

SUBSTITUTE HOUSE BILL 2281

State of Washington

55th Legislature

1997 Regular Session

By House Committee on Transportation Policy & Budget (originally sponsored by Representatives K. Schmidt, Hankins, Mitchell, Skinner, Robertson, Radcliff, Fisher, Backlund, Cooper, Chandler, Cairnes, Blalock, Buck, Scott, Johnson, Murray, Mielke, Hatfield, D. Schmidt, Wensman, Bush, McMorris, Thompson, Gardner and Wood)

Read first time 04/15/97.

1 AN ACT Relating to transportation funding and appropriations;
2 amending 1996 c 165 ss 207, 210, 211, 215, 218, 220, 221, 224, 225,
3 401, and 402 (uncodified); creating new sections; repealing 1996 c 165
4 s 505 (uncodified); making appropriations; and declaring an emergency.

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

6 NEW SECTION. **Sec. 1.** To ensure accountability for the expenditure
7 of transportation revenue by agencies responsible for delivering
8 transportation services and programs to the traveling and taxpaying
9 public, an objective and systematic assessment of the services and
10 programs administered by the departments of transportation and
11 licensing and the Washington state patrol is essential. An audit of
12 the agencies' performance and an examination of the efficiency and
13 effectiveness of service and program delivery by these agencies shall
14 take place prior to the appropriation for full funding of certain
15 programs, projects, and services in the 1997-99 transportation agencies
16 biennial budget.

17 NEW SECTION. **Sec. 2. FOR THE LEGISLATIVE TRANSPORTATION COMMITTEE**

18 Motor Vehicle Fund--State Appropriation \$ 1,500,000

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

4 (1) The legislative transportation committee shall, in accordance
5 with government accounting standards prescribed by the comptroller
6 general of the United States, conduct performance audits of the
7 department of transportation, focusing on its responsibilities for the
8 highway and ferry systems; the department of licensing, focusing on the
9 processes for motor vehicle and driver licensing functions; and the
10 Washington state patrol, concentrating on law enforcement operations,
11 communications systems, and technology requirements. The performance
12 audits shall be an objective and systematic assessment of the programs
13 administered by the department, including each program's effectiveness,
14 efficiency, and accountability. Under the provisions of chapter 39.29
15 RCW, the legislative transportation committee shall use a firm or firms
16 to conduct the audits.

17 (2) The committee shall consult frontline employees, program
18 managers, customers of the programs and agency services, taxpayers,
19 legislators, legislative staff, the joint legislative audit and review
20 committee, state auditor, office of financial management staff, and
21 other external public and private sector experts in conducting the
22 performance audit. On behalf of the committee, the independent
23 evaluator shall be provided direct and unrestricted access to
24 information held by the agencies, which shall submit all data and other
25 information requested by the committee.

26 (3) The performance audit shall identify those activities and
27 programs that should be strengthened, those that should be abandoned,
28 and those that need to be redirected or other alternatives explored.
29 In conducting the audit, the following objectives shall be addressed as
30 appropriate:

31 (a) Identify each of the discrete functions or activities, along
32 with associated costs and full-time equivalent staff;

33 (b) Determine the extent to which the particular activity or
34 function is specifically authorized in statute or is consistent with
35 statutory direction and intent;

36 (c) Establish the relative priority of the program among the
37 agency's functions;

1 (d) Consider whether or not the purpose for which the program was
2 created is still valid based on the circumstances under which the
3 program was created versus those that exist at the time of the audit;

4 (e) Recommend organizations or programs in the public or private
5 sector to be used as benchmarks against which to measure the
6 performance of the program or function;

7 (f) Determine whether or not the program or function is achieving
8 the results for which it was established;

9 (g) Identify alternatives for delivering the program or service,
10 either in the public or private sector;

11 (h) Identify any duplication of services with other government
12 programs or private enterprises or gaps in services;

13 (i) Identify the costs or implications of not performing the
14 function;

15 (j) Determine the frequency with which other states perform similar
16 functions, as well as their relative funding levels and performance;

17 (k) In the event of inadequate performance by the program, identify
18 the potential for a workable, affordable plan to improve performance;

19 (l) Identify, to the extent possible, the causes of any program's
20 failure to achieve the desired results and identify alternatives for
21 reducing costs or improving service delivery, including transferring
22 functions to other public or private sector organizations; and

23 (m) Develop recommendations relating to statutes that inhibit or do
24 not contribute to the agency's ability to perform its functions
25 effectively and efficiently and whether specific statutes, activities,
26 or programs should be continued, abandoned, or restructured.

27 (4) In conducting the performance audit of the Washington state
28 ferries' capital program, the committee shall evaluate and make
29 recommendations on the following elements:

30 (a) Washington state ferries' compliance with the recommendations
31 of the 1991 Booz. Allen and Hamilton vessel construction and
32 refurbishment study;

33 (b) Vessel procurement procedures that maximize cost effective
34 preservation, maintenance, and new construction of Washington state
35 ferries;

36 (c) The appropriate level of Washington state ferries' in-house
37 design and construction, design or construction functions that could be
38 performed by private engineering firms and shipyards, and procedures to

1 appropriately share the risk of project performance between the state
2 and private shipyards in the implementation of contractual work;

3 (d) Washington state ferries' long-range plan recommendations for
4 terminal and vessel investments, with particular focus on the
5 appropriate investments to meet forecasted vehicle and passenger travel
6 demands, emergent vessel capacity and existing fleet preservation
7 needs, needed route structures, and related terminal capacity; and

8 (e) Other elements or issues as directed by the advisory committee.

9 (5) In conducting the performance audit of the Washington state
10 ferries' operating program, the committee shall evaluate and make
11 recommendations on the following elements:

12 (a) The administration and organizational structure of the
13 Washington state ferries, with specific focus on the appropriate level
14 of management staffing, and clerical and support functions necessary
15 for terminal and vessel activities;

16 (b) The efficiency of current staging, loading, and traffic
17 management procedures;

18 (c) The appropriate service level and related vessel deployment for
19 existing and planned routes;

20 (d) Appropriate procedures for vessel operational support;
21 including, but not limited to, fueling, water, sewage, and hazardous
22 materials management procedures;

23 (e) Internal controls of revenue collections and inventory;

24 (f) Review of emergency management procedures;

25 (g) The feasibility of converting international route service to
26 local government and/or private sector operation;

27 (h) Radio and electronic vessel communications and electronic
28 tracking systems;

29 (i) Contractual agreements for agent services;

30 (j) Terminal utility cost increases;

31 (k) Internal control procedures to ensure the accuracy of payroll;

32 (l) Strategies for maintenance support of vessels and terminals,
33 including an assessment of Eagle Harbor operations;

34 (m) Fleet and terminal equipment processes to enhance operational
35 support and cost effective purchases;

36 (n) Essential training and human resources requirements, including
37 training needed to comply with regulatory agency mandates;

38 (o) Appropriate levels of support necessary for the consistent
39 operation of supporting data processing systems;

1 (p) System-wide charges for software licensing and policy for
2 purchasing, or upgrading computer workstations; and

3 (q) Other elements or issues as directed by the committee.

4 (6) Unless the committee determines otherwise, the preliminary and
5 final audit reports for the Washington state ferries shall be completed
6 by October 1, 1997, and January 1, 1998, respectively. Unless the
7 committee determines otherwise, the preliminary and final audit reports
8 for other programs administered by the department of transportation,
9 the department of licensing and the Washington state patrol shall be
10 completed by August 1, 1998, and November 1, 1998, respectively.

11 (7)(a) The legislative transportation committee shall create a
12 temporary advisory committee to assist the committee in conducting this
13 performance audit. The advisory committee shall assist the committee
14 in the following matters:

15 (i) Identifying stakeholders;

16 (ii) Developing the audit scope and objectives;

17 (iii) Reviewing progress reports provided by the legislative
18 transportation committee;

19 (iv) Reviewing preliminary and final audit reports;

20 (v) Facilitating communication of audit findings to other members
21 of the legislature.

22 (b) The advisory committee shall be comprised of representatives of
23 the joint legislative audit and review committee, the legislative
24 transportation committee, and other stakeholders as determined by the
25 legislative transportation committee.

26 (c) The advisory committee shall be chaired by the chair of the
27 legislative transportation committee or his or her designee.

28 **Sec. 3.** 1996 c 165 s 207 (uncodified) is amended to read as
29 follows:

30 **FOR THE DEPARTMENT OF LICENSING--MANAGEMENT AND SUPPORT SERVICES**

31 Highway Safety Fund--Motorcycle Safety Education

32 Account--State Appropriation \$ 68,000

33 State Wildlife Account--State Appropriation . . . \$ 53,000

34 Highway Safety Fund--State Appropriation \$ ((5,460,000))

35 5,429,000

36 Motor Vehicle Fund--State Appropriation \$ 4,045,000

37 Transportation Fund--State Appropriation \$ 808,000

38 TOTAL APPROPRIATION \$ ((10,434,000))

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Sec. 4. 1996 c 165 s 210 (uncodified) is amended to read as follows:

FOR THE DEPARTMENT OF LICENSING--DRIVER SERVICES

Highway Safety Fund--Motorcycle Safety Education		
Account--State Appropriation	\$	1,150,000
Highway Safety Fund--State Appropriation	\$	((56,145,000))
		<u>56,395,000</u>
Transportation Fund--State Appropriation	\$	4,914,000
TOTAL APPROPRIATION	\$	((62,209,000))
		<u>62,459,000</u>

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

(1) If the following bills are not enacted by June 30, 1996, the amounts specified from the highway safety fund--state appropriation shall lapse:

- ((+1)) (a) Engrossed Substitute House Bill No. 2150: \$298,000;
- ((+2)) (b) Substitute Senate Bill No. 6487: \$61,000;
- ((+3)) (c) Engrossed Third Substitute Senate Bill No. 6062: \$133,000.

(2) \$250,000 of the highway safety fund--state appropriation is provided for manual processing of accident reports due to a delay in implementing the collision reporting and statistical reporting system.

Sec. 5. 1996 c 165 s 211 (uncodified) is amended to read as follows:

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

Motor Vehicle Fund--State Appropriation	\$	24,394,000
Motor Vehicle Fund--Federal Appropriation	\$	400,000
Motor Vehicle Fund--Transportation Capital		
Facilities Account--State Appropriation	\$	((21,974,000))
		<u>22,011,000</u>
TOTAL APPROPRIATION	\$	((46,768,000))
		<u>46,805,000</u>

1 The appropriations in this section are subject to the following
2 conditions and limitations and specified amounts are provided solely
3 for that activity: The transportation capital facilities account--
4 state appropriation includes \$37,000 as match to a federal emergency
5 management grant for reimbursement to repair damage to agency owned
6 buildings as result of the December 1996 floods.

7 **Sec. 6.** 1996 c 165 s 215 (uncodified) is amended to read as
8 follows:

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

10	Motor Vehicle Fund--State Appropriation	\$	((222,274,000))
11			<u>226,274,000</u>
12	Motor Vehicle Fund--Federal Appropriation	\$	461,000
13	Motor Vehicle Fund--Private/Local Appropriation	\$	3,305,000
14	TOTAL APPROPRIATION	\$	((226,040,000))
15			<u>230,040,000</u>

16 The appropriations in this section are subject to the following
17 conditions and limitations and specified amounts are provided solely
18 for that activity:

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

24 (2) The department shall deliver the highway maintenance program
25 according to the plans for each major maintenance group to the extent
26 practical. However, if projected snow and ice expenditures exceed the
27 plan of \$40,000,000, the department will, after prior consultation with
28 the legislative transportation committee, adopt one or both of the
29 following courses of action:

30 (a) Reduce planned maintenance activities in other groups to offset
31 the necessary increases for snow and ice control and detail these
32 expenditures; or

33 (b) Continue service delivery as planned within the other major
34 maintenance groups and access up to ~~((\$2,000,000 in the snow and ice~~
35 reserve)) \$4,000,000 provided in subsection (6) of this section to
36 cover increased snow and ice expenditures ~~((provided for in section 505~~
37 ~~of this act))~~.

1 (3) The department shall provide recommendations to the legislative
2 transportation committee by June 30, 1996, on: (a) The feasibility of
3 developing a maintenance management system; (b) methods for providing
4 a consistent maintenance level of service throughout the state; (c)
5 options for centralized versus decentralized management of the program;
6 (d) improving accountability and oversight of the maintenance program;
7 and (e) improving accountability and oversight of the transportation
8 equipment fund program.

9 (4) The motor vehicle fund--state appropriation in this section
10 includes \$250,000 solely for augmentation of the adopt-a-highway
11 program, under Engrossed Substitute House Bill No. 1512.

12 (5) The motor vehicle fund--state appropriation in this section
13 includes \$1,812,000 for payment of local stormwater assessment fees.

14 (6) The motor vehicle fund--state appropriation includes \$4,000,000
15 solely for snow and ice expenditures that exceed the \$40,000,000 snow
16 and ice expenditure plan.

17 **Sec. 7.** 1996 c 165 s 218 (uncodified) is amended to read as
18 follows:

19 **FOR THE DEPARTMENT OF TRANSPORTATION--SALES AND SERVICES TO OTHERS--**
20 **PROGRAM R**

21 Motor Vehicle Fund--State Appropriation	\$	((490,000))
		<u>740,000</u>
23 Motor Vehicle Fund--Federal Appropriation	\$	400,000
24 Motor Vehicle Fund--Private/Local Appropriation	\$	7,232,000
25 TOTAL APPROPRIATION	\$	((8,122,000))
26		<u>8,372,000</u>

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

30 (1) It is the intent of the legislature to continue the state's
31 partnership with the federal government, local government, and the
32 private sector in transportation construction and operations in the
33 most cost-effective manner. The office of financial management, in
34 cooperation with the department of transportation, is directed to
35 establish an efficient and effective process to increase the
36 expenditure and work force authority for this program to allow the

1 department the ability to provide services on nonappropriated, outside
2 requests.

3 (2) The motor vehicle fund--state appropriation includes \$250,000
4 for expenditure in fiscal year 1997 to pay for operating and
5 maintenance costs for the Wahkiakum County ferry.

6 **Sec. 8.** 1996 c 165 s 220 (uncodified) is amended to read as
7 follows:

8 **FOR THE DEPARTMENT OF TRANSPORTATION--TRANSIT RESEARCH AND INTERMODAL**
9 **PLANNING--PROGRAM T**

10	Motor Vehicle Fund--State Appropriation	\$	14,395,000
11	Motor Vehicle Fund--Federal Appropriation	\$	((15,647,000))
12			<u>16,327,000</u>
13	Transportation Fund--State Appropriation	\$	1,345,000
14	TOTAL APPROPRIATION	\$	((31,387,000))
15			<u>32,067,000</u>

16 The appropriations in this section are subject to the following
17 conditions and limitations and specified amounts are provided solely
18 for that activity:

19 (1) Up to \$2,400,000 of the motor vehicle fund--state appropriation
20 is provided for regional transportation planning organizations, with
21 allocations for participating counties maintained at the 1993-1995
22 biennium levels for those counties not having metropolitan planning
23 organizations within their boundaries.

24 (2) The motor vehicle fund--federal appropriation includes \$680,000
25 of federal pass-through funds for metropolitan planning organizations
26 (MPOs).

27 **Sec. 9.** 1996 c 165 s 221 (uncodified) is amended to read as
28 follows:

29 **FOR THE DEPARTMENT OF TRANSPORTATION--CHARGES FROM OTHER AGENCIES--**
30 **PROGRAM U**

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

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

1 (3) FOR PAYMENT OF COSTS OF DEPARTMENT OF GENERAL ADMINISTRATION
2 FACILITIES AND SERVICES AND CONSOLIDATED MAIL SERVICES
3 Motor Vehicle Fund--State Appropriation \$ 3,374,000
4 (4) FOR PAYMENT OF COSTS OF THE DEPARTMENT OF PERSONNEL
5 Motor Vehicle Fund--State Appropriation \$ 2,240,000
6 (5) FOR PAYMENT OF SELF-INSURANCE LIABILITY PREMIUMS AND
7 ADMINISTRATION
8 Motor Vehicle Fund--State Appropriation \$ 7,749,000
9 (6) FOR PAYMENT OF SELF-INSURANCE LIABILITY PREMIUMS AND
10 ADMINISTRATION
11 Motor Vehicle Fund--Puget Sound Ferry Operations
12 Account--State Appropriation \$ ((2,000,000))
13 2,500,000
14 (7) FOR PAYMENT OF COSTS OF THE OFFICE OF MINORITY AND WOMEN'S
15 BUSINESS ENTERPRISES
16 Motor Vehicle Fund--State Appropriation \$ 508,000
17 (8) FOR PAYMENT OF COSTS OF THE DEPARTMENT OF GENERAL
18 ADMINISTRATION STATE PARKING SERVICES
19 Motor Vehicle Fund--State Appropriation \$ 95,000
20 (9) FOR PAYMENT OF THE DEPARTMENT OF GENERAL ADMINISTRATION CAPITAL
21 PROJECTS SURCHARGE
22 Motor Vehicle Fund--State Appropriation \$ 361,000
23 (10) FOR ARCHIVES AND RECORDS MANAGEMENT
24 Motor Vehicle Fund--State Appropriation \$ 280,000

25 **Sec. 10.** 1996 c 165 s 224 (uncodified) is amended to read as
26 follows:

27 **FOR THE DEPARTMENT OF TRANSPORTATION--PUBLIC TRANSPORTATION AND RAIL--**
28 **PROGRAM Y**

29 Essential Rail Assistance Account--State
30 Appropriation \$ 1,088,000
31 Motor Vehicle Account--State Appropriation . . . \$ 138,000
32 Motor Vehicle Account--Federal Appropriation . . \$ 551,000
33 High Capacity Transportation Account--State
34 Appropriation \$ 4,275,000
35 Air Pollution Control Account--State
36 Appropriation \$ 3,145,000
37 Transportation Fund--State Appropriation \$ 34,480,000
38 Transportation Fund--Federal Appropriation . . . \$ ((11,643,000))

1		<u>13,243,000</u>
2	Transportation Fund--Private Local	
3	Appropriation	\$ 105,000
4	Public Transportation Systems Account--State	
5	Appropriation	\$ 1,000,000
6	TOTAL APPROPRIATION	\$ ((56,425,000))
7		<u>58,025,000</u>

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) Up to \$31,845,000 of the transportation fund--state
12 appropriation and \$700,000 of the transportation fund--federal
13 appropriation is provided for intercity rail passenger service
14 including up to \$12,000,000 for lease purchase of two advanced
15 technology train sets with total purchase costs not to exceed
16 \$20,000,000, subsidies for operating costs not to exceed \$8,000,000, to
17 maintain service of one state contracted round trip between Seattle and
18 Portland and Seattle and Vancouver, British Columbia, and capital
19 projects necessary to provide Seattle-Vancouver, British Columbia,
20 train operating times of under 4 hours. The lease purchase of the
21 train sets is predicated on the condition that the manufacturer of the
22 trains has the obligation of establishing a corporate office in
23 Washington state. The manufacturer is also obligated to spend a
24 minimum of twenty-five percent of the total purchase price of the train
25 sets on the assembly and manufacture of parts of the train sets in
26 Washington state.

27 (2) The appropriations from the central Puget Sound public
28 transportation account and the public transportation systems account
29 are transferred to the transportation improvement board should either
30 chapter . . . (Engrossed Substitute House Bill No. 1107), Laws of 1995
31 or chapter . . . (Substitute Senate Bill No. 5199), Laws of 1995 be
32 enacted, and contain provisions transferring responsibility for
33 administration of these accounts from the department of transportation
34 to the transportation improvement board, except \$1,000,000 of the
35 appropriation from the public transportation systems account shall be
36 utilized for the rural mobility program and be administered by the
37 department of transportation. Priority for grants provided from these
38 accounts shall be given to projects and programs that can be
39 accomplished in the 1995-1997 biennium and that are not primarily

1 intended for the planning of facilities. Prior to July 1, 1996, no
2 applications for grants from the central Puget Sound public
3 transportation account may be accepted from, nor may funds from that
4 account be granted to, the regional transit authority. The public
5 transportation systems account funds provided to the rural mobility
6 program are for the 1995-97 biennium and are not intended for grants
7 which will have ongoing costs to this program.

8 (3) Up to \$700,000 of the high capacity transportation account--
9 state appropriation is reappropriated for regional transit authority
10 grants. However, this amount shall not exceed the amount of unexpended
11 regional transit authority grants in the 1993-95 biennium.

12 (4) None of the high capacity transportation account--state
13 appropriation or reappropriation may be used to disseminate information
14 in a manner that attempts to persuade, rather than inform or educate,
15 area residents regarding the adopted system plan. The appropriation
16 and reappropriation also may not be used to lobby or advertise, or
17 distribute free promotional materials.

18 (5) The department of transportation may not transfer high capacity
19 transportation account--state funds to a regional transportation
20 authority during the 1995-1997 biennium, unless the authority has
21 provided a detailed report to the department of transportation and the
22 house of representatives and senate transportation committees regarding
23 its use of those funds during preceding biennia and how it proposes to
24 spend additional state funds.

25 (6) \$1,800,000 of the high capacity transportation account--state
26 appropriation is provided for the regional transit authority.

27 (7) The air pollution control account appropriation is provided
28 solely for operation of the commute trip reduction program created
29 under chapter 70.94 RCW and transferred to the department of
30 transportation by Senate Bill No. 6451 or House Bill No. 2009. If
31 Senate Bill No. 6451 or House Bill No. 2009 is not enacted by June 30,
32 1996, this subsection is null and void.

33 (8) If Engrossed Substitute House Bill No. 2832 is not enacted by
34 June 30, 1996, \$189,000 of the transportation fund--state appropriation
35 shall lapse.

36 (9) The transportation account--federal appropriation includes a
37 \$1,100,000 federal grant in 1997 for railroad crossing construction
38 projects and a \$500,000 federal transit administration grant received
39 in fiscal year 1997 for design work on the King Street Station.

1 **Sec. 11.** 1996 c 165 s 225 (uncodified) is amended to read as
2 follows:

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

4	General Fund--State Appropriation	\$	1,400,000
5	Motor Vehicle Fund--State Appropriation	\$	15,167,000
6	Motor Vehicle Fund--Federal Appropriation	\$	((167,879,000))
7			<u>182,879,000</u>
8	Transportation Fund--State Appropriation	\$	356,000
9	Motor Vehicle Fund--Private/Local Appropriation	\$	5,087,000
10	Transfer Relief Account--State Appropriation	\$	307,000
11	TOTAL APPROPRIATION	\$	((190,196,000))
12			<u>205,196,000</u>

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

16 (1) Up to \$13,100,000 of the motor vehicle fund--federal
17 appropriation in this section is provided for construction of
18 demonstration projects specified in the federal intermodal surface
19 transportation efficiency act (P.L. 101-240; 105 Stat. 1914). The
20 motor vehicle fund--state appropriation includes \$3,275,000 in proceeds
21 from the sale of bonds authorized in RCW 47.10.819(1) for the federal
22 match requirements. However, the transportation commission may
23 authorize the use of current revenues available to the department of
24 transportation in lieu of bond proceeds for any part of the state
25 appropriation.

26 (2) The motor vehicle fund--state appropriation in this section
27 includes \$1,750,000 solely to fund the state's share of the east marine
28 view drive project. This amount represents a reappropriation of the
29 funding first provided for Everett homeport transportation projects in
30 1987. With this reappropriation, the legislature has fulfilled its
31 commitment for funding of special transportation projects associated
32 with the Everett homeport.

33 (3) \$2,600,000 of the motor vehicle fund--state appropriation and
34 \$1,400,000 of the general fund--state appropriation in this section is
35 provided solely for one-time capital infrastructure investment
36 associated with development of a horse racetrack in western Washington.
37 With this appropriation, the state has fulfilled its commitment to this
38 project.

1 (4) Up to \$1,100,000 of the motor vehicle fund--state appropriation
2 and \$300,000 of the transportation fund--state appropriation contained
3 in this section shall be used for evaluations that mutually benefit the
4 state department of transportation, counties, and cities. The
5 evaluations may include fuel tax evasion; license fraud; and the
6 development of an implementation plan for the financing and
7 construction of state, local, and private transportation improvements
8 in south downtown Seattle. The implementation plan shall address the
9 safety needs of the Spokane street viaduct, but shall not include any
10 projects that would be financed and constructed under the public-
11 private transportation initiatives program established in chapter 47.46
12 RCW. The evaluations shall include port mobility issues and other
13 issues as determined by the legislative transportation committee.

14 (5) \$700,000 of the motor vehicle fund--federal appropriation for
15 the surface transportation program enhancements program is provided for
16 storm water control grants as provided for in Second Substitute House
17 Bill No. 2031. If Second Substitute House Bill No. 2031 is not enacted
18 by June 30, 1996, this subsection is null and void.

19 (6) \$1,000,000 of the motor vehicle fund--federal appropriation for
20 the surface transportation program enhancements program is provided to
21 the state parks and recreation commission to be used for trail
22 development. The amount provided represents partial consideration for
23 cross-state trail development necessitated under Engrossed Substitute
24 House Bill No. 2832.

25 (7) \$6,000 of the transportation fund--state appropriation is
26 provided as the state match on the Colfax paving project.

27 (8) \$25,000 of the transportation fund--state appropriation in this
28 section is provided to evaluate and determine which agency or
29 organization should be authorized to manage and operate the aerial
30 search and rescue program.

31 (9) \$50,000 of the motor vehicle fund--state appropriation and
32 \$25,000 of the transportation fund--state appropriation in this section
33 are provided solely for an evaluation of the impacts of rail
34 transportation through the city of Auburn, to be conducted by the city
35 of Auburn. "Evaluation" for the purpose of this subsection does not
36 include litigation. This evaluation shall be coordinated with the Port
37 of Tacoma, the cities of Tacoma, Federal Way, and Algona, and other
38 affected jurisdictions participating in the Tacoma tideflat truck and
39 rail circulation analysis provided for in subsection (4) of this

1 section. The city of Auburn shall complete its analysis no later than
2 October 31, 1996, and report its findings to the Tacoma tideflat truck
3 and rail circulation study group.

4 (10) The motor vehicle fund--federal appropriation includes
5 \$15,000,000 federal highway administration reimbursement to Washington
6 for damage from the 1996 December floods to local owned roads on the
7 federal system.

8 NEW SECTION. Sec. 12. \$10,000,000 from the motor vehicle fund--
9 federal is appropriated to the department of transportation for damage
10 resulting from floods and winter storms. This appropriation will be
11 allotted in programs p-preservation and m-maintenance as determined by
12 the department of transportation.

13 NEW SECTION. Sec. 13. 1996 c 165 s 505 (uncodified) is repealed.

14 **Sec. 14.** 1996 c 165 s 401 (uncodified) is amended to read as
15 follows:

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

19 (~~Motor Vehicle Fund--Puget Sound Capital Construction Account~~

20	Appropriation	\$	4,250,000
21	Motor Vehicle Fund Appropriation	\$	903,000
22	Transportation Improvement Account		
23	Appropriation	\$	1,250,000
24	Special Category C Account Appropriation	\$	4,000,000))
25	Highway Bond Retirement Account Appropriation	\$	((195,814,000))
26			<u>192,099,000</u>
27	Ferry Bond Retirement Account Appropriation	\$	((36,788,000))
28			<u>31,237,000</u>
29	TOTAL APPROPRIATION	\$	((243,005,000))
30			<u>223,336,000</u>

31 **Sec. 15.** 1996 c 165 s 402 (uncodified) is amended to read as
32 follows:

33 **FOR THE STATE TREASURER--BOND RETIREMENT AND INTEREST, AND ONGOING BOND**
34 **REGISTRATION AND TRANSFER CHARGES: FOR BOND SALE EXPENSES AND FISCAL**
35 **AGENT CHARGES**

1	Motor Vehicle Fund--Puget Sound Capital Construction	
2	Account Appropriation	\$ ((850,000))
3		<u>50,000</u>
4	((Motor Vehicle Fund Appropriation	\$ 181,000
5	Motor Vehicle Fund--Urban Arterial Trust Account	
6	 Appropriation	\$ 5,000))
7	Motor Vehicle Fund--Transportation Improvement	
8	Account Appropriation	\$ ((250,000))
9		<u>25,000</u>
10	Special Category C Account Appropriation	\$ ((800,000))
11		<u>175,000</u>
12	((Transportation Capital Facilities Account	
13	 Appropriation	\$ 1,000))
14	TOTAL APPROPRIATION	\$ ((2,087,000))
15		<u>250,000</u>

16 NEW SECTION. **Sec. 16.** If any provision of this act or its
17 application to any person or circumstance is held invalid, the
18 remainder of the act or the application of the provision to other
19 persons or circumstances is not affected.

20 NEW SECTION. **Sec. 17.** This act is necessary for the immediate
21 preservation of the public peace, health, or safety, or support of the
22 state government and its existing public institutions, and takes effect
23 immediately.

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