

HOUSE BILL 2281

State of Washington

55th Legislature

1997 Regular Session

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 04/14/97. Referred to Committee on Transportation Policy & Budget.

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 of funds for certain programs,
15 projects, and services.

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

17 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 conduct
5 performance audits of the department of transportation, focusing on its
6 responsibilities for the highway and ferry systems; the department of
7 licensing, focusing on the processes for motor vehicle and driver
8 licensing functions; and the Washington state patrol, concentrating on
9 law enforcement operations, communications systems, and technology
10 requirements. The performance audit shall be an objective and
11 systematic assessment of the programs administered by the department,
12 including each program's effectiveness, efficiency, and accountability.
13 The legislative transportation committee shall contract with
14 independent evaluators.

15 (2) The committee shall, as appropriate, consult the department's
16 frontline employees, department and program managers, customers of the
17 department's programs and services, other taxpayers, legislators,
18 legislative staff, office of financial management staff, and other
19 external public and private sector experts as deemed appropriate in
20 conducting the performance audit. On behalf of the committee, the
21 independent evaluator shall be provided direct and unrestricted access
22 to information held by the department, which shall submit all data and
23 other information requested by the committee.

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

29 (a) Identify each of the department's discrete functions or
30 activities, along with associated costs and full-time equivalent staff;

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

34 (c) Establish the relative priority of the program among the
35 department's functions;

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

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

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

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

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

10 (i) Identify the costs or implications of not performing the
11 function;

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

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

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

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

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

27 (a) Washington state ferries' compliance with the recommendations
28 of the 1991 Booz. Allen and Hamilton vessel construction and
29 refurbishment study;

30 (b) Vessel procurement procedures that maximize cost effective
31 preservation, maintenance, and new construction of Washington state
32 ferries;

33 (c) The appropriate level of Washington state ferries' in-house
34 design and construction, design or construction functions that could be
35 performed by private engineering firms and shipyards, and procedures to
36 appropriately share the risk of project performance between the state
37 and private shipyards in the implementation of contractual work;

38 (d) Washington state ferries' long-range plan recommendations for
39 terminal and vessel investments, with particular focus on the

1 appropriate investments to meet forecasted vehicle and passenger travel
2 demands, emergent vessel capacity and existing fleet preservation
3 needs, needed route structures, and related terminal capacity; and

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

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

8 (a) The administration and organizational structure of the
9 Washington state ferries, with specific focus on the appropriate level
10 of management staffing, and clerical and support functions necessary
11 for terminal and vessel activities;

12 (b) The efficiency of current staging, loading, and traffic
13 management procedures;

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

16 (d) Appropriate procedures for vessel operational support;
17 including, but not limited to, fueling, water, sewage, and hazardous
18 materials management procedures;

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

20 (f) Review of emergency management procedures;

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

23 (h) Radio and electronic vessel communications and electronic
24 tracking systems;

25 (i) Contractual agreements for agent services;

26 (j) Terminal utility cost increases;

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

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

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

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

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

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

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

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

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

- 12 (i) Identifying stakeholders;
- 13 (ii) Developing the audit scope and objectives;
- 14 (iii) Reviewing progress reports provided by the legislative
 15 transportation committee;
- 16 (iv) Reviewing preliminary and final audit reports;
- 17 (v) Facilitating communication of audit findings to other members
 18 of the legislature.

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

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

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

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

28 Highway Safety Fund--Motorcycle Safety Education	
29 Account--State Appropriation	\$ 68,000
30 State Wildlife Account--State Appropriation	\$ 53,000
31 Highway Safety Fund--State Appropriation	\$ ((5,460,000))
32	<u>5,429,000</u>
33 Motor Vehicle Fund--State Appropriation	\$ 4,045,000
34 Transportation Fund--State Appropriation	\$ 808,000
35 TOTAL APPROPRIATION	\$ ((10,434,000))
36	<u>10,403,000</u>

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

3 **FOR THE DEPARTMENT OF LICENSING--DRIVER SERVICES**

4 Highway Safety Fund--Motorcycle Safety Education

5	Account--State Appropriation	\$	1,150,000
6	Highway Safety Fund--State Appropriation	\$	((56,145,000))
7			<u>56,395,000</u>
8	Transportation Fund--State Appropriation	\$	4,914,000
9	TOTAL APPROPRIATION	\$	((62,209,000))
10			<u>62,459,000</u>

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

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

- 17 ((+1)) (a) Engrossed Substitute House Bill No. 2150: \$298,000;
- 18 ((+2)) (b) Substitute Senate Bill No. 6487: \$61,000;
- 19 ((+3)) (c) Engrossed Third Substitute Senate Bill No. 6062:
20 \$133,000.

21 (2) \$250,000 of the highway safety fund--state appropriation is
22 provided for manual processing of accident reports due to a delay in
23 implementing the collision reporting and statistical reporting system.

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

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

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

35 The appropriations in this section are subject to the following
36 conditions and limitations and specified amounts are provided solely

1 for that activity: The transportation capital facilities account--
2 state appropriation includes \$37,000 as match to a federal emergency
3 management grant for reimbursement to repair damage to agency owned
4 buildings as result of the December 1996 floods.

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

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

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

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

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

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

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

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

36 (3) The department shall provide recommendations to the legislative
37 transportation committee by June 30, 1996, on: (a) The feasibility of

1 developing a maintenance management system; (b) methods for providing
2 a consistent maintenance level of service throughout the state; (c)
3 options for centralized versus decentralized management of the program;
4 (d) improving accountability and oversight of the maintenance program;
5 and (e) improving accountability and oversight of the transportation
6 equipment fund program.

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

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

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

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

17 **FOR THE DEPARTMENT OF TRANSPORTATION--SALES AND SERVICES TO OTHERS--**
18 **PROGRAM R**

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

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

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

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

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

6 **FOR THE DEPARTMENT OF TRANSPORTATION--TRANSIT RESEARCH AND INTERMODAL**
7 **PLANNING--PROGRAM T**

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

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

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

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

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

27 **FOR THE DEPARTMENT OF TRANSPORTATION--CHARGES FROM OTHER AGENCIES--**
28 **PROGRAM U**

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

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

33 (3) FOR PAYMENT OF COSTS OF DEPARTMENT OF GENERAL ADMINISTRATION
34 FACILITIES AND SERVICES AND CONSOLIDATED MAIL SERVICES
35 Motor Vehicle Fund--State Appropriation \$ 3,374,000

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

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

24 **FOR THE DEPARTMENT OF TRANSPORTATION--PUBLIC TRANSPORTATION AND RAIL--**
25 **PROGRAM Y**

26	Essential Rail Assistance Account--State	
27	Appropriation	\$ 1,088,000
28	Motor Vehicle Account--State Appropriation	\$ 138,000
29	Motor Vehicle Account--Federal Appropriation	\$ 551,000
30	High Capacity Transportation Account--State	
31	Appropriation	\$ 4,275,000
32	Air Pollution Control Account--State	
33	Appropriation	\$ 3,145,000
34	Transportation Fund--State Appropriation	\$ 34,480,000
35	Transportation Fund--Federal Appropriation	\$ ((11,643,000))
36		<u>13,243,000</u>
37	Transportation Fund--Private Local	
38	Appropriation	\$ 105,000

1	Public Transportation Systems Account--State	
2	Appropriation	\$ 1,000,000
3	TOTAL APPROPRIATION	\$ ((56,425,000))
4		<u>58,025,000</u>

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

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

24 (2) The appropriations from the central Puget Sound public
25 transportation account and the public transportation systems account
26 are transferred to the transportation improvement board should either
27 chapter . . . (Engrossed Substitute House Bill No. 1107), Laws of 1995
28 or chapter . . . (Substitute Senate Bill No. 5199), Laws of 1995 be
29 enacted, and contain provisions transferring responsibility for
30 administration of these accounts from the department of transportation
31 to the transportation improvement board, except \$1,000,000 of the
32 appropriation from the public transportation systems account shall be
33 utilized for the rural mobility program and be administered by the
34 department of transportation. Priority for grants provided from these
35 accounts shall be given to projects and programs that can be
36 accomplished in the 1995-1997 biennium and that are not primarily
37 intended for the planning of facilities. Prior to July 1, 1996, no
38 applications for grants from the central Puget Sound public
39 transportation account may be accepted from, nor may funds from that

1 account be granted to, the regional transit authority. The public
2 transportation systems account funds provided to the rural mobility
3 program are for the 1995-97 biennium and are not intended for grants
4 which will have ongoing costs to this program.

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

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

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

22 (6) \$1,800,000 of the high capacity transportation account--state
23 appropriation is provided for the regional transit authority.

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

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

33 (9) The transportation account--federal appropriation includes a
34 \$1,100,000 federal grant in 1997 for railroad crossing construction
35 projects and a \$500,000 federal transit administration grant received
36 in fiscal year 1997 for design work on the King Street Station.

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

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

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

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

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

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

31 (3) \$2,600,000 of the motor vehicle fund--state appropriation and
32 \$1,400,000 of the general fund--state appropriation in this section is
33 provided solely for one-time capital infrastructure investment
34 associated with development of a horse racetrack in western Washington.
35 With this appropriation, the state has fulfilled its commitment to this
36 project.

37 (4) Up to \$1,100,000 of the motor vehicle fund--state appropriation
38 and \$300,000 of the transportation fund--state appropriation contained

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

12 (5) \$700,000 of the motor vehicle fund--federal appropriation for
13 the surface transportation program enhancements program is provided for
14 storm water control grants as provided for in Second Substitute House
15 Bill No. 2031. If Second Substitute House Bill No. 2031 is not enacted
16 by June 30, 1996, this subsection is null and void.

17 (6) \$1,000,000 of the motor vehicle fund--federal appropriation for
18 the surface transportation program enhancements program is provided to
19 the state parks and recreation commission to be used for trail
20 development. The amount provided represents partial consideration for
21 cross-state trail development necessitated under Engrossed Substitute
22 House Bill No. 2832.

23 (7) \$6,000 of the transportation fund--state appropriation is
24 provided as the state match on the Colfax paving project.

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

29 (9) \$50,000 of the motor vehicle fund--state appropriation and
30 \$25,000 of the transportation fund--state appropriation in this section
31 are provided solely for an evaluation of the impacts of rail
32 transportation through the city of Auburn, to be conducted by the city
33 of Auburn. "Evaluation" for the purpose of this subsection does not
34 include litigation. This evaluation shall be coordinated with the Port
35 of Tacoma, the cities of Tacoma, Federal Way, and Algona, and other
36 affected jurisdictions participating in the Tacoma tideflat truck and
37 rail circulation analysis provided for in subsection (4) of this
38 section. The city of Auburn shall complete its analysis no later than

1 October 31, 1996, and report its findings to the Tacoma tideflat truck
2 and rail circulation study group.

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

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

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

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

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

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

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

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

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