25 Highway Safety Fund--State Appropriation . . . . .	\$	7,820,000
26 Motor Vehicle Fund--State Appropriation . . . . .	\$	12,871,000
27 Transportation Fund--State Appropriation . . . . .	\$	1,302,000
28 TOTAL APPROPRIATION . . . . .	\$	22,111,000

29 The appropriations in this section are subject to the following  
30 conditions and limitations and specified amounts are provided solely  
31 for that activity:

32 (1) \$15,223,000 for the licensing application migration project  
33 (LAMP), of which \$9,134,000 is motor vehicle account--state, \$6,089,000  
34 is highway safety fund--state.

1 Of the \$15,223,000 LAMP appropriation \$761,150 is provided solely  
2 as a contingency amount.

3 (2) The licensing application migration project (LAMP) shall comply  
4 with section 49, chapter 23, Laws of 1993 ex. sess.

5 (3) The steering committee specified in the licensing application  
6 migration project (LAMP) feasibility study, dated July 7, 1992, shall  
7 meet monthly. In addition to the existing steering committee  
8 membership established in the feasibility study, the LAMP project  
9 director, the LAMP contractor's project manager, the LAMP quality  
10 assurance consultant, and a representative of the Washington state  
11 patrol shall be ex officio members of the LAMP steering committee.

12 (4) The licensing application migration project (LAMP) quality  
13 assurance consultant shall provide the LAMP steering committee with  
14 bimonthly reports on the status of the LAMP project. The bimonthly  
15 reports shall be on alternate months from the bimonthly reports  
16 provided by the department of information services. The reports  
17 required in this subsection shall also be delivered to the senate and  
18 house of representatives transportation committee chairs.

19 (5) No moneys are provided in this act for the inclusion of general  
20 fund activities in the LAMP project.

21 NEW SECTION. **Sec. 213. FOR THE DEPARTMENT OF LICENSING--VEHICLE**  
22 **SERVICES**

23	General Fund--Marine Fuel Tax Refund Account--	
24	State Appropriation . . . . .	\$ 26,000
25	General Fund--Wildlife Account--State	
26	Appropriation . . . . .	\$ 534,000
27	Motor Vehicle Fund--State Appropriation . . . . .	\$ 46,554,000
28	Department of Licensing Services Account--	
29	State Appropriation . . . . .	\$ 2,944,000
30	TOTAL APPROPRIATION . . . . .	\$ 50,058,000

31 NEW SECTION. **Sec. 214. FOR THE DEPARTMENT OF LICENSING--DRIVER**  
32 **SERVICES**

33	Highway Safety Fund--Motorcycle Safety Education	
34	Account--State Appropriation . . . . .	\$ 1,150,000
35	Highway Safety Fund--State Appropriation . . . . .	\$ 56,759,000
36	Transportation Fund--State Appropriation . . . . .	\$ 4,914,000

1 TOTAL APPROPRIATION . . . . . \$ 62,823,000

2 NEW SECTION. **Sec. 215. FOR THE DEPARTMENT OF TRANSPORTATION--**  
3 **HIGHWAY MANAGEMENT AND FACILITIES--PROGRAM D--OPERATING**

4 Motor Vehicle Fund--State Appropriation . . . . . \$ 24,194,000

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

6 Motor Vehicle Fund--Transportation Capital  
7 Facilities Account--State Appropriation . . . \$ 21,974,000

8 TOTAL APPROPRIATION . . . . . \$ 46,568,000

9 NEW SECTION. **Sec. 216. FOR THE DEPARTMENT OF TRANSPORTATION--**  
10 **AVIATION--PROGRAM F**

11 Transportation Fund--Aeronautics Account--State  
12 Appropriation . . . . . \$ 3,780,000

13 Transportation Fund--Aeronautics Account--Federal  
14 Appropriation . . . . . \$ 500,000

15 Aircraft Search and Rescue, Safety, and Education  
16 Account--State Appropriation . . . . . \$ 132,000

17 TOTAL APPROPRIATION . . . . . \$ 4,412,000

18 NEW SECTION. **Sec. 217. FOR THE DEPARTMENT OF TRANSPORTATION--**  
19 **IMPROVEMENTS--PROGRAM I**

20 Motor Vehicle Fund--Economic Development Account--  
21 State Appropriation . . . . . \$ 2,000,000

22 Motor Vehicle Fund--State Appropriation . . . . . \$ 235,055,000

23 Motor Vehicle Fund--Federal Appropriation . . . . . \$ 296,774,000

24 Motor Vehicle Fund--Private/Local  
25 Appropriation . . . . . \$ 47,750,000

26 High Capacity Transportation Account--State  
27 Appropriation . . . . . \$ 7,812,000

28 Special Category C Account--State Appropriation . \$ 177,600,000

29 Special Category C Account--Local  
30 Appropriation . . . . . \$ 50,000

31 Transportation Fund--State Appropriation . . . . . \$ 60,000,000

32 Central Puget Sound Public Transportation Account--  
33 State Appropriation . . . . . \$ 2,500,000

34 Puyallup Tribal Settlement Account--State  
35 Appropriation . . . . . \$ 21,000,000

1	Puyallup Tribal Settlement Account--Federal	
2	Appropriation . . . . .	\$ 1,000,000
3	Puyallup Tribal Settlement Account--Private/Local	
4	Appropriation . . . . .	\$ 2,300,000
5	TOTAL APPROPRIATION . . . . .	\$ 853,841,000

6       The appropriations in this section are provided for the location,  
7 design, right of way acquisition, and construction of state highway  
8 projects designated as improvements under RCW 47.05.030. The  
9 appropriations in this section are subject to the following conditions  
10 and limitations and specified amounts are provided solely for that  
11 activity:

12       (1) Up to \$32,204,000 of the motor vehicle fund--federal  
13 appropriation in this section is provided for construction of  
14 demonstration projects specified in the federal intermodal surface  
15 transportation efficiency act (P.L. 101-240; 105 Stat. 1914). The  
16 motor vehicle fund--state appropriation includes \$7,525,000 in proceeds  
17 from the sale of bonds authorized in RCW 47.10.819(1) for the federal  
18 match requirements. However, the transportation commission may  
19 authorize the use of current revenues available to the department of  
20 transportation in lieu of bond proceeds for any part of the state  
21 appropriation. No bond proceeds shall be used to pay for a federal  
22 demonstration study project.

23       (2) The special category C account--state appropriation of  
24 \$177,600,000 includes \$160,000,000 in proceeds from the sale of bonds  
25 authorized by RCW 47.10.812 through 47.10.817. The appropriation  
26 includes \$75,746,000 for the 1st avenue south bridge in Seattle,  
27 \$15,254,000 for North-South Corridor/Division street improvements in  
28 Spokane, and \$86,600,000 for selected sections of state route 18.  
29 However, the transportation commission may revise the allocation of the  
30 appropriation for these projects with the concurrence of the  
31 legislative transportation committee. The transportation commission  
32 may authorize the use of current revenues available to the department  
33 of transportation in lieu of bond proceeds for any part of the state  
34 appropriation.

35       (3) The motor vehicle fund--state appropriation includes \$8,710,000  
36 in proceeds from the sale of bonds authorized by RCW 47.10.761 and  
37 47.10.762. These funds shall be expended for the following projects:

38       (a) Sea Tac International Blvd;



- 1 (b) SR 99 to SR 5 - HOV Lanes;
- 2 (c) SR 3 to Bremerton Ferry Terminal;
- 3 (d) Leavenworth Intermodal Improvement;
- 4 (e) Olympic Interchange;
- 5 (f) Sunset Dr. I/C - I/C Modifications;
- 6 (g) 94th Ave. E. Interchange;
- 7 (h) 164th Ave. Interchange; and
- 8 (i) NE 160th I/C Modifications (CN only).

9 These projects are not necessarily in prioritized order and are not  
10 subject to the provisions of chapter 490, Laws of 1993.

11 (4) \$44,685,000 appropriated in this section, which includes:  
12 \$3,212,000 of the motor vehicle fund--state appropriation; \$39,886,000  
13 of the transportation fund--state appropriation; \$1,328,000 of the  
14 motor vehicle fund--local appropriation; and \$259,000 of the economic  
15 development account--state appropriation, is to be expended on the  
16 following projects:

- 17 (a) Spring St. to Johnson Rd;
- 18 (b) W. Lk. Samm. Pkwy. to SR 202;
- 19 (c) Diamond Lake Channelization;
- 20 (d) 15th SW to SR 161 U-Xing;
- 21 (e) Andresen Road to SR 503;
- 22 (f) NE 144th St. to Battleground;
- 23 (g) Steamboat Island Rd I/C;
- 24 (h) Graham Hill Vicinity;
- 25 (i) North of Winslow - Stage 1;
- 26 (j) SR 5 to Blandford Drive;
- 27 (k) North Sumner Interchange; and
- 28 (l) Sunnyslope I/C - Stage 2.

29 These projects are not necessarily in prioritized order and are not  
30 subject to the provisions of chapter 490, Laws of 1993.

31 (5) \$69,111,000 appropriated in this section, which includes:  
32 \$35,060,000 of the motor vehicle fund--state appropriation; \$18,948,000  
33 of the transportation fund--state appropriation; and \$15,103,000 of the  
34 motor vehicle fund--federal appropriation, is to be expended on the  
35 following projects:

- 36 (a) SO 360th St/Milton Rd SO to SR 18 - Stage 1;
- 37 (b) SR 522 to 228th St. SE - Stage 1;
- 38 (c) 104th Ave NE to 124th Ave NE I/C;
- 39 (d) 124th NE I/C to W. Lake Samm. Pkwy.;

- 1 (e) Lewis Street Interchange;
- 2 (f) SR 202 Interchange;
- 3 (g) SR 82 to Selah;
- 4 (h) O'Brien to Lewis Rd;
- 5 (i) NE 147th to 80th NE - HOV Lanes;
- 6 (j) Old Cascade Hwy - to Deception CR - Stage 1;
- 7 (k) Prophets point to Old Cascade Hwy - Stage 2; and
- 8 (l) Sequim Bypass.

9 These projects are not necessarily in prioritized order and are not  
10 subject to the provisions of chapter 490, Laws of 1993.

11 (6) The motor vehicle fund--state appropriation in this section  
12 includes \$47,072,000 for the following high occupancy vehicle lane  
13 projects:

- 14 (a) 15th St SW to 84th Ave. SO - Stage 2; and
- 15 (b) Pierce C.L. to Tukwila I/C - Stage 1.

16 Construction of the projects under this subsection is subject to  
17 the availability of revenue from the repeal of the gasohol exemption  
18 and credit.

19 (7) When the projects identified in subsections (4) through (6) of  
20 this section are complete, the legislature will have fulfilled the  
21 commitments made in 1990 associated with the passage of the 1990  
22 transportation revenue package.

23 (8) The motor vehicle fund appropriation in this section includes  
24 \$17,800,000 for new preconstruction activities. Up to \$2,100,000 of  
25 the appropriation in this subsection is to be expended for  
26 preconstruction activities on the following project: 196th Street  
27 SW/SR 524 I/C.

28 (9) The department shall report annually to the legislative  
29 transportation committee on the status of the projects funded by the  
30 special category C appropriations contained in this section. The  
31 report shall be submitted by January 1 of each year.

32 (10) If chapter . . . (Substitute House Bill No. 1597), Laws of  
33 1995 is enacted by the 1995 legislature, the department of  
34 transportation shall assess the impacts of the bill upon the department  
35 of transportation and provide a report on such impacts to the  
36 legislative transportation committee by January 1, 1997.

37 (11) The legislature needs to determine all possible causes for  
38 changes in a project's cost from the time the cost is identified in the  
39 transportation commission's budget recommendation provided to the

1 governor and legislature in support of the proposed highway  
2 construction budget, through completion of project construction.

3 The department shall provide a historical data report showing  
4 changes throughout the life of selected projects. The historical data  
5 report shall quantify the reasons for project increases or decreases  
6 and include department of transportation actions taken to minimize such  
7 changes. The department is directed to assess whether construction  
8 cost efficiencies can be achieved by ensuring continuity between design  
9 efforts and construction administrative activities.

10 The department shall explicitly identify in its agency budget  
11 submittal any project for which funding is being requested as part of  
12 two or more budget items or programs. For each such project, the  
13 department shall identify the relevant budget items, the programs in  
14 which the budget items are contained, the amount being requested for  
15 the project in each budget item, and the total amount being requested  
16 for the project.

17 (12) The motor vehicle fund--state appropriation in this section  
18 includes \$2,700,000 solely for state match for the Blaine border  
19 crossing project to be used only if federal demonstration project  
20 funding is authorized for this project.

21 (13) The motor vehicle fund--state appropriation in this section  
22 includes \$600,000 solely for a rest area and information facility in  
23 the Nisqually gateway area to Mt. Rainier, provided that at least forty  
24 percent of the total project costs are provided from federal, local, or  
25 private sources. The contributions from the nonstate sources may be in  
26 the form of in-kind contributions including, but not limited to,  
27 donations of property and services.

28 (14) The economic development account--state appropriation in this  
29 section includes \$1,000,000 for state highway projects associated with  
30 the development of a horse racetrack in western Washington. With the  
31 funding of these projects, funding from the economic development  
32 account for state highway projects is fully obligated. The community  
33 economic revitalization board and the transportation commission shall  
34 not select any new projects pursuant to RCW 43.160.074 and 47.01.280,  
35 notwithstanding projects selected to fulfill the provisions of this  
36 subsection.

37 (15) The motor vehicle fund--state appropriation in this section  
38 includes \$2,500,000 solely for the department of transportation match

1 for transportation improvement board projects ready for construction in  
2 fiscal year 1996.

3 (16) The motor vehicle fund--state appropriation in this section  
4 includes \$6,533,000 solely for additional all-weather highway projects.

5 (17) \$15,312,000 appropriated in this section, which includes: The  
6 entire high capacity transportation account appropriation; the entire  
7 central Puget Sound public transportation account appropriation; and  
8 \$4,700,000 of the motor vehicle fund--state appropriation, is for  
9 additional high occupancy vehicle projects.

10 (18) The motor vehicle fund--state appropriation in this section  
11 includes \$4,870,000 to be expended on the following project: SR 82, SR  
12 823 UC to SR 12 UC. This project will complete the Selah project  
13 identified in subsection (5) of this section.

14 (19) \$93,000 of the appropriation in this section, including  
15 \$74,000 of the motor vehicle fund--federal appropriation and \$19,000 of  
16 the motor vehicle fund--state appropriation, is provided solely for the  
17 Aurora avenue bicycle/pedestrian overpass at Galer Street. The motor  
18 vehicle fund--federal appropriation in this subsection is to be  
19 provided from transportation enhancement moneys.

20 (20) The motor vehicle fund--state appropriation in this section  
21 includes \$3,300,000 for safety work associated with additional pavement  
22 preservation projects.

23 (21) The motor vehicle fund--state appropriation in this section  
24 includes \$400,000 for additional fish barrier removal projects on state  
25 highways.

26 (22) The motor vehicle fund--state appropriation in this section  
27 includes up to \$2,160,000 from the sale of bonds authorized in RCW  
28 47.10.834.

29 NEW SECTION. **Sec. 218. FOR THE DEPARTMENT OF TRANSPORTATION--**  
30 **HIGHWAY MAINTENANCE--PROGRAM M**

31	Motor Vehicle Fund--State Appropriation . . . . .	\$	221,368,000
32	Motor Vehicle Fund--Federal Appropriation . . . . .	\$	461,000
33	Motor Vehicle Fund--Private/Local Appropriation . . . . .	\$	3,305,000
34	TOTAL APPROPRIATION . . . . .	\$	225,134,000

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

1 (1) If portions of the appropriations in this section are required  
2 to fund maintenance work resulting from major disasters such as fire,  
3 flooding, and major slides, supplemental appropriations will be  
4 requested to restore funding for ongoing maintenance activities.

5 (2) If projected snow and ice expenditures exceed the plan of  
6 \$40,000,000, the department will continue service delivery as planned  
7 within the other major maintenance groups, and will request a  
8 supplemental appropriation in the following legislative session to fund  
9 the additional snow and ice expenditures.

10 (3) The department shall provide recommendations to the legislative  
11 transportation committee by December 15, 1995, on: (a) The feasibility  
12 of developing a maintenance management system; (b) methods for  
13 providing a consistent maintenance level of service throughout the  
14 state; (c) options for centralized versus decentralized management of  
15 the program; (d) improving accountability and oversight of the  
16 maintenance program; and (e) improving accountability and oversight of  
17 the transportation equipment fund program.

18 (4) The motor vehicle fund--state appropriation in this section  
19 includes \$250,000 solely for augmentation of the adopt-a-highway  
20 program.

21 (5) The motor vehicle fund--state appropriation in this section  
22 includes \$906,000 for payment of local stormwater assessment fees for  
23 fiscal year 1996. Funding for the remainder of the biennium is  
24 withheld pending the results of a legislative transportation committee  
25 review of local stormwater assessment fees charged to the department of  
26 transportation.

27 NEW SECTION. **Sec. 219. FOR THE DEPARTMENT OF TRANSPORTATION--**  
28 **PRESERVATION--PROGRAM P**

29	Motor Vehicle Fund--State Appropriation . . . . .	\$	95,544,000
30	Motor Vehicle Fund--Federal Appropriation . . . . .	\$	74,600,000
31	Motor Vehicle Fund--Private/Local Appropriation . . . . .	\$	8,100,000
32	Transportation Fund--State Appropriation . . . . .	\$	119,600,000
33	Transportation Fund--Federal Appropriation . . . . .	\$	143,400,000
34	Transportation Fund--Private/Local Appropriation . . . . .	\$	3,000,000
35	TOTAL APPROPRIATION . . . . .	\$	444,244,000

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

4 (1) The motor vehicle fund--state appropriation includes \$8,300,000  
5 in proceeds from the sale of bonds authorized in RCW 47.10.761 and  
6 47.10.762 for emergency purposes. However, the transportation  
7 commission may authorize the use of current revenues available to the  
8 department of transportation in lieu of bond proceeds for any part of  
9 the state appropriation.

10 (2) The appropriations in this section include \$10,034,000 for  
11 seismic retrofit activities.

12 (3) The department shall not reduce its commitment to sexual  
13 harassment training and diversity training, notwithstanding the  
14 reduction in this section for training.

15 (4) \$36,000,000 of the appropriation in this section, including  
16 \$21,000,000 of the transportation fund--state appropriation and  
17 \$15,000,000 of the motor vehicle fund--state appropriation, is provided  
18 for additional pavement preservation projects.

19 (5) The appropriations in this section include \$6,879,000 for  
20 Washington state's share to replace the deck on the Lewis and Clark  
21 bridge. If the Oregon state legislature enacts a public/private  
22 partnership program and the Washington state transportation commission,  
23 in consultation with the legislative transportation committee,  
24 negotiates and enters into an agreement between Washington and Oregon  
25 to place the bridge into Oregon's public/private partnership program,  
26 up to \$1,000,000 of this amount shall be used for Washington's share of  
27 emergency deck repairs to extend the service life of the bridge. The  
28 remaining funds may be used as Washington's contribution toward the  
29 design of the project pursuant to the agreement between Washington and  
30 Oregon. Any additional contributions shall be subject to Washington  
31 state legislative appropriations and approvals. The department shall  
32 provide a status report on this project to the legislative  
33 transportation committee by January 15, 1996.

34 NEW SECTION. **Sec. 220. FOR THE DEPARTMENT OF TRANSPORTATION--**  
35 **TRANSPORTATION SYSTEMS MANAGEMENT--PROGRAM Q**

36 Motor Vehicle Fund--State Appropriation . . . . . \$ 10,241,000

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

4 (1) The appropriation contained in this section provides funding  
5 for fiscal year 1996 only.

6 (2) By December 31, 1995, the department shall increase the  
7 motorist information sign annual permit fee from ten dollars to fifty  
8 dollars, increase the motorist information sign initial application fee  
9 from seventy-five dollars to one hundred dollars, and provide  
10 recommendations to the legislative transportation committee for making  
11 the motorist information sign program and the billboard program fully  
12 self-supporting within three years. For the purposes of achieving a  
13 self-supporting program, the erection, maintenance, and replacement of  
14 backpanels shall not be considered part of the department's program  
15 costs.

16 NEW SECTION. **Sec. 221. FOR THE DEPARTMENT OF TRANSPORTATION--**  
17 **SALES AND SERVICES TO OTHERS--PROGRAM R**

18	Motor Vehicle Fund--State Appropriation . . . . .	\$	368,000
19	Motor Vehicle Fund--Federal Appropriation . . . . .	\$	400,000
20	Motor Vehicle Fund--Private/Local Appropriation . . . . .	\$	2,232,000
21	TOTAL APPROPRIATION . . . . .	\$	3,000,000

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

25 (1) By December 1, 1995, the department of transportation is to  
26 provide the legislative transportation committee an analysis and  
27 recommended policy modifications, where appropriate, regarding the  
28 following regional practices:

- 29 (a) Recovery of full costs for reimbursable services; and
- 30 (b) Consistency of charging for reimbursable services across the  
31 department's regions.

32 (2) It is the intent of the legislature to continue the state's  
33 partnership with the federal government, local government, and the  
34 private sector in transportation construction and operations in the  
35 most cost-effective manner. The program is established to allow the  
36 department the ability to provide services on nonappropriated, outside

1 requests through the unanticipated receipt process including both  
2 dollar and full-time equivalent staff increases.

3 NEW SECTION. **Sec. 222. FOR THE DEPARTMENT OF TRANSPORTATION--**  
4 **TRANSPORTATION MANAGEMENT AND SUPPORT--PROGRAM S**

5	Motor Vehicle Fund--Puget Sound Capital Construction	
6	Account--State Appropriation . . . . .	\$ 1,109,000
7	Motor Vehicle Fund--State Appropriation . . . . .	\$ 60,781,000
8	Motor Vehicle Fund--Puget Sound Ferry Operations	
9	Account--State Appropriation . . . . .	\$ 1,105,000
10	Transportation Fund--State Appropriation . . . . .	\$ 2,002,000
11	TOTAL APPROPRIATION . . . . .	\$ 64,997,000

12 The appropriations in this section are subject to the following  
13 conditions and limitations and specified amounts are provided solely  
14 for that activity:

15 (1) The motor vehicle fund--state appropriation includes \$8,370,000  
16 in proceeds from the sale of bonds authorized in RCW 47.10.834 for all  
17 forms of cash contributions, or the payment of other costs incident to  
18 the location, development, design, right of way, and construction of  
19 projects selected under the public-private transportation initiative  
20 program. \$2,160,000 of the bond proceeds are to be deposited in the  
21 motor vehicle fund--state to pay back the loan recommended by the  
22 transportation commission and the legislative transportation committee.

23 (2) Any additional FTEs required to support the public-private  
24 initiatives in the transportation program established under chapter  
25 47.46 RCW shall be funded from program management and administration  
26 fees paid by private entities participating in the program.

27 (3) The department of transportation shall provide quarterly  
28 reports to the legislative transportation committee and the office of  
29 financial management on the status of the public-private initiatives in  
30 the transportation program. The department shall conduct a program and  
31 fiscal review of the public-private initiatives in the transportation  
32 program, authorized under chapter 47.46 RCW, for the biennium ending  
33 June 30, 1997. Such review shall include, at a minimum, the extent to  
34 which the program has operated in the public interest and fulfilled its  
35 statutory obligation; the extent to which the program is operating in  
36 an efficient, effective, and economical manner; and the extent to which  
37 continuation of the program maintains, improves, or adversely impacts



1 the transportation system of the state of Washington. The department  
2 shall provide a progress report on its program and fiscal review of the  
3 public-private initiatives in transportation program by June 30, 1996.

4 (4) It is the intent of the legislature that the department reduce  
5 the amount of money spent on nonessential training programs for its  
6 employees.

7 (5) One of the two full-time employees funded in this section for  
8 enhanced public involvement shall be responsible for improving  
9 communications between the department and the public. His or her  
10 responsibilities shall include: (a) Developing a more efficient and  
11 effective system for replying to inquiries from the public and (b)  
12 supporting new and existing programs related to public involvement.

13 (6) By December 1, 1995, the department of transportation shall  
14 implement: (a) Modifications to the construction administration system  
15 that promote prudent project management and standards that ensure  
16 state-wide consistency of approach among all departmental regions; and  
17 (b) modifications to the preconstruction system that streamline  
18 processes, reduce the number of internal reviews, and eliminate  
19 duplicative documentation.

20 (7) To assure that maximum resources are available for the  
21 construction programs, the finance and administration division shall  
22 assess the financial condition of the transportation equipment fund  
23 programs and report to the legislative transportation committee and the  
24 office of financial management by December 1, 1995. The evaluation  
25 should address lower operating cash balances and reductions in the  
26 purchase of highway and computer equipment, and where possible, should  
27 identify any surplus equipment to match the downsizing of the  
28 department's work force.

29 NEW SECTION. **Sec. 223. FOR THE DEPARTMENT OF TRANSPORTATION--**  
30 **TRANSIT RESEARCH AND INTERMODAL PLANNING--PROGRAM T**

31	Essential Rail Assistance Account--State		
32	Appropriation . . . . .	\$	1,036,000
33	Motor Vehicle Fund--State Appropriation . . . . .	\$	13,653,000
34	Motor Vehicle Fund--Federal Appropriation . . . . .	\$	16,198,000
35	High Capacity Transportation Account--		
36	State Appropriation . . . . .	\$	2,475,000
37	Essential Rail Banking Account--State		
38	Appropriation . . . . .	\$	52,000

1	Transportation Fund--State Appropriation . . . .	\$	37,770,000
2	Transportation Fund--Federal Appropriation . . .	\$	11,643,000
3	Transportation Fund--Private/Local		
4	Appropriation . . . . .	\$	105,000
5	Central Puget Sound Public Transportation		
6	Account--State Appropriation . . . . .	\$	11,009,000
7	Public Transportation Systems Account--State		
8	Appropriation . . . . .	\$	3,082,000
9	TOTAL APPROPRIATION . . . . .	\$	97,023,000

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

13       (1) Up to \$33,845,000 of the transportation fund--state  
14 appropriation and \$700,000 of the transportation fund--federal  
15 appropriation is provided for intercity rail passenger service  
16 including up to \$12,000,000 for lease purchase of two advanced  
17 technology train sets with total purchase costs not to exceed  
18 \$20,000,000, subsidies for operating costs not to exceed \$10,000,000,  
19 to maintain service of one state contracted round trip between Seattle  
20 and Portland and Seattle and Vancouver, British Columbia, and capital  
21 projects necessary to provide Seattle-Vancouver, British Columbia,  
22 train operating times of under 4 hours. The lease purchase of the  
23 train sets is predicated on the condition that the manufacturer of the  
24 trains has the obligation of establishing a corporate office in  
25 Washington state. The manufacturer is also obligated to spend a  
26 minimum of twenty-five percent of the total purchase price of the train  
27 sets on the assembly and manufacture of parts of the train sets in  
28 Washington state.

29       (2) Up to \$2,400,000 of the motor vehicle fund--state appropriation  
30 is provided for regional transportation planning organizations, with  
31 allocations for participating counties maintained at the 1993-1995  
32 biennium levels for those counties not having metropolitan planning  
33 organizations within their boundaries.

34       (3) The appropriations from the central Puget Sound public  
35 transportation account and the public transportation systems account  
36 are transferred to the transportation improvement board should either  
37 chapter . . . (Engrossed Substitute House Bill No. 1107), Laws of 1995  
38 or chapter . . . (Substitute Senate Bill No. 5199), Laws of 1995 be

1 enacted, and contain provisions transferring responsibility for  
2 administration of these accounts from the department of transportation  
3 to the transportation improvement board, except \$1,000,000 of the  
4 appropriation from the public transportation systems account shall be  
5 utilized for the rural mobility program and be administered by the  
6 department of transportation. Priority for grants provided from these  
7 accounts shall be given to projects and programs that can be  
8 accomplished in the 1995-1997 biennium and that are not primarily  
9 intended for the planning of facilities. Prior to July 1, 1996, no  
10 applications for grants from the central Puget Sound public  
11 transportation account may be accepted from, nor may funds from that  
12 account be granted to, the regional transit authority. The public  
13 transportation systems account funds provided to the rural mobility  
14 program are for the 1995-97 biennium and are not intended for grants  
15 which will have ongoing costs to this program.

16 (4) Up to \$700,000 of the high capacity transportation account--  
17 state appropriation is reappropriated for regional transit authority  
18 grants. However, this amount shall not exceed the amount of unexpended  
19 regional transit authority grants in the 1993-95 biennium.

20 (5) None of the high capacity transportation account--state  
21 appropriation or reappropriation may be used to disseminate information  
22 in a manner that attempts to persuade, rather than inform or educate,  
23 area residents regarding the adopted system plan. The appropriation  
24 and reappropriation also may not be used to lobby or advertise, or  
25 distribute free promotional materials.

26 (6) The department of transportation may not transfer high capacity  
27 transportation account--state funds to a regional transportation  
28 authority during the 1995-1997 biennium, unless the authority has  
29 provided a detailed report to the department of transportation and the  
30 house of representatives and senate transportation committees regarding  
31 its use of those funds during preceding biennia and how it proposes to  
32 spend additional state funds.

33 (7) The motor vehicle fund--state appropriation includes \$558,000  
34 for the office of urban mobility. This appropriation is for fiscal  
35 year 1996 only, pending a legislative transportation committee review  
36 of the office of urban mobility's activities in relation to the  
37 planning functions of the department's regional offices.

1        NEW SECTION.    **Sec. 224.**    An appropriation of \$1,800,000 from the  
2 high capacity transportation account--state is made to the department  
3 of transportation--transit research and intermodal planning--program T  
4 only if chapter . . . (House Bill No. 2103), Laws of 1995 1st sp. sess.  
5 is enacted by July 1, 1995.

6        NEW SECTION.    **Sec. 225.    FOR THE DEPARTMENT OF TRANSPORTATION--**  
7 **CHARGES FROM OTHER AGENCIES--PROGRAM U**

8        (1) FOR PAYMENT OF COSTS OF ATTORNEY GENERAL TORT CLAIMS SUPPORT  
9 Motor Vehicle Fund--State Appropriation . . . . . \$                    4,646,000

10        (2) FOR PAYMENT OF COSTS OF THE OFFICE OF THE STATE AUDITOR  
11 Motor Vehicle Fund--State Appropriation . . . . . \$                    832,000

12        (3) FOR PAYMENT OF COSTS OF DEPARTMENT OF GENERAL ADMINISTRATION  
13 FACILITIES AND SERVICES AND CONSOLIDATED MAIL SERVICES  
14 Motor Vehicle Fund--State Appropriation . . . . . \$                    3,374,000

15        (4) FOR PAYMENT OF COSTS OF THE DEPARTMENT OF PERSONNEL  
16 Motor Vehicle Fund--State Appropriation . . . . . \$                    2,240,000

17        (5) FOR PAYMENT OF SELF-INSURANCE LIABILITY PREMIUMS AND  
18 ADMINISTRATION  
19 Motor Vehicle Fund--State Appropriation . . . . . \$                    5,049,000

20        The motor vehicle fund--state appropriation of \$5,049,000 in this  
21 subsection is provided for the self-insurance premium and for risk  
22 management administrative costs.        The department of general  
23 administration, the office of financial management, and the department  
24 of transportation shall develop funding proposals for:        (a)  
25 Participation by the department of transportation in the state-wide  
26 liability self-insurance program in fiscal year 1997, and (b)  
27 alternative methods for funding the department of transportation's tort  
28 claim payments, if appropriate.        A report shall be made to the  
29 legislative transportation committee and the governor no later than  
30 October 31, 1995.

31        (6) FOR PAYMENT OF SELF-INSURANCE LIABILITY PREMIUMS AND  
32 ADMINISTRATION  
33 Motor Vehicle Fund--Puget Sound Ferry Operations  
34                    Account--State Appropriation . . . . . \$                    2,000,000

35        (7) FOR PAYMENT OF COSTS OF THE OFFICE OF MINORITY AND WOMEN'S  
36 BUSINESS ENTERPRISES  
37 Motor Vehicle Fund--State Appropriation . . . . . \$                    508,000

1 (8) FOR PAYMENT OF COSTS OF THE DEPARTMENT OF GENERAL  
 2 ADMINISTRATION STATE PARKING SERVICES  
 3 Motor Vehicle Fund--State Appropriation . . . . . \$ 95,000  
 4 (9) FOR PAYMENT OF THE DEPARTMENT OF GENERAL ADMINISTRATION CAPITAL  
 5 PROJECTS SURCHARGE  
 6 Motor Vehicle Fund--State Appropriation . . . . . \$ 361,000  
 7 (10) FOR ARCHIVES AND RECORDS MANAGEMENT  
 8 Motor Vehicle Fund--State Appropriation . . . . . \$ 230,000

9 NEW SECTION. **Sec. 226. FOR THE DEPARTMENT OF TRANSPORTATION--**  
 10 **MARINE CONSTRUCTION--PROGRAM W**

11 Motor Vehicle Fund--Puget Sound Capital Construction  
 12 Account--State Appropriation . . . . . \$ 244,659,000  
 13 Motor Vehicle Fund--Puget Sound Capital Construction  
 14 Account--Federal Appropriation . . . . . \$ 22,172,000  
 15 Transportation Fund--Passenger Ferry Account--State  
 16 Appropriation . . . . . \$ 1,250,000  
 17 Motor Vehicle Fund--Puget Sound Capital Construction  
 18 Account--Private/Local Appropriation . . . . . \$ 765,000  
 19 TOTAL APPROPRIATION . . . . . \$ 268,846,000

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

26 (1) The appropriations in this section are provided to carry out  
 27 only the projects presented to the legislature (version 3) for the  
 28 1995-97 budget. The department shall reconcile the 1993-95 capital  
 29 expenditures within ninety days of the end of the biennium and submit  
 30 a final report to the legislative transportation committee and office  
 31 of financial management.

32 (2) The Puget Sound capital construction account--state  
 33 appropriation includes \$15,000,000 in proceeds from the sale of bonds  
 34 authorized by RCW 47.60.560 and \$155,000,000 in proceeds from the sale  
 35 of bonds authorized by RCW 47.60.800 for construction of new jumbo  
 36 ferry vessels in accordance with the requirements of RCW 47.60.770  
 37 through 47.60.778. However, the department of transportation may use

1 current revenues available to the Puget Sound capital construction  
2 account in lieu of bond proceeds for any part of the state  
3 appropriation.

4 (3) The appropriations contained in this section shall not be  
5 expended for the development of park facilities at the Seattle colman  
6 dock ferry terminal.

7 (4) The Washington state ferries shall acquire an appropriate  
8 passenger-only vessel. If permissible under regulations governing the  
9 procurement of necessary federal funds, construction and assembly of  
10 any passenger-only vessels shall take place within Washington state.  
11 If the vessel is procured through the use of state funds, the  
12 construction and assembly of any passenger-only vessels shall take  
13 place within Washington state.

14 (5) The department of transportation shall provide to the  
15 legislative transportation committee and office of financial management  
16 a quarterly financial report concerning the status of the capital  
17 program authorized in this section.

18 NEW SECTION. **Sec. 227. FOR THE DEPARTMENT OF TRANSPORTATION--**  
19 **MARINE--PROGRAM X**

20 Marine Operating Fund--State Appropriation . . . . . \$ 244,187,000

21 The appropriation in this section is subject to the following  
22 conditions and limitations and specified amounts are provided solely  
23 for that activity:

24 (1) The appropriation is based on the budgeted expenditure of  
25 \$30,297,190 for vessel operating fuel in the 1995-97 biennium. If the  
26 actual cost of fuel is less than this budgeted amount, the excess  
27 amount may not be expended. If the actual cost exceeds this amount,  
28 the department shall request a supplemental appropriation.

29 (2) The appropriation contained in this section provides for the  
30 compensation of ferry employees. The expenditures for compensation  
31 paid to ferry employees during the 1995-97 biennium may not exceed  
32 \$159,990,000 plus a dollar amount, as prescribed by the office of  
33 financial management, that is equal to any insurance benefit increase  
34 granted general government employees in excess of \$305.32 a month  
35 annualized per eligible marine employee multiplied by the number of  
36 eligible marine employees for the respective fiscal year, a dollar  
37 amount as prescribed by the office of financial management for costs

1 associated with pension amortization charges, and a dollar amount  
2 prescribed by the office of financial management for salary increases  
3 during the 1995-97 biennium. For the purposes of this section, the  
4 expenditures for compensation paid to ferry employees shall be limited  
5 to salaries and wages and employee benefits as defined in the office of  
6 financial management's policies, regulations, and procedures named  
7 under objects of expenditure "A" and "B" (7.2.6.2).

8 The prescribed salary and insurance benefit increase or decrease  
9 dollar amount that shall be allocated from the governor's compensation  
10 appropriations is in addition to the appropriation contained in this  
11 section and may be used to increase or decrease compensation costs,  
12 effective July 1, 1995, and thereafter, as established in the 1995-97  
13 general fund operating budget.

14 (3) The appropriation in this section includes \$614,000 for the  
15 automated ticket vending program. These funds shall be expended only  
16 in accordance with the implementation of the automated ticket vending  
17 program.

18 (4) The department of transportation shall provide to the  
19 legislative transportation committee and office of financial management  
20 a quarterly financial report concerning the status of the operating  
21 program authorized in this section.

22 NEW SECTION. **Sec. 228. FOR THE DEPARTMENT OF TRANSPORTATION--**  
23 **LOCAL PROGRAMS--PROGRAM Z**

24	Motor Vehicle Fund--State Appropriation . . . . .	\$	14,567,000
25	Motor Vehicle Fund--Federal Appropriation . . . . .	\$	168,179,000
26	Motor Vehicle Fund--Private/Local Appropriation . . . . .	\$	5,087,000
27	Transfer Relief Account--State Appropriation . . . . .	\$	307,000
28	TOTAL APPROPRIATION . . . . .	\$	188,140,000

29 The appropriations in this section are subject to the following  
30 conditions and limitations and specified amounts are provided solely  
31 for that activity:

32 (1) Up to \$13,100,000 of the motor vehicle fund--federal  
33 appropriation in this section is provided for construction of  
34 demonstration projects specified in the federal intermodal surface  
35 transportation efficiency act (P.L. 101-240; 105 Stat. 1914). The  
36 motor vehicle fund--state appropriation includes \$3,275,000 in proceeds  
37 from the sale of bonds authorized in RCW 47.10.819(1) for the federal

1 match requirements. However, the transportation commission may  
2 authorize the use of current revenues available to the department of  
3 transportation in lieu of bond proceeds for any part of the state  
4 appropriation.

5 (2) \$5,000,000 of the motor vehicle fund--federal appropriation,  
6 transportation enhancement moneys, in this section shall be used in the  
7 following manner: Up to \$3,700,000 shall be used for the preservation  
8 of abandoned freight rail corridors; and \$1,300,000 shall be used for  
9 rehabilitation of the King Street Station in the City of Seattle. That  
10 portion of the \$3,700,000 for preservation of abandoned freight rail  
11 corridors that is not used for that purpose by April 1, 1996, shall be  
12 used for the rehabilitation of the King Street Station.

13 (3) The motor vehicle fund--state appropriation in this section  
14 includes \$1,750,000 solely to fund the state's share of the east marine  
15 view drive project. This amount represents a reappropriation of the  
16 funding first provided for Everett homeport transportation projects in  
17 1987. With this reappropriation, the legislature has fulfilled its  
18 commitment for funding of special transportation projects associated  
19 with the Everett homeport.

20 (4) Up to \$1,430,000 of the motor vehicle fund--state appropriation  
21 contained in this section shall be used for evaluations that mutually  
22 benefit cities, counties, and the state department of transportation.  
23 The evaluations may include fuel tax evasion, license fraud, access  
24 management, regional mobility, and miscellaneous cost/benefit measures,  
25 as determined by the legislative transportation committee. Of this  
26 amount, up to \$750,000 may be used to develop a regional mobility plan  
27 that includes, but is not limited to, highways, paratransit,  
28 ridesharing, targeted telecommuting, no-fare transit, and vanpool  
29 subsidies on a least cost basis; a high occupancy vehicle lane  
30 completion analysis; and recommended statutory changes that would allow  
31 the plan to be submitted to a public vote by the regional transit  
32 authority.

33 (5) \$4,000,000 of the motor vehicle fund--state appropriation in  
34 this section is provided solely for infrastructure associated with  
35 development of a horse racetrack in western Washington. With this  
36 appropriation, the state has fulfilled its commitment to provide



1 funding for infrastructure associated with development of a horse  
2 racetrack in western Washington.

3 (End of part)

1 **PART III**  
2 **CAPITAL**

3 NEW SECTION. **Sec. 301.** The appropriation in this section is  
4 subject to the following conditions and limitations and specified  
5 amounts are provided solely for that activity:

6 (1) **JOINT PROJECTS**

7 (a) **FOR THE WASHINGTON STATE PATROL, DEPARTMENT OF LICENSING, AND**  
8 **DEPARTMENT OF TRANSPORTATION--TRANSPORTATION SERVICE CENTER--PARKLAND**

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

10 State Appropriation . . . . .	\$	5,892,000
11 Motor Vehicle Fund--State Appropriation . . . . .	\$	71,000
12 Highway Safety Fund--State Appropriation . . . . .	\$	71,000
13 TOTAL APPROPRIATION . . . . .	\$	6,034,000

14 (b) **FOR THE WASHINGTON STATE PATROL AND DEPARTMENT OF LICENSING--**  
15 **UNION GAP**

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

17 State Appropriation . . . . .	\$	789,000
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18 (c) **FOR THE WASHINGTON STATE PATROL AND DEPARTMENT OF**  
19 **TRANSPORTATION--NORTH SPOKANE**

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

21 State Appropriation . . . . .	\$	215,000
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22 (d) **FOR THE DEPARTMENT OF TRANSPORTATION AND WASHINGTON STATE**  
23 **PATROL--BELLINGHAM**

24 Motor Vehicle Fund--Transportation Capital

25 Facilities Account--State Appropriation . . . . .	\$	6,480,000
26 Motor Vehicle Fund--State Patrol Highway Account--		
27 State Appropriation . . . . .	\$	1,800,000
28 TOTAL APPROPRIATION . . . . .	\$	8,280,000

1 (2) The agency listed first in the appropriation in subsection (1)  
2 of this section is designated as the lead agency responsible for  
3 management of the projects and shall receive the entire appropriation.

4 (3) The state patrol, the department of licensing, and the  
5 department of transportation shall coordinate their activities when  
6 siting facilities. This coordination shall result in the collocation  
7 of driver and vehicle licensing, vehicle inspection service facilities,  
8 and other transportation services whenever possible.

9 The department of licensing, the department of transportation, and  
10 the state patrol shall explore alternative state services, such as  
11 vehicle emission testing, that would be feasible to collocate in these  
12 joint facilities. All services provided at these transportation  
13 service facilities shall be provided at cost to the participating  
14 agencies.

15 (4) The department of licensing may lease develop with option to  
16 purchase or lease purchase new customer service centers to be paid for  
17 from operating revenues. The Washington state patrol shall provide  
18 project management for the department of licensing. Alternatively, a  
19 financing contract may be entered into on behalf of the department of  
20 licensing in the amounts indicated plus financing expenses and reserves  
21 pursuant to chapter 39.94 RCW. The locations and amounts for projects  
22 covered under this section are as follows:

- 23 (a) A new customer service center in Vancouver for \$2,629,700;
- 24 (b) A new customer service center in West Spokane for \$3,083,600;
- 25 (c) A new customer service center in Lacey for \$3,152,500;
- 26 (d) A new customer service center in Union Gap for \$3,026,500; and
- 27 (e) A new customer service center in Wenatchee for \$2,078,800.

28 (5) The Washington state patrol, department of licensing, and  
29 department of transportation shall provide bimonthly progress reports  
30 on the capital facilities receiving an appropriation in this act.

31 NEW SECTION. **Sec. 302. FOR THE WASHINGTON STATE PATROL--CAPITAL**  
32 **PROJECTS**

33 The appropriations in this section are provided for the following  
34 projects:

35 (1) **ACADEMY DRIVE COURSE--SHELTON**

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

1 State Appropriation . . . . . \$ 500,000

2 (2) **MINOR WORKS: PRESERVATION**

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

4 State Appropriation . . . . . \$ 890,000

5 (3) **MINOR WORKS: PROGRAM**

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

7 State Appropriation . . . . . \$ 506,000

8 (4) **SOUTH SEATTLE DETACHMENT**

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

10 State Appropriation . . . . . \$ 151,000

11 (5) **WASHINGTON STATE PATROL OFFICE--SILVER LAKE REST AREA**

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

13 State Appropriation . . . . . \$ 197,000

14 (6) **BELLEVUE COMMUNICATIONS CENTER IMPROVEMENT**

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

16 State Appropriation . . . . . \$ 358,000

17 NEW SECTION. **Sec. 303. FOR THE DEPARTMENT OF TRANSPORTATION--**  
18 **PROGRAM D (DEPARTMENT OF TRANSPORTATION-ONLY PROJECTS)--CAPITAL**

19 All projects in this section are funded from the motor vehicle  
20 fund--transportation capital facilities account--state.

21 (1) **OKANOGAN AREA MAINTENANCE FACILITY**

22 Motor Vehicle Fund--Transportation Capital

23 Facilities Account--State Appropriation . . . \$ 2,801,000

24 (2) **CHEHALIS AREA MAINTENANCE FACILITY**

1 Motor Vehicle Fund--Transportation Capital  
2 Facilities Account--State Appropriation . . . \$ 4,865,000

3 (3) **WOODLAND SECTION MAINTENANCE FACILITY**

4 Motor Vehicle Fund--Transportation Capital  
5 Facilities Account--State Appropriation . . . \$ 1,163,000

6 (4) **CONNELL SECTION MAINTENANCE FACILITY**

7 Motor Vehicle Fund--Transportation Capital  
8 Facilities Account--State Appropriation . . . \$ 150,000

9 (5) **WILBUR SECTION MAINTENANCE FACILITY**

10 Motor Vehicle Fund--Transportation Capital  
11 Facilities Account--State Appropriation . . . \$ 1,036,000

12 (6) **MINOR REGIONAL PROJECTS**

13 Motor Vehicle Fund--Transportation Capital  
14 Facilities Account--State Appropriation . . . \$ 1,525,000

15 (7) **STATE-WIDE ADMINISTRATION AND SUPPORT**

16 Motor Vehicle Fund--Transportation Capital  
17 Facilities Account--State Appropriation . . . \$ 1,525,000

18 (8) The department of transportation shall provide to the  
19 legislative transportation committee: (a) Prior notice and the latest  
20 project information at least two weeks in advance of the bid process  
21 for transportation capital facilities projects going to bid in the  
22 1995-97 biennium, and (b) bimonthly progress reports on all  
23 transportation capital facilities projects receiving appropriations in  
24 this act.

25 **GENERAL GOVERNMENT AGENCIES--CAPITAL**

26 NEW SECTION. **Sec. 304. FOR THE STATE PARKS AND RECREATION**  
27 **COMMISSION--CAPITAL**

1 Motor Vehicle Fund--State Appropriation . . . . . \$ 400,000

2 NEW SECTION. **Sec. 305.** An appropriation of \$2,500,000 from the  
3 motor vehicle fund--state will not be provided to the department of  
4 general administration for improvements to the plaza garage renovation  
5 project unless the general fund capital budget contains a \$1,700,000  
6 appropriation from a capital construction account supported by the  
7 general fund in the 1995-97 biennium for the repair and/or installation  
8 of escalators and elevators in the department of transportation service  
9 center in compliance with the Americans with disabilities act. The  
10 above referenced motor vehicle fund--state appropriation is made upon  
11 satisfaction of this condition.

12 (End of part)



1	Motor Vehicle Fund Appropriation for motor		
2	vehicle fuel tax and overload penalties		
3	distribution . . . . .	\$	452,180,000
4	Transportation Fund Appropriation . . . . .	\$	2,352,000
5	TOTAL APPROPRIATION . . . . .	\$	454,532,000

6        **NEW SECTION. Sec. 404. FOR THE GOVERNOR--COMPENSATION--SALARY AND**  
7        **INSURANCE INCREASE REVOLVING ACCOUNT**

8	Motor Vehicle Fund--State Patrol Highway Account		
9	Appropriation . . . . .	\$	8,947,000

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

13        (1)(a) Commissioned officers, commercial vehicle enforcement  
14        officers, and communication officers of the state patrol shall receive  
15        a five percent salary increase on July 1, 1995.

16        (b) Commissioned officers, commercial vehicle enforcement officers,  
17        and communication officers of the state patrol shall receive an  
18        additional four percent salary increase on July 1, 1996, if the state  
19        patrol vehicle inspection program is decommissioned by September 1,  
20        1995.

21        (2) The salary increases provided for in subsection (1) of this  
22        section supersede any salary increases provided for in Engrossed  
23        Substitute House Bill No. 1410, the omnibus budget, for commissioned  
24        officers, commercial vehicle enforcement officers, and communication  
25        officers of the state patrol. The appropriation in this section is not  
26        in addition to the salary increases provided for in Engrossed  
27        Substitute House Bill No. 1410; therefore, the appropriation in this  
28        section shall be reduced by any amount provided for commissioned  
29        officers, commercial vehicle enforcement officers, and communication  
30        officers of the state patrol in Engrossed Substitute House Bill No.  
31        1410.

32        **NEW SECTION. Sec. 405. FOR THE DEPARTMENT OF RETIREMENT SYSTEMS--**  
33        **TRANSFERS**

34	Motor Vehicle Fund--State Patrol Highway Account:		
35	For transfer to the department of retirement		
36	systems expense fund . . . . .	\$	130,000



1        NEW SECTION.    **Sec. 406. STATUTORY APPROPRIATIONS.** In addition to  
2 the amounts appropriated in this act for revenue for distribution,  
3 state contributions to the law enforcement officers' and fire fighters'  
4 retirement system, and bond retirement and interest including ongoing  
5 bond registration and transfer charges, transfers, interest on  
6 registered warrants, and certificates of indebtedness, there is also  
7 appropriated such further amounts as may be required or available for  
8 these purposes under any statutory formula or under any proper bond  
9 covenant made under law.

10       NEW SECTION.    **Sec. 407.** 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. 408. FOR THE STATE TREASURER--TRANSFERS**

19       (1) R V Account--State Appropriation:  
20 For transfer to the Motor Vehicle Fund--  
21 State . . . . . \$                    454,000  
22       (2) Transfer Relief Account--State Appropriation:  
23 For transfer to the Motor Vehicle Fund--  
24 State . . . . . \$                    1,329,000  
25       (3) Motor Vehicle Fund--State Appropriation:  
26 For transfer to the Transportation Capital  
27 Facilities Account--State . . . . . \$                    41,762,000  
28       (4) Small City Account--State Appropriation:  
29 For transfer to the Urban Arterial Trust  
30 Account--State . . . . . \$                    2,544,000  
31       (5) Small City Account--State Appropriation:  
32 For transfer to the Transportation Improvement  
33 Account--State . . . . . \$                    7,500,000  
34       (6) High Capacity Transportation Account--  
35 State Appropriation:  
36 For transfer to the Passenger Ferry Account . . . \$                    760,000  
37       (7) Public Transportation Systems Account--

1 State Appropriation:  
 2 For transfer to the Transportation Fund--State . \$ 178,000  
 3 (8) Transportation Fund--State Appropriation:  
 4 For transfer to the Marine Operating Fund--  
 5 State . . . . . \$ 2,500,000

6 The appropriation in this subsection is subject to the following  
 7 conditions and limitations: \$1,000,000 of the appropriation in this  
 8 subsection shall be transferred in fiscal year 1996. \$1,500,000 of the  
 9 appropriation in this subsection shall be transferred in fiscal year  
 10 1997, provided, however, that the transfer for fiscal year 1997 is null  
 11 and void if Engrossed Substitute House Bill No. 1016 is enacted by July  
 12 1, 1996.

13 NEW SECTION. **Sec. 409.** The department of transportation is  
 14 authorized to transfer any balances available in the highway  
 15 construction stabilization account to the motor vehicle account to fund  
 16 the appropriations contained in this act.

17 NEW SECTION. **Sec. 410.** The motor vehicle account revenues are  
 18 received at a relatively even flow throughout the year. Expenditures  
 19 may exceed the revenue during the accelerated summer and fall highway  
 20 construction season, creating a negative cash balance during the heavy  
 21 construction season. Negative cash balances also may result from the  
 22 use of state funds to finance federal advance construction projects  
 23 prior to conversion to federal funding. The governor and the  
 24 legislature recognize that the department of transportation may require  
 25 interfund loans or other short-term financing to meet temporary  
 26 seasonal cash requirements and additional cash requirements to fund  
 27 federal advance construction projects.

28 NEW SECTION. **Sec. 411.** In addition to such other appropriations  
 29 as are made by this act, there is appropriated to the department of  
 30 transportation from legally available bond proceeds in the respective  
 31 transportation funds and accounts such amounts as are necessary to pay  
 32 the expenses incurred by the state finance committee in the issuance  
 33 and sale of the subject bonds.

34 NEW SECTION. **Sec. 412.** An appropriation of \$2,498,000 from the  
 35 oil spill administration account--state and an appropriation of

1 \$206,000 from the state toxics control account--state are made to the  
2 department of ecology pursuant to sections 514 through 524 of this act.

3 NEW SECTION. **Sec. 413.** The additional distribution of transit  
4 equalization moneys provided for in chapter 298, Laws of 1995 is  
5 authorized. As provided in Section 408(7) of this act, moneys are  
6 transferred from the public transportation systems account--state to  
7 the transportation fund--state to compensate for distributions of  
8 transit equalization of moneys pursuant to chapter 298, Laws of 1995  
9 for the 1995-97 biennium.

10 NEW SECTION. **Sec. 414. EXPENDITURE AUTHORIZATIONS.** The  
11 appropriations contained in this act are maximum expenditure  
12 authorizations. Pursuant to RCW 43.88.037, moneys disbursed from the  
13 treasury on the basis of a formal loan agreement shall be recorded as  
14 loans receivable and not as expenditures for accounting purposes. To  
15 the extent that moneys are disbursed on a loan basis, the corresponding  
16 appropriation shall be reduced by the amount of loan moneys disbursed  
17 from the treasury during the 1995-97 biennium.

18 **PART V**

19 **MISCELLANEOUS**

20 NEW SECTION. **Sec. 501. COORDINATION OF TRANSPORTATION INFORMATION**  
21 **TECHNOLOGY.** To maximize the use of transportation revenues, it is the  
22 intent of the legislature to encourage sharing of technology,  
23 information, and systems where appropriate between transportation  
24 agencies.

25 To facilitate this exchange, the Washington state department of  
26 transportation assistant secretary for finance and budget management;  
27 Washington state department of transportation chief for management  
28 information systems; the Washington state patrol deputy chief, inter-  
29 governmental services bureau; Washington state patrol manager of the  
30 computer services division; the department of licensing deputy director  
31 and department of licensing assistant director for information systems  
32 will meet quarterly to share plans, discuss progress of key projects,  
33 and to coordinate activities for the common good. Minutes of these  
34 meetings will be distributed to the respective agency heads, the office  
35 of financial management and the legislative transportation committee.

1 Washington state department of transportation will provide staff  
2 support and meeting coordination.

3 NEW SECTION. **Sec. 502. INFORMATION SYSTEMS PROJECTS.** Agencies  
4 shall comply with the following requirements regarding information  
5 systems projects when specifically directed to do so by this act.

6 (1) The agency shall produce a feasibility study for each  
7 information systems project in accordance with published department of  
8 information services instructions. In addition to department of  
9 information services requirements, the study shall examine and evaluate  
10 the costs and benefits of maintaining the status quo and the costs and  
11 benefits of the proposed project. The study shall identify when and in  
12 what amount any fiscal savings will accrue, and what programs or fund  
13 sources will be affected.

14 (2) The agency shall produce a project management plan for each  
15 project. The plan or plans shall address all factors critical to  
16 successful completion of each project. The plan shall include, but is  
17 not limited to, the following elements: A description of the business  
18 problem or opportunity that the information systems project is intended  
19 to address; a statement of project objectives and assumptions;  
20 definition of phases, tasks, and activities to be accomplished and the  
21 estimated cost of each phase; a description of how the agency will  
22 facilitate responsibilities of oversight agencies; a description of key  
23 decision points in the project life cycle; a description of variance  
24 control measures; a definitive schedule that shows the elapsed time  
25 estimated to complete the project and when each task is to be started  
26 and completed; and a description of resource requirements to accomplish  
27 the activities within specified time, cost, and functionality  
28 constraints.

29 (3) A copy of each feasibility study and project management plan  
30 shall be provided to the department of information services, the office  
31 of financial management, and legislative transportation committee.  
32 Authority to expend any funds for individual information systems  
33 projects is conditioned on approval of the relevant feasibility study  
34 and project management plan by the department of information services  
35 and the office of financial management.

36 (4) A bimonthly project status report shall be submitted to the  
37 department of information services, the office of financial management,  
38 and legislative transportation committee for each project prior to

1 reaching key decision points identified in the project management plan.  
2 Project status reports include: Project name, agency undertaking the  
3 project, a description of the project, key project activities or  
4 accomplishments during the next sixty to ninety days, baseline cost  
5 data, costs to date, baseline schedule, schedule to date, risk  
6 assessments, risk management, any deviations from the project  
7 feasibility study, and recommendations.

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

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

23 (6) A written post-implementation review report shall be prepared  
24 by the agency for each information systems project in accordance with  
25 published department of information services instructions. In addition  
26 to the information requested pursuant to the department of information  
27 services instructions, the post-implementation report shall evaluate  
28 the degree to which a project accomplished its major objectives  
29 including, but not limited to, a comparison of original cost and  
30 benefit estimates to actual costs and benefits achieved. Copies of the  
31 post-implementation review report shall be provided to the department  
32 of information services, the office of financial management, and  
33 legislative transportation committee.

34 NEW SECTION. **Sec. 503.** By December 1, 1995, the department of  
35 transportation, in consultation with the department of personnel, shall  
36 provide recommendations to the legislative transportation committee  
37 regarding the feasibility of consolidating the department of  
38 transportation's personnel office with the department of personnel.

1        NEW SECTION.    **Sec. 504.** By December 1, 1995, the department of  
2 transportation, in consultation with the transportation improvement  
3 board and the county road administration board, shall provide  
4 recommendations to the legislative transportation committee and the  
5 office of financial management regarding the feasibility of  
6 consolidating the financial functions of the three agencies.

7        NEW SECTION.    **Sec. 505.** The department of licensing, Washington  
8 state patrol, and department of transportation shall place into reserve  
9 any savings to transportation funds or accounts associated with  
10 reductions in the attorney general's appropriation in the omnibus  
11 budget.

12       NEW SECTION.    **Sec. 506.** Many educational programs, especially  
13 early childhood education programs, lack sufficient funding to obtain  
14 necessary telecommunications equipment. State agencies have surplus  
15 equipment that no longer meets the business needs of the agencies.  
16 Sections 506 through 513 of this act are intended to facilitate the  
17 transfer of obsolete telecommunications equipment expeditiously and  
18 without extra cost from state agencies to local programs under RCW  
19 28A.215.120.

20       NEW SECTION.    **Sec. 507.** Beginning July 1, 1995, and ending January  
21 1, 1996, a state agency, office, department, or educational institution  
22 may donate, on a pilot basis, obsolete telecommunications equipment and  
23 related surplus supplies to local programs provided under RCW  
24 28A.215.120.

25       NEW SECTION.    **Sec. 508.** Any state agency, office, department, or  
26 educational institution participating in the pilot program prescribed  
27 in section 507 of this act must use the following criteria in  
28 specifying which telecommunications equipment is considered obsolete.  
29 Items considered obsolete must meet one or more of the following  
30 criteria: (1) The equipment is no longer available for purchase in  
31 retail stores; (2) manufacture of the equipment or similar equipment  
32 has been discontinued for at least one year; or (3) the equipment is  
33 not consistent with the agency's current approved hardware standards  
34 due to upgrades. In addition, the agency must deem the equipment as no  
35 longer needed in accomplishing its mission.

1        NEW SECTION.        **Sec. 509.**        Those state agencies, offices,  
2 departments, or educational institutions participating in the pilot  
3 program described in section 507 of this act shall submit, by January  
4 1, 1996, a report to the legislative transportation committee, office  
5 of financial management, and the department of general administration  
6 concerning implementation of section 507 of this act. The report shall  
7 list items of equipment donated, the recipients of the equipment, and  
8 recommendations regarding whether the program should be expanded to  
9 include other recipient groups or discontinued.

10        NEW SECTION.        **Sec. 510.**        Any state agency, office, department, or  
11 educational institution donating equipment under section 507 of this  
12 act shall maintain the following records for each item of equipment  
13 donated: State tag number, equipment description, serial number,  
14 recipient, appropriate state surplus transfer documents, and an  
15 explanation as to why the equipment was deemed obsolete.

16        **Sec. 511.**        RCW 43.105.017 and 1992 c 20 s 6 are each amended to  
17 read as follows:

18        It is the intent of the legislature that:

19        (1) State government use voice, data, and video telecommunications  
20 technologies to:

21        (a) Transmit and increase access to live, interactive classroom  
22 instruction and training;

23        (b) Provide for interactive public affairs presentations, including  
24 a public forum for state and local issues;

25        (c) Facilitate communications and exchange of information among  
26 state and local elected officials and the general public;

27        (d) Enhance state-wide communications within state agencies; and

28        (e) Through the use of telecommunications, reduce time lost due to  
29 travel to in-state meetings;

30        (2) Information be shared and administered in a coordinated manner,  
31 except when prevented by agency responsibilities for security, privacy,  
32 or confidentiality;

33        (3) The primary responsibility for the management and use of  
34 information, information systems, telecommunications, equipment,  
35 software, and services rests with each agency head;

36        (4) Resources be used in the most efficient manner and services be  
37 shared when cost-effective;

1       (5) A state agency, office, department, or educational institution  
2 may donate obsolete telecommunications equipment and related surplus  
3 supplies to local programs provided under RCW 28A.215.120 pursuant to  
4 section 507 of this act;

5       (6) A structure be created to:

6       (a) Plan and manage telecommunications and computing networks;

7       (b) Increase agencies' awareness of information sharing  
8 opportunities; and

9       (c) Assist agencies in implementing such possibilities;

10       (~~(6)~~) (7) An acquisition process for equipment, proprietary  
11 software, and related services be established that meets the needs of  
12 the users, considers the exchange of information, and promotes fair and  
13 open competition;

14       (~~(7)~~) (8) To the greatest extent possible, major information  
15 technology projects be implemented on an incremental basis;

16       (~~(8)~~) (9) The state maximize opportunities to exchange and share  
17 data and information by moving toward implementation of open system  
18 architecture based upon interface standards providing for application  
19 and data portability and interoperability;

20       (~~(9)~~) (10) To the greatest extent possible, the state recognize  
21 any price performance advantages which may be available in midrange and  
22 personal computing architecture;

23       (~~(10)~~) (11) The state improve recruitment, retention, and  
24 training of professional staff;

25       (~~(11)~~) (12) Plans, proposals, and acquisitions for information  
26 services be reviewed from a financial and management perspective as  
27 part of the budget process; and

28       (~~(12)~~) (13) State government adopt policies and procedures that  
29 maximize the use of existing video telecommunications resources,  
30 coordinate and develop video telecommunications in a manner that is  
31 cost-effective and encourages shared use, and ensure the appropriate  
32 use of video telecommunications to fulfill identified needs.

33       **Sec. 512.** RCW 43.105.041 and 1990 c 208 s 6 are each amended to  
34 read as follows:

35       The board shall have the following powers and duties related to  
36 information services:



1 (1) To develop standards governing the acquisition and disposition  
2 of equipment, proprietary software and purchased services, and  
3 confidentiality of computerized data;

4 (2) To purchase, lease, rent, or otherwise acquire, dispose of, and  
5 maintain equipment, proprietary software, and purchased services, or to  
6 delegate to other agencies and institutions of state government, under  
7 appropriate standards, the authority to purchase, lease, rent, or  
8 otherwise acquire, dispose of, and maintain equipment, proprietary  
9 software, and purchased services: PROVIDED, That, agencies and  
10 institutions of state government, except as provided in RCW  
11 43.105.017(5) and section 507 of this act, are expressly prohibited  
12 from acquiring or disposing of equipment, proprietary software, and  
13 purchased services without such delegation of authority. The  
14 acquisition and disposition of equipment, proprietary software, and  
15 purchased services is exempt from RCW 43.19.1919 and, as provided in  
16 RCW 43.19.1901, from the provisions of RCW 43.19.190 through 43.19.200.  
17 This subsection does not apply to the legislative branch;

18 (3) To develop state-wide or interagency technical policies,  
19 standards, and procedures;

20 (4) To assure the cost-effective development and incremental  
21 implementation of a state-wide video telecommunications system to  
22 serve: Public schools; educational service districts; vocational-  
23 technical institutes; community colleges; colleges and universities;  
24 state and local government; and the general public through public  
25 affairs programming;

26 (5) To provide direction concerning strategic planning goals and  
27 objectives for the state. The board shall seek input from the  
28 legislature and the judiciary;

29 (6) To develop and implement a process for the resolution of  
30 appeals by:

31 (a) Vendors concerning the conduct of an acquisition process by an  
32 agency or the department; or

33 (b) A customer agency concerning the provision of services by the  
34 department or by other state agency providers;

35 (7) To establish policies for the periodic review by the department  
36 of agency performance which may include but are not limited to analysis  
37 of:

38 (a) Planning, management, control, and use of information services;

39 (b) Training and education; and

1 (c) Project management;

2 (8) To set its meeting schedules and convene at scheduled times, or  
3 meet at the request of a majority of its members, the chair, or the  
4 director; and

5 (9) To review and approve that portion of the department's budget  
6 requests that provides for support to the board.

7 **Sec. 513.** RCW 43.19.1919 and 1991 c 216 s 2 are each amended to  
8 read as follows:

9 Except as provided in RCW 43.19.1920, RCW 43.105.017, and section  
10 507 of this act, the division of purchasing shall sell or exchange  
11 personal property belonging to the state for which the agency, office,  
12 department, or educational institution having custody thereof has no  
13 further use, at public or private sale, and cause the moneys realized  
14 from the sale of any such property to be paid into the fund from which  
15 such property was purchased or, if such fund no longer exists, into the  
16 state general fund: PROVIDED, Sales of capital assets may be made by  
17 the division of purchasing and a credit established in central stores  
18 for future purchases of capital items as provided for in RCW 43.19.190  
19 through 43.19.1939, as now or hereafter amended: PROVIDED FURTHER,  
20 That personal property, excess to a state agency, including educational  
21 institutions, shall not be sold or disposed of prior to reasonable  
22 efforts by the division of purchasing to determine if other state  
23 agencies have a requirement for such personal property. Such  
24 determination shall follow sufficient notice to all state agencies to  
25 allow adequate time for them to make their needs known. Surplus items  
26 may be disposed of without prior notification to state agencies if it  
27 is determined by the director of general administration to be in the  
28 best interest of the state. The division of purchasing shall maintain  
29 a record of disposed surplus property, including date and method of  
30 disposal, identity of any recipient, and approximate value of the  
31 property: PROVIDED, FURTHER, That this section shall not apply to  
32 personal property acquired by a state organization under federal grants  
33 and contracts if in conflict with special title provisions contained in  
34 such grants or contracts.

35 This section does not apply to property under RCW 27.53.045.

36 **Sec. 514.** RCW 43.21I.005 and 1991 c 200 s 401 are each amended to  
37 read as follows:

1       (1) The legislature declares that Washington's waters have  
2 irreplaceable value for the citizens of the state. These waters are  
3 vital habitat for numerous and diverse marine life and wildlife and the  
4 source of recreation, aesthetic pleasure, and pride for Washington's  
5 citizens. These waters are also vital for much of Washington's  
6 economic vitality.

7       The legislature finds that the transportation of oil on these  
8 waters creates a great potential hazard to these important natural  
9 resources. ~~((The legislature also finds that there is no state agency  
10 responsible for maritime safety to ensure this state's interest in  
11 preserving these resources.~~

12       ~~The legislature therefore finds that in order to protect these  
13 waters it is necessary to establish an office of marine safety which  
14 will have the responsibility to promote the safety of marine  
15 transportation in Washington.))~~

16       (2) The legislature finds that the long-term environmental health  
17 of the state's waters depends upon the strength and vitality of its oil  
18 spill prevention and response program. It is the intent of this  
19 section and sections 515 through 524 of this act to create an  
20 integrated oil spill prevention and response program that fosters  
21 planning, coordination, and incidence command. To that end, the merger  
22 of the office of marine safety with the department of ecology will:  
23 Ensure coordination via streamlining the marine safety functions of two  
24 agencies into one; provide a focused prevention and response program  
25 under a single administration; generate efficient incidence command to  
26 meet challenges threatening marine safety and the environment; and  
27 increase accountability owed to the public, the executive branch, and  
28 the legislature.

29       (3) It is the intent of the legislature that the merger of the  
30 office of marine safety with the department of ecology be accomplished  
31 in an organizational manner that maintains a priority focus and  
32 position for the oil spill prevention and response program. The merger  
33 shall allow for ready identification of the program by the public and  
34 ensure no diminution in the state's commitment to marine safety and  
35 environmental protection.

36       **Sec. 515.** RCW 43.21I.010 and 1992 c 73 s 4 are each amended to  
37 read as follows:

1       (1) There is hereby created (~~(an agency of state government to be~~  
2 ~~known as the office of marine safety. The office shall be vested with~~  
3 ~~all powers and duties transferred to it and such other powers and~~  
4 ~~duties as may be authorized by law. The main administrative office of~~  
5 ~~the office shall be located in the city of Olympia. The administrator~~  
6 ~~may establish administrative facilities in other locations,~~) within  
7 the department of ecology an integrated oil spill prevention and  
8 response program. The department shall establish a division for the  
9 purpose of housing the integrated oil spill prevention and response  
10 program. The division shall establish its focus and independence from  
11 the department's other authorized divisions and services. The director  
12 may establish administrative facilities in various locations within the  
13 state of Washington, if deemed necessary for the efficient operation of  
14 the office, and if consistent with the principles set forth in  
15 subsection (2) of this section.

16       (2) The (~~office of marine safety~~) department shall (~~be~~  
17 ~~organized~~) organize the oil spill prevention and response division  
18 consistent with the goals of providing the state (government) with a  
19 focus in marine transportation and serving the people of this state.  
20 (~~The legislature recognizes that the administrator needs sufficient~~  
21 ~~organizational flexibility to carry out the office's various duties.~~)  
22 To the extent practical, the (~~administrator~~) director shall consider  
23 the following organizational principles:

24       (a) Clear lines of authority which avoid functional duplication  
25 within and between subelements of the (~~office~~) department;

26       (b) A clear and simplified organizational design promoting  
27 accessibility, responsiveness, and accountability to the legislature,  
28 the consumer, and the general public; and

29       (c) Maximum span of control without jeopardizing adequate  
30 supervision.

31       (3) The (~~office~~) department shall provide leadership and  
32 coordination in identifying and resolving threats to the safety of  
33 marine transportation and the impact of marine transportation on the  
34 environment:

35       (a) Working with other state agencies and local governments to  
36 strengthen the state and local governmental partnership in providing  
37 public protection;

38       (b) Providing expert advice to the executive and legislative  
39 branches of state government;

1 (c) Providing active and fair enforcement of rules;  
2 (d) Working with other federal, state, and local agencies and  
3 facilitating their involvement in planning and implementing marine  
4 safety measures;

5 (e) Providing information to the public; and

6 (f) Carrying out such other related actions as may be appropriate  
7 to this purpose.

8 (4) In accordance with the administrative procedure act, chapter  
9 34.05 RCW, the ~~((office))~~ department shall ensure an opportunity for  
10 consultation, review, and comment before the adoption of standards,  
11 guidelines, and rules.

12 (5) Consistent with the principles set forth in subsection (2) of  
13 this section, the ~~((administrator))~~ director may create ~~((such~~  
14 ~~administrative divisions, offices, bureaus, and programs within the~~  
15 ~~office as the administrator))~~ whatever organizational framework the  
16 director deems necessary to achieve the goals and objectives of this  
17 section so long as it is consistent with RCW 43.21I.005 through  
18 43.21I.040 (as recodified by this act) and chapter 88.46 RCW. The  
19 ~~((administrator))~~ director shall have complete charge of and  
20 supervisory powers over the ~~((office))~~ division, except where the  
21 ~~((administrator's))~~ director's authority is specifically limited by  
22 law.

23 (6) The ~~((administrator))~~ director shall appoint ~~((such personnel~~  
24 ~~as are necessary to carry out the duties of the office))~~ an assistant  
25 director to carry out the duties of providing an oil spill prevention  
26 and response program consistent with RCW 43.21I.005 through 43.21I.040  
27 (as recodified by this act) and chapter 88.46 RCW. In addition to  
28 exemptions set forth in RCW 41.06.070~~((+28))~~ (3), the ~~((administrator,~~  
29 ~~the administrator's confidential secretary, and up to four professional~~  
30 ~~staff members))~~ director shall be exempt from the provisions of chapter  
31 41.06 RCW. All other employees of the ~~((office))~~ division shall be  
32 subject to the provisions of chapter 41.06 RCW.

33 **Sec. 516.** RCW 43.21I.030 and 1992 c 73 s 11 are each amended to  
34 read as follows:

35 In addition to any other powers granted the ~~((administrator))~~  
36 director, the ~~((administrator))~~ director, in the administration of the  
37 oil spill prevention and response division, may:

1 (1) Adopt, in accordance with chapter 34.05 RCW, rules necessary to  
2 carry out the provisions of this chapter and chapter 88.46 RCW;

3 (2) Appoint such advisory committees as may be necessary to carry  
4 out the provisions of this chapter and chapter 88.46 RCW. Members of  
5 such advisory committees are authorized to receive travel expenses in  
6 accordance with RCW 43.03.050 and 43.03.060. The ~~((administrator))~~  
7 director shall review each advisory committee within the jurisdiction  
8 of the ~~((office))~~ department's oil spill prevention and response  
9 division and each statutory advisory committee on a biennial basis to  
10 determine if such advisory committee is needed. The criteria specified  
11 in RCW 43.131.070 shall be used to determine whether or not each  
12 advisory committee shall be continued;

13 (3) Undertake studies, research, and analysis necessary to carry  
14 out the provisions of this chapter and chapter 88.46 RCW;

15 (4) Delegate powers, duties, and functions of the ~~((office))~~  
16 department's oil spill prevention and response division to employees of  
17 the ~~((office))~~ department as the ~~((administrator))~~ director deems  
18 necessary to carry out the provisions of ~~((this—chapter))~~ RCW  
19 43.21I.005 through 43.21I.040 (as recodified by this act) and chapter  
20 88.46 RCW;

21 (5) Enter into contracts on behalf of the ~~((office))~~ department's  
22 oil spill prevention and response division to carry out the purposes of  
23 ~~((this—chapter))~~ RCW 43.21I.005 through 43.21I.040 (as recodified by  
24 this act) and chapter 88.46 RCW;

25 (6) Act for the state in the initiation of, or the participation  
26 in, any intergovernmental program for the purposes of ~~((this—chapter))~~  
27 RCW 43.21I.005 through 43.21I.040 (as recodified by this act) and  
28 chapter 88.46 RCW; or

29 (7) Accept gifts, grants, or other funds.

30 **Sec. 517.** RCW 43.21I.040 and 1991 c 200 s 407 are each amended to  
31 read as follows:

32 (1) The ~~((administrator))~~ director shall have full authority to  
33 administer oaths and take testimony thereunder, to issue subpoenas  
34 requiring the attendance of witnesses before the ~~((administrator))~~  
35 director together with all books, memoranda, papers, and other  
36 documents, articles or instruments, and to compel the disclosure by  
37 such witnesses of all facts known to them relative to the matters under  
38 investigation.

1 (2) Subpoenas issued in adjudicative proceedings shall be governed  
2 by chapter 34.05 RCW.

3 (3) Subpoenas issued in the conduct of investigations required or  
4 authorized by other statutory provisions or necessary in the  
5 enforcement of other statutory provisions shall be governed by chapter  
6 34.05 RCW.

7 **Sec. 518.** RCW 88.46.922 and 1991 c 200 s 431 are each amended to  
8 read as follows:

9 All reports, documents, surveys, books, records, files, papers, or  
10 written material in the possession of the office of marine safety shall  
11 be delivered to the custody of the department of ecology. All  
12 cabinets, furniture, office equipment, motor vehicles, and other  
13 tangible property employed by the office of marine safety shall be made  
14 available to the department of ecology. All funds, credits, or other  
15 assets held by the office of marine safety shall be assigned to the  
16 department of ecology.

17 Any appropriations made to the office of marine safety shall, on  
18 (~~July 1, 1997~~) January 1, 1996, be transferred and credited to the  
19 department of ecology.

20 Whenever any question arises as to the transfer of any personnel,  
21 funds, books, documents, records, papers, files, equipment, or other  
22 tangible property used or held in the exercise of the powers and the  
23 performance of the duties and functions transferred, the director of  
24 financial management shall make a determination as to the proper  
25 allocation and certify the same to the state agencies concerned.

26 **Sec. 519.** RCW 88.46.925 and 1991 c 200 s 434 are each amended to  
27 read as follows:

28 The transfer of the powers, duties, and functions(~~(, and~~  
29 ~~personnel)~~) of the office of marine safety shall not affect the  
30 validity of any act performed prior to (~~July 1, 1997~~) January 1,  
31 1996.

32 NEW SECTION. **Sec. 520.** A new section is added to chapter 90.56  
33 RCW to read as follows:

34 No moneys may be spent by the department from the oil spill  
35 administration account, as established in RCW 90.56.510, nor the oil  
36 spill response account, as established in RCW 90.56.500, for any

1 purpose other than carrying out the purposes, programs, and services of  
2 oil spill prevention and response consistent with RCW 43.21I.005  
3 through 43.21I.040 (as recodified by this act) and chapter 88.46 RCW.

4 **Sec. 521.** 1991 c 200 s 1120 (uncodified) is amended to read as  
5 follows:

6 Sections 430 through 436 (~~(of this act)~~), chapter 200, Laws of 1991  
7 shall take effect (~~(July 1, 1997)~~) January 1, 1996.

8 **Sec. 522.** 1993 c 281 s 73 (uncodified) is amended to read as  
9 follows:

10 Section 67 (~~(of this act)~~), chapter 281, Laws of 1993 shall take  
11 effect (~~(July 1, 1997)~~) January 1, 1996.

12 NEW SECTION. **Sec. 523.** RCW 43.21I.005, 43.21I.010, 43.21I.030,  
13 and 43.21I.040, as amended in this act, are each recodified as new  
14 sections in chapter 43.21A RCW.

15 NEW SECTION. **Sec. 524.** The following acts or parts of acts are  
16 each repealed:

- 17 (1) RCW 43.21I.020 and 1992 c 73 s 5 & 1991 c 200 s 403;  
18 (2) RCW 88.46.920 and 1991 c 200 s 429; and  
19 (3) RCW 88.46.923 and 1991 c 200 s 432.

20 **Sec. 525.** RCW 90.56.510 and 1994 1st sp.s. c 6 s 903 are each  
21 amended to read as follows:

22 (1) The oil spill administration account is created in the state  
23 treasury. All receipts from RCW 82.23B.020(2) shall be deposited in  
24 the account. Moneys from the account may be spent only after  
25 appropriation. The account is subject to allotment procedures under  
26 chapter 43.88 RCW. On July 1 of each odd-numbered year, if receipts  
27 deposited in the account from the tax imposed by RCW 82.23B.020(2) for  
28 the previous fiscal biennium exceed the amount appropriated from the  
29 account for the previous fiscal biennium, the state treasurer shall  
30 transfer the amount of receipts exceeding the appropriation to the oil  
31 spill response account. If, on the first day of any calendar month,  
32 the balance of the oil spill response account is greater than twenty-  
33 five million dollars and the balance of the oil spill administration  
34 account exceeds the unexpended appropriation for the current biennium,



1 then the tax under RCW 82.23B.020(2) shall be suspended on the first  
2 day of the next calendar month until the beginning of the following  
3 biennium, provided that the tax shall not be suspended during the last  
4 six months of the biennium. If the tax imposed under RCW 82.23B.020(2)  
5 is suspended during two consecutive biennia, the department shall by  
6 November 1st after the end of the second biennium, recommend to the  
7 appropriate standing committees an adjustment in the tax rate. For the  
8 biennium ending June 30, (~~(1995)~~) 1997, the state treasurer may  
9 transfer (~~(funds)~~) up to \$1,718,000 from the oil spill response account  
10 to the oil spill administration account (~~(in amounts necessary)~~) to  
11 support appropriations made from the oil spill administration account  
12 in the omnibus and transportation appropriations acts adopted not later  
13 than June 30, (~~(1994)~~) 1997.

14 (2) Expenditures from the oil spill administration account shall be  
15 used exclusively for the administrative costs related to the purposes  
16 of this chapter, and chapters 90.48, 88.40, and 88.46 RCW. Starting  
17 with the 1995-1997 biennium, the legislature shall give activities of  
18 state agencies related to prevention of oil spills priority in funding  
19 from the oil spill administration account. Costs of administration  
20 include the costs of:

- 21 (a) Routine responses not covered under RCW 90.56.500;
- 22 (b) Management and staff development activities;
- 23 (c) Development of rules and policies and the state-wide plan  
24 provided for in RCW 90.56.060;
- 25 (d) Facility and vessel plan review and approval, drills,  
26 inspections, investigations, enforcement, and litigation;
- 27 (e) Interagency coordination and public outreach and education;
- 28 (f) Collection and administration of the tax provided for in  
29 chapter 82.23B RCW; and
- 30 (g) Appropriate travel, goods and services, contracts, and  
31 equipment.

32 NEW SECTION. **Sec. 526.** In order to provide enhanced program  
33 visibility and improved legislative oversight, the legislature concurs  
34 with the recommendation of the transportation commission that two new  
35 program designations be established within the department of  
36 transportation: (1) The transportation economic partnerships program,  
37 and (2) the transit and rail program.

1        NEW SECTION.    **Sec. 527.**    The attorney general shall prepare  
2 annually a report to the legislative transportation committee  
3 comprising a comprehensive summary of all cases involving tort claims  
4 against the department of transportation involving highways which were  
5 concluded and closed in the previous calendar year. The report shall  
6 include for each case closed:

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

8            (2) Identification of the attorneys representing the state and the  
9 opposing parties;

10           (3) A synopsis of the legal theories asserted and the defenses  
11 presented;

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

14           (5) The approximate number of attorney hours expended by the state  
15 on the case, together with the corresponding dollar amount billed  
16 therefore; and

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

21        **Sec. 528.**    RCW 47.78.010 and 1991 sp.s. c 13 ss 66, 121 are each  
22 amended to read as follows:

23           (1) There is hereby established in the state treasury the high  
24 capacity transportation account. Money in the account shall be used,  
25 after appropriation, for local high capacity transportation purposes  
26 including rail freight.

27           (2) For the biennium ending June 30, 1997, money in the account may  
28 be transferred to the passenger ferry account as provided for in  
29 section 408, chapter . . . , Laws of 1995 (this act).

30        **Sec. 529.**    RCW 82.44.150 and 1994 c 241 s 1 are each amended to  
31 read as follows:

32           (1) The director of licensing shall, on the twenty-fifth day of  
33 February, May, August, and November of each year, advise the state  
34 treasurer of the total amount of motor vehicle excise taxes imposed by  
35 RCW 82.44.020 (1) and (2) remitted to the department during the  
36 preceding calendar quarter ending on the last day of March, June,  
37 September, and December, respectively, except for those payable under

1 RCW 82.44.030, from motor vehicle owners residing within each  
2 municipality which has levied a tax under RCW 35.58.273, which amount  
3 of excise taxes shall be determined by the director as follows:

4 The total amount of motor vehicle excise taxes remitted to the  
5 department, except those payable under RCW 82.44.020(3) and 82.44.030,  
6 from each county shall be multiplied by a fraction, the numerator of  
7 which is the population of the municipality residing in such county,  
8 and the denominator of which is the total population of the county in  
9 which such municipality or portion thereof is located. The product of  
10 this computation shall be the amount of excise taxes from motor vehicle  
11 owners residing within such municipality or portion thereof. Where the  
12 municipality levying a tax under RCW 35.58.273 is located in more than  
13 one county, the above computation shall be made by county, and the  
14 combined products shall provide the total amount of motor vehicle  
15 excise taxes from motor vehicle owners residing in the municipality as  
16 a whole. Population figures required for these computations shall be  
17 supplied to the director by the office of financial management, who  
18 shall adjust the fraction annually.

19 (2) On the first day of the months of January, April, July, and  
20 October of each year, the state treasurer based upon information  
21 provided by the department shall, from motor vehicle excise taxes  
22 deposited in the general fund, under RCW 82.44.110(1)(g), make the  
23 following deposits:

24 (a) To the high capacity transportation account created in RCW  
25 47.78.010, a sum equal to four and five-tenths percent of the special  
26 excise tax levied under RCW 35.58.273 by those municipalities  
27 authorized to levy a special excise tax within ~~((i))~~ each county  
28 ~~((with a population of two hundred ten thousand or more and (ii) each~~  
29 ~~county with a population of from one hundred twenty-five thousand to~~  
30 ~~less than two hundred ten thousand except for those counties that do~~  
31 ~~not border a county with a population as described in subsection (i) of~~  
32 ~~this subsection)) that has a population of one hundred seventy-five~~  
33 ~~thousand or more and has an interstate highway within its borders;~~  
34 ~~except that in a case of a municipality located in a county that has a~~  
35 ~~population of one hundred seventy-five thousand or more that does not~~  
36 ~~have an interstate highway located within its borders, that sum shall~~  
37 ~~be deposited in the passenger ferry account created in Laws of 1995 1st~~  
38 ~~sp. sess., chapter . . . , section 22 (H-3256/95 or H-3270/95);~~

1 (b) To the central Puget Sound public transportation account  
2 created in RCW 82.44.180, for revenues distributed after December 31,  
3 1992, within a county with a population of one million or more and a  
4 county with a population of from two hundred thousand to less than one  
5 million bordering a county with a population of one million or more, a  
6 sum equal to the difference between (i) the special excise tax levied  
7 and collected under RCW 35.58.273 by those municipalities authorized to  
8 levy and collect a special excise tax subject to the requirements of  
9 subsections (3) and (4) of this section and (ii) the special excise tax  
10 that the municipality would otherwise have been eligible to levy and  
11 collect at a tax rate of .815 percent and been able to match with  
12 locally generated tax revenues, other than the excise tax imposed under  
13 RCW 35.58.273, budgeted for any public transportation purpose. Before  
14 this deposit, the sum shall be reduced by an amount equal to the amount  
15 distributed under (a) of this subsection for each of the municipalities  
16 within the counties to which this subsection (2)(b) applies; however,  
17 any transfer under this subsection (2)(b) must be greater than zero;

18 (c) To the public transportation systems account created in RCW  
19 82.44.180, for revenues distributed after December 31, 1992, within  
20 counties not described in (b) of this subsection, a sum equal to the  
21 difference between (i) the special excise tax levied and collected  
22 under RCW 35.58.273 by those municipalities authorized to levy and  
23 collect a special excise tax subject to the requirements of subsections  
24 (3) and (4) of this section and (ii) the special excise tax that the  
25 municipality would otherwise have been eligible to levy and collect at  
26 a tax rate of .815 percent and been able to match with locally  
27 generated tax revenues, other than the excise tax imposed under RCW  
28 35.58.273, budgeted for any public transportation purpose. Before this  
29 deposit, the sum shall be reduced by an amount equal to the amount  
30 distributed under (a) of this subsection for each of the municipalities  
31 within the counties to which this subsection (2)(c) applies; however,  
32 any transfer under this subsection (2)(c) must be greater than zero;  
33 and

34 (d) To the general fund, for revenues distributed after June 30,  
35 1993, and to the transportation fund, for revenues distributed after  
36 June 30, 1995, a sum equal to the difference between (i) the special  
37 excise tax levied and collected under RCW 35.58.273 by those  
38 municipalities authorized to levy and collect a special excise tax  
39 subject to the requirements of subsections (3) and (4) of this section

1 and (ii) the special excise tax that the municipality would otherwise  
2 have been eligible to levy and collect at a tax rate of .815 percent  
3 notwithstanding the requirements set forth in subsections (3) through  
4 (6) of this section, reduced by an amount equal to distributions made  
5 under (a), (b), and (c) of this subsection and RCW 82.14.046.

6 (3) On the first day of the months of January, April, July, and  
7 October of each year, the state treasurer, based upon information  
8 provided by the department, shall remit motor vehicle excise tax  
9 revenues imposed and collected under RCW 35.58.273 as follows:

10 (a) The amount required to be remitted by the state treasurer to  
11 the treasurer of any municipality levying the tax shall not exceed in  
12 any calendar year the amount of locally-generated tax revenues,  
13 excluding (i) the excise tax imposed under RCW 35.58.273 for the  
14 purposes of this section, which shall have been budgeted by the  
15 municipality to be collected in such calendar year for any public  
16 transportation purposes including but not limited to operating costs,  
17 capital costs, and debt service on general obligation or revenue bonds  
18 issued for these purposes; and (ii) the sales and use tax equalization  
19 distributions provided under RCW 82.14.046; and

20 (b) In no event may the amount remitted in a single calendar  
21 quarter exceed the amount collected on behalf of the municipality under  
22 RCW 35.58.273 during the calendar quarter next preceding the  
23 immediately preceding quarter, excluding the sales and use tax  
24 equalization distributions provided under RCW 82.14.046.

25 (4) At the close of each calendar year accounting period, but not  
26 later than April 1, each municipality that has received motor vehicle  
27 excise taxes under subsection (3) of this section shall transmit to the  
28 director of licensing and the state auditor a written report showing by  
29 source the previous year's budgeted tax revenues for public  
30 transportation purposes as compared to actual collections. Any  
31 municipality that has not submitted the report by April 1 shall cease  
32 to be eligible to receive motor vehicle excise taxes under subsection  
33 (3) of this section until the report is received by the director of  
34 licensing. If a municipality has received more or less money under  
35 subsection (3) of this section for the period covered by the report  
36 than it is entitled to receive by reason of its locally-generated  
37 collected tax revenues, the director of licensing shall, during the  
38 next ensuing quarter that the municipality is eligible to receive motor  
39 vehicle excise tax funds, increase or decrease the amount to be

1 remitted in an amount equal to the difference between the locally-  
2 generated budgeted tax revenues and the locally-generated collected tax  
3 revenues. In no event may the amount remitted for a calendar year  
4 exceed the amount collected on behalf of the municipality under RCW  
5 35.58.273 during that same calendar year excluding the sales and use  
6 tax equalization distributions provided under RCW 82.14.046. At the  
7 time of the next fiscal audit of each municipality, the state auditor  
8 shall verify the accuracy of the report submitted and notify the  
9 director of licensing of any discrepancies.

10 (5) The motor vehicle excise taxes imposed under RCW 35.58.273 and  
11 required to be remitted under this section and RCW 82.14.046 shall be  
12 remitted without legislative appropriation.

13 (6) Any municipality levying and collecting a tax under RCW  
14 35.58.273 which does not have an operating, public transit system or a  
15 contract for public transportation services in effect within one year  
16 from the initial effective date of the tax shall return to the state  
17 treasurer all motor vehicle excise taxes received under subsection (3)  
18 of this section.

19 **Sec. 530.** RCW 70.94.531 and 1991 c 202 s 13 are each amended to  
20 read as follows:

21 (1) Not more than six months after the adoption of the commute trip  
22 reduction plan by a jurisdiction, each major employer in that  
23 jurisdiction shall develop a commute trip reduction program and shall  
24 submit a description of that program to the jurisdiction for review.  
25 The program shall be implemented not more than six months after  
26 submission to the jurisdiction.

27 (2) A commute trip reduction program shall consist of, at a minimum  
28 (a) designation of a transportation coordinator and the display of the  
29 name, location, and telephone number of the coordinator in a prominent  
30 manner at each affected worksite; (b) regular distribution of  
31 information to employees regarding alternatives to single-occupant  
32 vehicle commuting; (c) an annual review of employee commuting and  
33 reporting of progress toward meeting the single-occupant vehicle  
34 reduction goals to the county, city, or town consistent with the method  
35 established in the commute trip reduction plan; and (d) implementation  
36 of a set of measures designed to achieve the applicable commute trip  
37 reduction goals adopted by the jurisdiction. Such measures may include  
38 but are not limited to:

- 1 (i) Provision of preferential parking or reduced parking charges,  
2 or both, for high occupancy vehicles;
- 3 (ii) Instituting or increasing parking charges for single-occupant  
4 vehicles;
- 5 (iii) Provision of commuter ride matching services to facilitate  
6 employee ridesharing for commute trips;
- 7 (iv) Provision of subsidies for transit fares;
- 8 (v) Provision of vans for van pools;
- 9 (vi) Provision of subsidies for car pooling or van pooling;
- 10 (vii) Permitting the use of the employer's vehicles for car pooling  
11 or van pooling;
- 12 (viii) Permitting flexible work schedules to facilitate employees'  
13 use of transit, car pools, or van pools;
- 14 (ix) Cooperation with transportation providers to provide  
15 additional regular or express service to the worksite;
- 16 (x) Construction of special loading and unloading facilities for  
17 transit, car pool, and van pool users;
- 18 (xi) Provision of bicycle parking facilities, lockers, changing  
19 areas, and showers for employees who bicycle or walk to work;
- 20 (xii) Provision of a program of parking incentives such as a rebate  
21 for employees who do not use the parking facility;
- 22 (xiii) Establishment of a program to permit employees to work part  
23 or full time at home or at an alternative worksite closer to their  
24 homes;
- 25 (xiv) Establishment of a program of alternative work schedules such  
26 as compressed work week schedules which reduce commuting; ((and))
- 27 (xv) Establishment of proximate commuting programs by employers  
28 with multiple worksites; and
- 29 (xvi) Implementation of other measures designed to facilitate the  
30 use of high-occupancy vehicles such as on-site day care facilities and  
31 emergency taxi services.
- 32 (3) Employers or owners of worksites may form or utilize existing  
33 transportation management associations to assist members in developing  
34 and implementing commute trip reduction programs.

35 **Sec. 531.** RCW 82.44.180 and 1993 sp.s. c 23 s 64 and 1993 c 393 s  
36 1 are each reenacted and amended to read as follows:

37 (1) The transportation fund is created in the state treasury.  
38 Revenues under RCW 82.44.020 (1) and (2), 82.44.110, 82.44.150, and the

1 surcharge under RCW 82.50.510 shall be deposited into the fund as  
2 provided in those sections.

3 Moneys in the fund may be spent only after appropriation.  
4 Expenditures from the fund may be used only for transportation purposes  
5 and activities and operations of the Washington state patrol not  
6 directly related to the policing of public highways and that are not  
7 authorized under Article II, section 40 of the state Constitution.

8 (2) There is hereby created the central Puget Sound public  
9 transportation account within the transportation fund. Moneys  
10 deposited into the account under RCW 82.44.150(2)(b) shall be  
11 appropriated to the department of transportation for public  
12 transportation related purposes specified in the transportation  
13 appropriations act or to the department of transportation and allocated  
14 by the multimodal transportation programs and projects selection  
15 committee created in RCW 47.66.020 to public transportation projects  
16 within the region from which the funds are derived, solely for:

17 (a) Planning;

18 (b) Development of capital projects;

19 (c) Development of high capacity transportation systems as defined  
20 in RCW 81.104.015;

21 (d) Development of high occupancy vehicle lanes and related  
22 facilities as defined in RCW 81.100.020; and

23 (e) Public transportation system contributions required to fund  
24 projects under federal programs and those approved by the  
25 transportation improvement board.

26 (3) There is hereby created the public transportation systems  
27 account within the transportation fund. Moneys deposited into the  
28 account under RCW 82.44.150(2)(c) shall be appropriated to the  
29 department of transportation for public transportation related purposes  
30 specified in the transportation appropriations act or to the department  
31 of transportation and allocated by the multimodal transportation  
32 programs and projects selection committee to public transportation  
33 projects submitted by the public transportation systems from which the  
34 funds are derived, solely for:

35 (a) Planning;

36 (b) Development of capital projects;

37 (c) Development of high capacity transportation systems as defined  
38 in RCW 81.104.015;



1 (d) Development of high occupancy vehicle lanes and related  
2 facilities as defined in RCW 81.100.020;

3 (e) Other public transportation system-related roadway projects on  
4 state highways, county roads, or city streets; and

5 (f) Public transportation system contributions required to fund  
6 projects under federal programs and those approved by the  
7 transportation improvement board.

8 **Sec. 532.** RCW 47.78.010 and 1991 sp.s. c 13 ss 66, 121 are each  
9 amended to read as follows:

10 There is hereby established in the state treasury the high capacity  
11 transportation account. Money in the account shall be used, after  
12 appropriation, for high occupancy vehicle lane construction or for  
13 local high capacity transportation purposes including rail freight.

14 **Sec. 533.** 1994 c 303 s 20 (uncodified) is amended to read as  
15 follows:

16 (1) There is hereby appropriated cumulatively from the motor  
17 vehicle fund--state, the transportation fund--state, and the general  
18 fund--state, up to \$35,500,000 for preliminary engineering, right of  
19 way acquisition, and construction of the following regular category C  
20 projects:

- 21 ((+1)) (a) SPRING ST TO JOHNSON RD (627000D);
- 22 ((+2)) (b) W. LK SAMM. PKWY. TO SR 202 (152038A, 152039D);
- 23 ((+3)) (c) DIAMOND LAKE CHANNELIZATION (600232E);
- 24 ((+4)) (d) 15TH SW TO SR 161 U-XING (351214A);
- 25 ((+5)) (e) ANDRESEN ROAD TO SR 503 (450093B);
- 26 ((+6)) (f) NE 144TH ST TO BATTLEGROUND (450387B);
- 27 ((+7)) (g) STEAMBOAT ISLAND RD I/C (310199A);
- 28 ((+8)) (h) GRAHAM HILL VICINITY (316111A);
- 29 ((+9)) (i) NORTH OF WINSLOW - STAGE 1 (330505A);
- 30 ((+10)) (j) SR 5 TO BLANDFORD DRIVE (401487A);
- 31 ((+11)) (k) 32ND STREET INTERCHANGE (316711A); and
- 32 ((+12)) (l) SUNNYSLOPE I/C - STAGE 2 (228531A).

33 These projects are not necessarily in prioritized order and are not  
34 subject to the provisions of chapter 490, Laws of 1993.

35 The total expenditures under this section from all fund sources,  
36 including funds transferred under section 18(5) of this act, shall not  
37 exceed \$35,500,000. The general fund--state expenditure under this

1 section and sections 18, 21, and 22 of this act, cumulatively, shall  
2 not exceed \$93,925,000.

3 (2) The purpose of this amendment is to clarify the intent of the  
4 legislature that the appropriation for project No. (b) included moneys  
5 for construction of Stage 1, including a diamond interchange at SR  
6 520/SR 202. Such moneys are reappropriated for the project, W. Lake  
7 Sammamish Parkway to SR 202, including the construction of the diamond  
8 interchange at SR 520/SR 202. Such reappropriation shall be considered  
9 to be effective as of the date of section 20, chapter 303, Laws of  
10 1994. All expenditures made by the department from that date are  
11 hereby ratified.

12 (3) If House Bill No. 2074 is enacted by June 30, 1995, this  
13 section is null and void.

14 NEW SECTION. Sec. 534. It is the intent of the legislature that  
15 the department of transportation may implement a voluntary retirement  
16 incentive program that is cost neutral provided that such program is  
17 approved by the director of financial management.

18 NEW SECTION. Sec. 535. GENERALLY ACCEPTED ACCOUNTING PRINCIPLES.  
19 The appropriations of moneys and the designation of funds and accounts  
20 by this and other acts of the 1995 legislature shall be construed in a  
21 manner consistent with legislation enacted by the 1985, 1987, 1989,  
22 1991, and 1993 legislatures to conform state funds and accounts with  
23 generally accepted accounting principles.

24 NEW SECTION. Sec. 536. Sections 511 through 523 and 528 through  
25 533 of this act expire June 30, 1997.

26 NEW SECTION. Sec. 537. SEVERABILITY. If any provision of this  
27 act or its application to any person or circumstance is held invalid,  
28 the remainder of the act or the application of the provision to other  
29 persons or circumstances is not affected.

30 NEW SECTION. Sec. 538. This act is necessary for the immediate  
31 preservation of the public peace, health, or safety, or support of the

1 state government and its existing public institutions, and shall take  
2 effect immediately.

3 (End of part)

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19 **ESHB 2080** - H AMD  
20 By Representative

21

22 On page 1, line 1 of the title, after "appropriations;" strike the  
23 remainder of the title and insert "amending RCW 43.105.017, 43.105.041,  
24 43.19.1919, 43.21I.005, 43.21I.010, 43.21I.030, 43.21I.040, 88.46.922,  
25 88.46.925, 90.56.510, 47.78.010, 82.44.150, 70.94.531, and 47.78.010;  
26 amending 1994 c 303 s 20 (uncodified); amending 1991 c 200 s 1120  
27 (uncodified); amending 1993 c 281 s 73 (uncodified); reenacting and  
28 amending RCW 82.44.180; adding a new section to chapter 90.56 RCW;  
29 creating new sections; recodifying RCW 43.21I.005, 43.21I.010,  
30 43.21I.030, and 43.21I.040; repealing RCW 43.21I.020, 88.46.920, and  
31 88.46.923; making appropriations; providing expiration dates; and  
32 declaring an emergency."

--- END ---