

2 **ESHB 2080 - H AMD 967 ADOPTED 5/24/95**

3 By Representatives K. Schmidt and Mitchell

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.

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PART I
GENERAL GOVERNMENT AGENCIES--OPERATING

NEW SECTION. **Sec. 101. FOR THE DEPARTMENT OF AGRICULTURE**

Motor Vehicle Fund--State Appropriation \$ 300,000

The appropriation in this section is subject to the following conditions and limitations and specified amounts are provided solely for that activity: The department of agriculture shall report to the legislative transportation committee by January 1, 1996, and January 1, 1997, on the number of fuel samples tested and the findings of the tests for the motor fuel quality program.

NEW SECTION. **Sec. 102. FOR THE JOINT LEGISLATIVE SYSTEMS COMMITTEE**

Motor Vehicle Fund--State Appropriation \$ 40,000

The appropriation in this section is subject to the following conditions and limitations and specified amounts are provided solely for that activity: The joint legislative systems committee shall enter into a service level agreement with the legislative transportation committee by September 30, 1995.

NEW SECTION. **Sec. 103. FOR THE LEGISLATIVE EVALUATION AND ACCOUNTABILITY PROGRAM**

Motor Vehicle Fund--State Appropriation \$ 205,000

The appropriation in this section is for fiscal year 1996 and is subject to the following conditions and limitations and specified amounts are provided solely for that activity: The legislative evaluation and accountability program committee shall enter into a service level agreement with the legislative transportation committee by September 30, 1995.

NEW SECTION. **Sec. 104. FOR THE OFFICE OF FINANCIAL MANAGEMENT**

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 |
|----|---|----|---------|

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)

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PART II
TRANSPORTATION AGENCIES

NEW SECTION. **Sec. 201. FOR THE WASHINGTON TRAFFIC SAFETY COMMISSION**

| | | |
|--|----|-----------|
| Highway Safety Fund--State Appropriation | \$ | 428,000 |
| Highway Safety Fund--Federal Appropriation | \$ | 5,160,000 |
| Transportation Fund--State Appropriation | \$ | 1,100,000 |
| TOTAL APPROPRIATION | \$ | 6,688,000 |

The appropriations in this section are subject to the following conditions and limitations and specified amounts are provided solely for that activity: Up to \$200,000 of the transportation fund--state appropriation shall be used by the commission to identify and implement programs to reduce the incidence of driving under the influence of controlled substances. The commission shall submit a progress report to the legislative transportation committee by December 31, 1995. The remaining transportation fund--state appropriation shall be used solely to fund community DUI task forces. Funding from the transportation fund for any community DUI task force may not exceed fifty percent of total expenditures in support of that task force.

NEW SECTION. **Sec. 202. FOR THE BOARD OF PILOTAGE COMMISSIONERS**

| | | |
|---|----|---------|
| Pilotage Account--State Appropriation | \$ | 260,000 |
|---|----|---------|

NEW SECTION. **Sec. 203. FOR THE COUNTY ROAD ADMINISTRATION BOARD**

| | | |
|---|----|------------|
| Motor Vehicle Fund--Rural Arterial Trust | | |
| Account--State Appropriation | \$ | 37,553,000 |
| Motor Vehicle Fund--State Appropriation | \$ | 1,340,000 |
| Motor Vehicle Fund--Private/Local Appropriation | \$ | 508,000 |
| Motor Vehicle Fund--County Arterial Preservation | | |
| Account --State Appropriation | \$ | 26,023,000 |
| TOTAL APPROPRIATION | \$ | 65,424,000 |

NEW SECTION. **Sec. 204. FOR THE TRANSPORTATION IMPROVEMENT BOARD**

| | | |
|---|--|----------------|
| 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 |
|----|---|--------------|

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 | <u>NEW SECTION. Sec. 215. FOR THE DEPARTMENT OF TRANSPORTATION--</u> | | |
| 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 | <u>NEW SECTION. Sec. 216. FOR THE DEPARTMENT OF TRANSPORTATION--</u> | | |
| 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 | <u>NEW SECTION. Sec. 217. FOR THE DEPARTMENT OF TRANSPORTATION--</u> | | |
| 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

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

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)

PART IV

TRANSFERS AND DISTRIBUTIONS

NEW SECTION. Sec. 401. FOR THE STATE TREASURER--BOND RETIREMENT AND INTEREST, AND ONGOING BOND REGISTRATION AND TRANSFER CHARGES: FOR BOND SALES DISCOUNTS AND DEBT TO BE PAID BY MOTOR VEHICLE FUND AND TRANSPORTATION FUND REVENUE

Table with 2 columns: Description and Amount. Rows include Motor Vehicle Fund--Puget Sound Capital Construction Account, Motor Vehicle Fund Appropriation, Motor Vehicle Fund Appropriation, Transportation Improvement Account, Transportation Fund Appropriation, Special Category C Account Appropriation, Highway Bond Retirement Account Appropriation, Ferry Bond Retirement Account Appropriation, and TOTAL APPROPRIATION.

NEW SECTION. Sec. 402. FOR THE STATE TREASURER--BOND RETIREMENT AND INTEREST, AND ONGOING BOND REGISTRATION AND TRANSFER CHARGES: FOR BOND SALE EXPENSES AND FISCAL AGENT CHARGES

Table with 2 columns: Description and Amount. Rows include Motor Vehicle Fund--Puget Sound Capital Construction Account Appropriation, Motor Vehicle Fund Appropriation, Motor Vehicle Fund--Urban Arterial Trust Account Appropriation, Motor Vehicle Fund--Transportation Improvement Account Appropriation, Special Category C Account Appropriation, Transportation Fund Appropriation, Transportation Capital Facilities Account Appropriation, and TOTAL APPROPRIATION.

NEW SECTION. Sec. 403. FOR THE STATE TREASURER--STATE REVENUES FOR DISTRIBUTION

| | | | |
|---|---|----|-------------|
| 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 ---