

ESHB 1094 - S COMM AMD  
By Committee on Transportation

ADOPTED AND ENGROSSED 3/31/07

1 Strike everything after the enacting clause and insert the  
2 following:

3 **"2007-09 BIENNIUM**

4 NEW SECTION. **Sec. 1.** (1) The transportation budget of the state  
5 is hereby adopted and, subject to the provisions set forth, the several  
6 amounts specified, or as much thereof as may be necessary to accomplish  
7 the purposes designated, are hereby appropriated from the several  
8 accounts and funds named to the designated state agencies and offices  
9 for employee compensation and other expenses, for capital projects, and  
10 for other specified purposes, including the payment of any final  
11 judgments arising out of such activities, for the period ending June  
12 30, 2009.

13 (2) Unless the context clearly requires otherwise, the definitions  
14 in this subsection apply throughout this act.

15 (a) "Fiscal year 2008" or "FY 2008" means the fiscal year ending  
16 June 30, 2008.

17 (b) "Fiscal year 2009" or "FY 2009" means the fiscal year ending  
18 June 30, 2009.

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

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

22 (e) "Provided solely" means the specified amount may be spent only  
23 for the specified purpose. Unless otherwise specifically authorized in  
24 this act, any portion of an amount provided solely for a specified  
25 purpose which is not expended subject to the specified conditions and  
26 limitations to fulfill the specified purpose shall lapse.

27 (f) "Reappropriation" means appropriation and, unless the context  
28 clearly provides otherwise, is subject to the relevant conditions and  
29 limitations applicable to appropriations.

1 (g) "LEAP" means the legislative evaluation and accountability  
2 program committee.

3 **GENERAL GOVERNMENT AGENCIES--OPERATING**

4 NEW SECTION. **Sec. 101. FOR THE UTILITIES AND TRANSPORTATION**  
5 **COMMISSION**

6 Grade Crossing Protective Account--State Appropriation . . . \$505,000

7 The appropriation in this section is subject to the following  
8 conditions and limitations: Per current law, funds will be transferred  
9 from the public service revolving fund's miscellaneous fees and  
10 penalties accounts to the grade crossing protection account--state as  
11 needed to implement the commission's railroad safety program.

12 NEW SECTION. **Sec. 102. FOR THE OFFICE OF FINANCIAL MANAGEMENT**

13 Motor Vehicle Account--State Appropriation . . . . . \$3,054,000  
14 Puget Sound Ferry Operations Account--State  
15 Appropriation . . . . . \$100,000  
16 TOTAL APPROPRIATION . . . . . \$3,154,000

17 The appropriations in this section are subject to the following  
18 conditions and limitations:

- 19 (1) \$2,545,000 of the motor vehicle account--state appropriation is  
20 provided solely for the office of regulatory assistance integrated  
21 permitting project.  
22 (2) \$75,000 of the motor vehicle account state appropriation is to  
23 address transportation budget and reporting requirements.

24 NEW SECTION. **Sec. 103. FOR THE MARINE EMPLOYEES COMMISSION**

25 Puget Sound Ferry Operations Account--State  
26 Appropriation . . . . . \$422,000

27 NEW SECTION. **Sec. 104. FOR THE STATE PARKS AND RECREATION**  
28 **COMMISSION**

29 Motor Vehicle Account--State Appropriation . . . . . \$985,000

30 The appropriation in this section is subject to the following  
31 conditions and limitations: The entire appropriation in this section  
32 is provided solely for road maintenance purposes.



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

Highway Safety Account--State Appropriation . . . . .	\$2,613,000
Highway Safety Account--Federal Appropriation . . . . .	\$15,884,000
School Zone Safety Account--State Appropriation . . . . .	\$3,300,000
TOTAL APPROPRIATION . . . . .	\$21,797,000

NEW SECTION. **Sec. 202. FOR THE COUNTY ROAD ADMINISTRATION BOARD**

Rural Arterial Trust Account--State Appropriation . . . . .	\$907,000
Motor Vehicle Account--State Appropriation . . . . .	\$2,077,000
County Arterial Preservation Account--State Appropriation . . . . .	\$1,402,000
TOTAL APPROPRIATION . . . . .	\$4,386,000

The appropriations in this section are subject to the following conditions and limitations: \$481,000 of the county arterial preservation account--state appropriation is provided solely for continued development and implementation of a maintenance management system to manage county transportation assets.

NEW SECTION. **Sec. 203. FOR THE TRANSPORTATION IMPROVEMENT BOARD**

Urban Arterial Trust Account--State Appropriation . . . . .	\$1,796,000
Transportation Improvement Account--State Appropriation . . . . .	\$1,798,000
TOTAL APPROPRIATION . . . . .	\$3,594,000

NEW SECTION. **Sec. 204. FOR THE BOARD OF PILOTAGE COMMISSIONERS**

Pilotage Account--State Appropriation . . . . .	\$1,157,000
---	-------------

NEW SECTION. **Sec. 205. FOR THE JOINT TRANSPORTATION COMMITTEE**

Motor Vehicle Account--State Appropriation . . . . .	\$2,853,000
Multimodal Transportation Account--State Appropriation . . . . .	\$1,650,000
TOTAL APPROPRIATION . . . . .	\$4,503,000

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

- (1) \$600,000 of the motor vehicle account--state appropriation is provided solely to establish a workgroup to implement Engrossed Substitute Senate Bill No. 6127 or Engrossed Substitute House Bill No. 2358 (regarding state ferries) and look at other matters relating to

1 Washington state ferries. The cochairs of the committee shall  
2 establish the workgroup comprising committee members, or their  
3 designees; an appointee by the governor; and other stakeholders as  
4 appointed by the cochairs; to assist in the committee's work. The  
5 workgroup shall report the progress of its tasks to the transportation  
6 committees of the legislature by December 15, 2007. The workgroup is  
7 tasked with the following:

8 (a) Implementing the recommendations of Engrossed Substitute Senate  
9 Bill No. 6127 or Engrossed Substitute House Bill No. 2358 (regarding  
10 state ferries). As directed by Engrossed Substitute Senate Bill No.  
11 6127 or Engrossed Substitute House Bill No. 2358, the committee  
12 workgroup shall participate in and provide a review of the following:

13 (i) The Washington transportation commission's development and  
14 interpretation of a market survey of ferry customers;

15 (ii) The department of transportation's analysis and  
16 reestablishment of vehicle level of service standards. In  
17 reestablishing the standards, consideration must be given to whether  
18 boat wait is the appropriate measure;

19 (iii) The department's development of operational strategies;

20 (iv) The department's development of pricing strategies. In  
21 developing these strategies, the policy, in effect on some routes, of  
22 collecting fares in only one direction must be evaluated to determine  
23 whether one-way fare pricing best serves the ferry system;

24 (v) The department's development of terminal design standards; and

25 (vi) The department's development of a long-range capital plan;

26 (b) Reviewing the following Washington state ferry programs:

27 (i) Ridership demand forecast;

28 (ii) Updated life cycle cost model, as directed by Engrossed  
29 Substitute Senate Bill No. 6127 or Engrossed Substitute House Bill No.  
30 2358; and

31 (iii) Administrative operating costs; nonlabor and nonfuel  
32 operating costs; Eagle Harbor maintenance facility program and  
33 maintenance costs; administrative and systemwide capital costs; and  
34 vessel preservation costs; and

35 (c) Making recommendations regarding:

36 (i) The most efficient timing and sizing of future vessel  
37 acquisitions beyond those currently authorized by the legislature.  
38 Vessel acquisition recommendations must be based on the ridership

1 projections, level of service standards, and operational and pricing  
2 strategies reviewed by the committee and must include the impact of  
3 those recommendations on the timing and size of terminal capital  
4 investments and the state ferries' long range operating and capital  
5 finance plans; and

6 (ii) Capital financing strategies for consideration in the 2009  
7 legislative session. This work must include confirming the  
8 department's estimate of future capital requirements based on a long  
9 range capital plan and must include the department's project of  
10 developing a plan for codevelopment and public private partnership  
11 opportunities at public ferry terminals.

12 (2) \$50,000 of the motor vehicle account--state appropriation is  
13 provided solely to contract with the joint legislative audit and review  
14 committee to:

15 (a) Review the Washington state ferries' proposed capital cost  
16 allocation plan methodology, as described in Engrossed Substitute  
17 Senate Bill No. 6127 or Engrossed Substitute House Bill No. 2358, and  
18 report regarding its review to the legislature not later than January,  
19 2008.

20 (b) Review the Washington state ferries' assignment of preservation  
21 costs as required by Engrossed Substitute Senate Bill No. 6127 or  
22 Engrossed Substitute House Bill No. 2358, for fiscal year 2008, to  
23 determine whether costs are capital costs and whether they meet the  
24 statutory requirements for preservation activities, and report its  
25 findings to the legislature not later than December 15, 2009.

26 (c) Review the Washington state ferries' implementation of the life  
27 cycle cost model, as required by Engrossed Substitute Senate Bill No.  
28 6127 or Engrossed Substitute House Bill No. 2358, and report to the  
29 legislature not later than June 30, 2009, on whether the model:

30 (i) Complies with available industry standards or  
31 department-adopted standards when industry standards are not available;

32 (ii) Is maintained and updated when asset inspections are made;

33 (iii) Excludes utilities and other systems that are not replaced on  
34 a standard life cycle; and

35 (iv) Provides that all assets in the life-cycle cost model are  
36 inspected and updated for asset condition at least every three years.

37 (3) \$250,000 of the motor vehicle account--state appropriation and  
38 \$250,000 of the multimodal transportation account--state appropriation

1 are provided solely for the administration of a consultant study to  
2 evaluate the imposition of a fee on the processing of shipping  
3 containers, port-related user fees, and other funding mechanisms to  
4 improve freight corridors for deposit in the freight congestion relief  
5 account created under chapter 46.68 RCW. The findings and  
6 recommendations of the report must be submitted to the transportation  
7 committees of the legislature by December 1, 2007. Although the scope  
8 of work for the study may be expanded to include analysis of other  
9 issues relevant to the imposition of container port-related user fees,  
10 at a minimum the study must:

11 (a) Assess the imposition of a shipping container based fee,  
12 port-related user fees, and other funding mechanisms on the demand  
13 elasticity of the movement of freight goods through Washington's  
14 container ports at various rates as well as forecast diversion of  
15 marine cargo at various price points;

16 (b) Measure the return on investment in freight rail and  
17 highway-based infrastructure supported by the user fee and its impact  
18 on forecast growth in shipping container traffic and the movement of  
19 freight goods;

20 (c) Recommend the structure of a future project recommendation body  
21 including its membership, process, and selection criteria; and

22 (d) Examine existing data on the health and environmental cost  
23 impacts of maritime shipping and the movement of freight goods on air  
24 quality near Washington's container ports.

25 (4) \$300,000 of the multimodal transportation account--state  
26 appropriation is provided solely to implement Substitute House Bill No.  
27 1694 (coordinated transportation). If Substitute House Bill No. 1694  
28 is not enacted by June 30, 2007, the amount provided in this subsection  
29 shall lapse.

30 (5) \$100,000 of the multimodal transportation account--state  
31 appropriation is provided solely for a study of the consolidation of  
32 those transportation related functions, currently delegated to the  
33 utilities and transportation commission, within other state agencies,  
34 which the committee shall report to the legislature by December 15,  
35 2007.

36 NEW SECTION. **Sec. 206. FOR THE TRANSPORTATION COMMISSION**  
37 Motor Vehicle Account--State Appropriation . . . . . \$2,177,000

1 Multimodal Transportation Account--State Appropriation . . . \$262,000  
2 TOTAL APPROPRIATION . . . . . \$2,439,000

3 The appropriations in this section are subject to the following  
4 conditions and limitations:

5 (1) \$350,000 of the motor vehicle account--state appropriation is  
6 provided solely for the commission to conduct a market survey of ferry  
7 customers as described in Engrossed Substitute Senate Bill No. 6127 or  
8 Engrossed Substitute House Bill No. 2358. Development and  
9 interpretation of the survey must be done with participation of the  
10 joint transportation committee workgroup established in section 205(1)  
11 of this act.

12 (2) \$150,000 of the multimodal transportation account--state  
13 appropriation is provided solely for the commission to convene a forum  
14 of key transportation and environmental stakeholders to identify ways  
15 in which the state can directly impact the reduction of greenhouse gas  
16 emissions due to transportation, and begin to identify the impacts such  
17 policy and operational changes may have on long-term transportation  
18 revenues. The result of the forum should be to identify the major  
19 issues regarding transportation's impact on climate change and to  
20 submit recommendations to the legislature prior to the 2008 regular  
21 session regarding the next steps needed to address this issue.

22 NEW SECTION. **Sec. 207. FOR THE FREIGHT MOBILITY STRATEGIC**  
23 **INVESTMENT BOARD**

24 Motor Vehicle Account--State Appropriation . . . . . \$697,000

25 The appropriation in this section is subject to the following  
26 conditions and limitations:

27 (1) The freight mobility strategic investment board shall, on a  
28 quarterly basis, provide status reports to the office of financial  
29 management and the transportation committees of the legislature on the  
30 delivery of projects funded by this act.

31 (2) The freight mobility strategic investment board and the  
32 department of transportation shall develop a list of freight highway  
33 and rail projects funded by the board and the department. The board  
34 and the department shall collaborate to submit a report to the office  
35 of financial management and the transportation committees of the  
36 legislature by September 1, 2007, describing how the freight projects



1 address state freight priorities. The criteria used for selecting  
2 among competing projects shall be clearly identified.

3 NEW SECTION. **Sec. 208. FOR THE WASHINGTON STATE PATROL--FIELD**  
4 **OPERATIONS BUREAU**

5	State Patrol Highway Account--State	
6	Appropriation . . . . .	\$227,384,000
7	State Patrol Highway Account--Federal	
8	Appropriation . . . . .	\$10,602,000
9	State Patrol Highway Account--Private/Local	
10	Appropriation . . . . .	\$410,000
11	TOTAL APPROPRIATION . . . . .	\$238,396,000

12 The appropriations in this section are subject to the following  
13 conditions and limitations:

14 (1) Washington state patrol officers engaged in off-duty uniformed  
15 employment providing traffic control services to the department of  
16 transportation or other state agencies may use state patrol vehicles  
17 for the purpose of that employment, subject to guidelines adopted by  
18 the chief of the Washington state patrol. The Washington state patrol  
19 shall be reimbursed for the use of the vehicle at the prevailing state  
20 employee rate for mileage and hours of usage, subject to guidelines  
21 developed by the chief of the Washington state patrol.

22 (2) In addition to the user fees, the patrol shall transfer into  
23 the state patrol nonappropriated airplane revolving account under RCW  
24 43.79.470 no more than the amount of appropriated state patrol highway  
25 account and general fund funding necessary to cover the costs for the  
26 patrol's use of the aircraft. The state patrol highway account and  
27 general fund--state funds shall be transferred proportionately in  
28 accordance with a cost allocation that differentiates between highway  
29 traffic enforcement services and general policing purposes.

30 (3) The patrol shall not account for or record locally provided DUI  
31 cost reimbursement payments as expenditure credits to the state patrol  
32 highway account. The patrol shall report the amount of expected  
33 locally provided DUI cost reimbursements to the governor and  
34 transportation committees of the senate and house of representatives by  
35 September 30th of each year.

36 (4) \$1,662,000 of the state patrol highway account--state  
37 appropriation is provided solely for the implementation of Substitute

1 House Bill No. 1304 (commercial vehicle enforcement). If Substitute  
2 House Bill No. 1304 is not enacted by June 30, 2007, the amount  
3 provided in this subsection shall lapse.

4 (5) During the fiscal year 2008, the Washington state patrol shall  
5 continue to perform traffic accident investigations on Thurston, Mason,  
6 and Lewis county roads, and shall work with the counties to transition  
7 the traffic accident investigations on county roads to the counties by  
8 July 1, 2008.

9 (6) \$100,000 of the state patrol highway account--state  
10 appropriation is provided solely for the implementation of Substitute  
11 House Bill No. 1417 (health benefits for surviving dependents). If  
12 Substitute House Bill No. 1417 is not enacted by June 30, 2007, the  
13 amount provided in this subsection shall lapse.

14 NEW SECTION. **Sec. 209. FOR THE WASHINGTON STATE PATROL--**  
15 **INVESTIGATIVE SERVICES BUREAU**

16 State Patrol Highway Account--State Appropriation . . . . \$1,597,000

17 NEW SECTION. **Sec. 210. FOR THE WASHINGTON STATE PATROL--**  
18 **TECHNICAL SERVICES BUREAU**

19 State Patrol Highway Account--State Appropriation . . . . \$104,004,000

20 State Patrol Highway Account--Private/Local  
21 Appropriation . . . . . \$2,008,000

22 TOTAL APPROPRIATION . . . . . \$106,012,000

23 The appropriations in this section are subject to the following  
24 conditions and limitations:

25 (1) The Washington state patrol shall work with the risk management  
26 division in the office of financial management in compiling the  
27 Washington state patrol's data for establishing the agency's risk  
28 management insurance premiums to the tort claims account. The office  
29 of financial management and the Washington state patrol shall submit a  
30 report to the legislative transportation committees by December 31st of  
31 each year on the number of claims, estimated claims to be paid, method  
32 of calculation, and the adjustment in the premium.

33 (2) \$12,641,000 of the total appropriation is provided solely for  
34 automobile fuel in the 2007-2009 biennium.

35 (3) \$8,678,000 of the total appropriation is provided solely for  
36 the purchase of pursuit vehicles.

1 (4) \$5,254,000 of the total appropriation is provided solely for  
2 vehicle repair and maintenance costs of vehicles used for highway  
3 purposes.

4 (5) \$384,000 of the total appropriation is provided solely for the  
5 purchase of mission vehicles used for highway purposes in the  
6 commercial vehicle and traffic investigation sections of the Washington  
7 state patrol.

8 (6) The Washington state patrol may submit information technology  
9 related requests for funding only if the department has coordinated  
10 with the department of information services as required by section 602  
11 of this act.

12 NEW SECTION. **Sec. 211. FOR THE WASHINGTON STATE PATROL--CRIMINAL**  
13 **HISTORY AND BACKGROUND CHECKS.** In accordance with RCW 10.97.100 and  
14 chapter 43.43 RCW, the Washington state patrol is authorized to perform  
15 criminal history and background checks for state and local agencies and  
16 nonprofit and other private entities and disseminate the records  
17 resulting from these activities. The Washington state patrol is  
18 required to charge a fee for these activities, for which it is the  
19 policy of the state of Washington that the fees cover the direct and  
20 indirect costs of performing the criminal history and background checks  
21 and disseminating the information. For each type of criminal history  
22 and background check and dissemination of these records, the Washington  
23 state patrol shall, as nearly as practicable, set fees at levels  
24 sufficient to cover the direct and indirect costs. Pursuant to RCW  
25 43.135.055, during the 2007-2009 fiscal biennium, the Washington state  
26 patrol may increase fees in excess of the fiscal growth factor if the  
27 increases are necessary to fully fund the cost of supervision and  
28 regulation.

29 NEW SECTION. **Sec. 212. FOR THE DEPARTMENT OF LICENSING--**  
30 **MANAGEMENT AND SUPPORT SERVICES**

31	Marine Fuel Tax Refund Account--State Appropriation . . . . .	\$4,000
32	Motorcycle Safety Education Account--State	
33	Appropriation . . . . .	\$156,000
34	Wildlife Account--State Appropriation . . . . .	\$100,000
35	Highway Safety Account--State Appropriation . . . . .	\$14,625,000
36	Motor Vehicle Account--State Appropriation . . . . .	\$9,019,000

1	Motor Vehicle Account--Federal Appropriation . . . . .	\$15,000
2	Department of Licensing Services Account--State	
3	Appropriation . . . . .	\$126,000
4	TOTAL APPROPRIATION . . . . .	\$24,045,000

5 The appropriations in this section are subject to the following  
6 conditions and limitations:

7 (1) \$182,000 of the highway safety account--state appropriation is  
8 provided solely for the implementation of Substitute House Bill No.  
9 1267 (modifying commercial driver's license requirements). If  
10 Substitute House Bill No. 1267 is not enacted by June 30, 2007, the  
11 amount provided in this subsection shall lapse. The department shall  
12 informally report to the legislature by December 1, 2008, with  
13 measurable data indicating the department's progress in meeting its  
14 goal of improving public safety by improving the quality of the  
15 commercial driver's license testing process.

16 (2) \$45,000 of the motorcycle safety education account--state  
17 appropriation is provided solely for the implementation of Senate Bill  
18 No. 5273 (modifying motorcycle driver's license endorsement and  
19 education provisions). If Senate Bill No. 5273 is not enacted by June  
20 30, 2007, the amount provided in this subsection shall lapse.

21 (3) \$434,000 of the highway safety account--state appropriation is  
22 provided solely for costs associated with the systems development and  
23 issuance of enhanced drivers' licenses and identicards to facilitate  
24 crossing the Canadian border. If Engrossed Substitute House Bill No.  
25 1289 (relating to the issuance of enhanced drivers' licenses and  
26 identicards) is not enacted by June 30, 2007, the amount provided in  
27 this subsection shall lapse. The department may expend funds only  
28 after acceptance of the enhanced Washington state driver's license for  
29 border crossing purposes by the Canadian and United States governments.  
30 The department may expend funds only after prior written approval of  
31 the director of financial management.

32 (4) \$91,000 of the motor vehicle account--state appropriation and  
33 \$152,000 of the highway safety account--state appropriation are  
34 provided solely for contracting with the office of the attorney general  
35 to investigate criminal activity uncovered in the course of the  
36 agency's licensing and regulatory activities. Funding is provided for  
37 the 2008 fiscal year. The department may request funding for the 2009

1 fiscal year if the request is submitted with measurable data indicating  
2 the department's progress in meeting its goal of increased prosecution  
3 of illegal activity.

4 NEW SECTION. **Sec. 213. FOR THE DEPARTMENT OF LICENSING--**  
5 **INFORMATION SERVICES**

6	Marine Fuel Tax Refund Account--State Appropriation . . . . .	\$2,000
7	State Patrol Highway Account--State Appropriation . . . . .	\$1,126,000
8	Motorcycle Safety Education Account--State	
9	Appropriation . . . . .	\$72,000
10	Wildlife Account--State Appropriation . . . . .	\$47,000
11	Highway Safety Account--State Appropriation . . . . .	\$27,583,000
12	Motor Vehicle Account--State Appropriation . . . . .	\$13,068,000
13	Motor Vehicle Account--Private/Local Appropriation . . . . .	\$500,000
14	Department of Licensing Services Account--State	
15	Appropriation . . . . .	\$2,510,000
16	TOTAL APPROPRIATION . . . . .	\$44,908,000

17 The appropriations in this section are subject to the following  
18 conditions and limitations:

19 (1) \$153,000 of the highway safety account--state appropriation is  
20 provided solely for the implementation of Substitute House Bill No.  
21 1267 (modifying commercial driver's license requirements). If  
22 Substitute House Bill No. 1267 is not enacted by June 30, 2007, the  
23 amount provided in this subsection shall lapse. The department shall  
24 informally report to the legislature by December 1, 2008, with  
25 measurable data indicating the department's progress in meeting its  
26 goal of improving public safety by improving the quality of the  
27 commercial driver's license testing process.

28 (2) \$34,000 of the motorcycle safety education account--state  
29 appropriation is provided solely for the implementation of Senate Bill  
30 No. 5273 (modifying motorcycle driver's license endorsement and  
31 education provisions). If Senate Bill No. 5273 is not enacted by June  
32 30, 2007, the amount provided in this subsection shall lapse.

33 (3) \$6,014,000 of the highway safety account--state appropriation  
34 is provided solely for costs associated with the systems development  
35 and issuance of enhanced drivers' licenses and identicards to  
36 facilitate crossing the Canadian border. If Engrossed Substitute House  
37 Bill No. 1289 (relating to the issuance of enhanced drivers' licenses

1 and identicards) is not enacted by June 30, 2007, the amount provided  
2 in this subsection shall lapse. The department may expend funds only  
3 after acceptance of the enhanced Washington state driver's license for  
4 border crossing purposes by the Canadian and United States governments.  
5 The department may expend funds only after prior written approval of  
6 the director of financial management.

7 (4) \$350,000 of the highway safety account--state appropriation is  
8 provided solely for the costs associated with the systems development  
9 of the interface that will allow insurance carriers and their agents  
10 real time, online access to drivers' records. If Substitute Senate  
11 Bill No. 5937 is not enacted by June 30, 2007, the amount provided in  
12 this subsection shall lapse.

13 (5) \$1,126,000 of the state patrol highway account--state  
14 appropriation is provided solely for the implementation of Substitute  
15 House Bill No. 1304 (modifying commercial motor vehicle carrier  
16 provisions). If Substitute House Bill No. 1304 is not enacted by June  
17 30, 2007, the amount provided in this subsection shall lapse.

18 (6) The department may submit information technology related  
19 requests for funding only if the department has coordinated with the  
20 department of information services as required by section 602 of this  
21 act.

22 NEW SECTION. **Sec. 214. FOR THE DEPARTMENT OF LICENSING--VEHICLE**  
23 **SERVICES**

24	Marine Fuel Tax Refund Account--State Appropriation . . . . .	\$26,000
25	State Patrol Highway Account--State Appropriation . . . . .	\$19,000
26	Wildlife Account--State Appropriation . . . . .	\$694,000
27	Highway Safety Account--State Appropriation . . . . .	\$460,000
28	Motor Vehicle Account--State Appropriation . . . . .	\$57,106,000
29	Motor Vehicle Account--Federal Appropriation . . . . .	\$102,000
30	Motor Vehicle Account--Private/Local Appropriation . . . . .	\$872,000
31	Department of Licensing Services Account--State	
32	Appropriation . . . . .	\$902,000
33	TOTAL APPROPRIATION . . . . .	\$60,181,000

34 The appropriations in this section are subject to the following  
35 conditions and limitations:

36 (1) \$19,000 of the state patrol highway account--state  
37 appropriation is provided solely for the implementation of Substitute

1 House Bill No. 1304 (modifying commercial motor vehicle carrier  
2 provisions). If Substitute House Bill No. 1304 is not enacted by June  
3 30, 2007, the amount provided in this subsection shall lapse.

4 (2) The department shall, working with the legislature, develop a  
5 proposal to streamline title and registration statutes to specifically  
6 address apparent conflicts, fee distribution, and other recommendations  
7 by the department that are revenue neutral and which do not change  
8 legislative policy. The department shall report the results of this  
9 review to the transportation committees of the legislature by December  
10 1, 2007.

11 NEW SECTION. **Sec. 215. FOR THE DEPARTMENT OF LICENSING--DRIVER**  
12 **SERVICES**

13 Motorcycle Safety Education Account--State

14 Appropriation . . . . .	\$3,675,000
15 Highway Safety Account--State Appropriation . . . . .	\$99,198,000
16 Highway Safety Account--Federal Appropriation . . . . .	\$233,000
17 TOTAL APPROPRIATION . . . . .	\$103,106,000

18 The appropriations in this section are subject to the following  
19 conditions and limitations:

20 (1) \$2,606,000 of the motor vehicle account--state appropriation is  
21 provided solely for the implementation of Substitute House Bill No.  
22 1267 (modifying commercial driver's license requirements). If  
23 Substitute House Bill No. 1267 is not enacted by June 30, 2007, the  
24 amount provided in this subsection shall lapse. The department shall  
25 informally report to the legislature by December 1, 2008, with  
26 measurable data indicating the department's progress in meeting its  
27 goal of improving public safety by improving the quality of the  
28 commercial driver's license testing process.

29 (2) \$637,000 of the motorcycle safety education account--state  
30 appropriation is provided solely for implementing Senate Bill No. 5273  
31 (modifying motorcycle driver's license endorsement and education  
32 provisions). If Senate Bill No. 5273 is not enacted by June 30, 2007,  
33 the amount provided in this subsection shall lapse.

34 (3) \$2,424,000 of the motor vehicle account--state appropriation is  
35 provided solely for costs associated with the systems development and  
36 issuance of enhanced drivers' licenses and identicards to facilitate  
37 crossing the Canadian border. If Engrossed Substitute House Bill No.

1 1289 (relating to the issuance of enhanced drivers' licenses and  
2 identicards) is not enacted by June 30, 2007, the amount provided in  
3 this subsection shall lapse. The department may expend funds only  
4 after acceptance of the enhanced Washington state driver's license for  
5 border crossing purposes by the Canadian and United States governments.  
6 The department may expend funds only after prior written approval of  
7 the director of financial management.

8 NEW SECTION. **Sec. 216. FOR THE DEPARTMENT OF TRANSPORTATION--**  
9 **TOLL OPERATIONS AND MAINTENANCE--PROGRAM B**

10 High-Occupancy Toll Lanes Account--State

11	Appropriation . . . . .	\$2,596,000
12	Motor Vehicle Account--State Appropriation . . . . .	\$5,600,000
13	Tacoma Narrows Toll Bridge Account--State	
14	Appropriation . . . . .	\$29,004,000
15	TOTAL APPROPRIATION . . . . .	\$37,200,000

16 The appropriations in this section are subject to the following  
17 conditions and limitations: \$5,000,000 of the motor vehicle account--  
18 state is provided solely to provide a reserve for the Tacoma Narrows  
19 Bridge project. This appropriation shall be held in unallotted status  
20 until the office of financial management deems that revenues applicable  
21 to the Tacoma Narrows Bridge project are not sufficient to cover the  
22 project's expenditures.

23 NEW SECTION. **Sec. 217. FOR THE DEPARTMENT OF TRANSPORTATION--**  
24 **INFORMATION TECHNOLOGY--PROGRAM C**

25 Transportation Partnership Account--State

26	Appropriation . . . . .	\$4,556,000
27	Motor Vehicle Account--State Appropriation . . . . .	\$66,002,000
28	Motor Vehicle Account--Federal Appropriation . . . . .	\$1,096,000
29	Puget Sound Ferry Operations Account--State	
30	Appropriation . . . . .	\$9,188,000
31	Multimodal Transportation Account--State	
32	Appropriation . . . . .	\$363,000
33	Transportation 2003 Account (Nickel Account)--State	
34	Appropriation . . . . .	\$4,000,000
35	TOTAL APPROPRIATION . . . . .	\$85,205,000



1 The appropriations in this section are subject to the following  
2 conditions and limitations:

3 (1) The department shall consult with the office of financial  
4 management and the department of information services to ensure that  
5 (a) the department's current and future system development is  
6 consistent with the overall direction of other key state systems; and  
7 (b) when possible, use or develop common statewide information systems  
8 to encourage coordination and integration of information used by the  
9 department and other state agencies and to avoid duplication.

10 (2) The department shall provide updated information on six project  
11 milestones for all active projects, funded in part or in whole with  
12 2005 transportation partnership account funds or 2003 nickel account  
13 funds, on a quarterly basis in the transportation executive information  
14 system (TEIS). The department shall also provide updated information  
15 on six project milestones for projects, funded with preexisting funds  
16 and that are agreed to by the legislature, office of financial  
17 management, and the department, on a quarterly basis in TEIS.

18 (3) \$2,300,000 of the motor vehicle account--state appropriation is  
19 provided solely for preliminary work needed to transition the  
20 department to the state government network. In collaboration with the  
21 department of information services the department shall complete an  
22 inventory of the current network infrastructure, and develop an  
23 implementation plan for transition to the state government network.

24 (4) \$1,000,000 of the motor vehicle account--state appropriation,  
25 \$4,566,000 of the transportation partnership account--state  
26 appropriation, and \$4,000,000 of the transportation 2003 account  
27 (nickel account)--state appropriation are provided solely for the  
28 department to develop a project management and reporting system which  
29 is a collection of integrated tools for capital construction project  
30 managers to use to perform all the necessary tasks associated with  
31 project management. The department shall integrate commercial off-the-  
32 shelf software with existing department systems and enhanced approaches  
33 to data management to provide web-based access for multi-level  
34 reporting and improved business workflows and reporting. Beginning  
35 September 1, 2007, and on a quarterly basis thereafter, the department  
36 shall report to the office of financial management and the  
37 transportation committees of the legislature on the status of the  
38 development and integration of the system. The first report shall

1 include a detailed work plan for the development and integration of the  
2 system including timelines and budget milestones. At a minimum the  
3 ensuing reports shall indicate the status of the work as it compares to  
4 the work plan, any discrepancies, and proposed adjustments necessary to  
5 bring the project back on schedule or budget if necessary.

6 (5) The department may submit information technology related  
7 requests for funding only if the department has coordinated with the  
8 department of information services as required by section 602 of this  
9 act.

10 NEW SECTION. **Sec. 218. FOR THE DEPARTMENT OF TRANSPORTATION--**  
11 **FACILITY MAINTENANCE, OPERATIONS AND CONSTRUCTION--PROGRAM D--OPERATING**  
12 Motor Vehicle Account--State Appropriation . . . . . \$34,553,000

13 NEW SECTION. **Sec. 219. FOR THE DEPARTMENT OF TRANSPORTATION--**  
14 **AVIATION--PROGRAM F**  
15 Aeronautics Account--State Appropriation . . . . . \$6,890,000  
16 Aeronautics Account--Federal Appropriation . . . . . \$2,150,000  
17 Multimodal Transportation Account--State Appropriation . . . \$631,000  
18 TOTAL APPROPRIATION . . . . . \$9,671,000

19 The appropriations in this section are subject to the following  
20 conditions and limitations: The entire multimodal transportation  
21 account--state appropriation is provided solely for the aviation  
22 planning council as provided for in RCW 47.68.410.

23 NEW SECTION. **Sec. 220. FOR THE DEPARTMENT OF TRANSPORTATION--**  
24 **PROGRAM DELIVERY MANAGEMENT AND SUPPORT--PROGRAM H**  
25 Transportation Partnership Account--State  
26 Appropriation . . . . . \$2,921,000  
27 Motor Vehicle Account--State Appropriation . . . . . \$50,486,000  
28 Motor Vehicle Account--Federal Appropriation . . . . . \$500,000  
29 Multimodal Transportation Account--State  
30 Appropriation . . . . . \$250,000  
31 Transportation 2003 Account (Nickel Account)--State  
32 Appropriation . . . . . \$2,921,000  
33 TOTAL APPROPRIATION . . . . . \$57,078,000

34 The appropriations in this section are subject to the following  
35 conditions and limitations: \$2,921,000 of the transportation

1 partnership account--state appropriation and \$2,921,000 of the  
2 transportation 2003 account (nickel account)--state appropriation are  
3 provided solely for consultant contracts to assist the department in  
4 the delivery of the capital construction program.

5 NEW SECTION. **Sec. 221. FOR THE DEPARTMENT OF TRANSPORTATION--**  
6 **ECONOMIC PARTNERSHIPS--PROGRAM K**

7	Motor Vehicle Account--State Appropriation . . . . .	\$1,454,000
8	Multimodal Transportation Account--State Appropriation . . . . .	\$300,000
9	TOTAL APPROPRIATION . . . . .	\$1,754,000

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

12 (1) \$300,000 of the multimodal account--state appropriation is  
13 provided solely for the department to hire a consultant to develop a  
14 plan for codevelopment and public-private partnership opportunities at  
15 public ferry terminals.

16 (2) The department shall conduct an analysis and, if determined to  
17 be feasible, initiate requests for proposals involving the distribution  
18 of alternative fuels along state department of transportation  
19 rights-of-way.

20 NEW SECTION. **Sec. 222. FOR THE DEPARTMENT OF TRANSPORTATION--**  
21 **HIGHWAY MAINTENANCE--PROGRAM M**

22	Motor Vehicle Account--State Appropriation . . . . .	\$321,684,000
23	Motor Vehicle Account--Federal Appropriation . . . . .	\$2,000,000
24	Motor Vehicle Account--Private/Local Appropriation . . . . .	\$5,797,000
25	TOTAL APPROPRIATION . . . . .	\$329,481,000

26 The appropriations in this section are subject to the following  
27 conditions and limitations:

28 (1) If portions of the appropriations in this section are required  
29 to fund maintenance work resulting from major disasters not covered by  
30 federal emergency funds such as fire, flooding, and major slides,  
31 supplemental appropriations must be requested to restore state funding  
32 for ongoing maintenance activities.

33 (2) The department shall request an unanticipated receipt for any  
34 federal moneys received for emergency snow and ice removal and shall  
35 place an equal amount of the motor vehicle account--state into

1 unallotted status. This exchange shall not affect the amount of  
2 funding available for snow and ice removal.

3 (3) The department shall request an unanticipated receipt for any  
4 private or local funds received for reimbursements of third party  
5 damages that are in excess of the motor vehicle account--private/local  
6 appropriation.

7 (4) \$1,500,000 of the motor vehicle account--federal appropriation  
8 is provided for unanticipated federal funds that may be received during  
9 the 2007-09 biennium. Upon receipt of the funds, the department shall  
10 provide a report on the use of the funds to the transportation  
11 committees of the legislature and the office of financial management.

12 (5) Funding is provided for maintenance on the state system to  
13 deliver service level targets as listed in LEAP Transportation Document  
14 2007-C, as developed March 27, 2007. In delivering the program and  
15 aiming for these targets, the department should concentrate on the  
16 following areas:

17 (a) Eliminating the number of activities delivered in the "f" level  
18 of service at the region level; and

19 (b) Evaluating, analyzing, and potentially redistributing resources  
20 within and among regions to provide greater consistency in delivering  
21 the program statewide and in achieving overall level of service  
22 targets.

23 (6) The department may work with the department of corrections to  
24 utilize corrections crews for the purposes of litter pickup on state  
25 highways.

26 (7) \$650,000 of the motor vehicle account--state appropriation is  
27 provided solely for increased asphalt costs. If Substitute Senate Bill  
28 No. 5080 (waste tire fees) is not enacted by June 30, 2007, the amount  
29 provided in this subsection shall lapse.

30 NEW SECTION. **Sec. 223. FOR THE DEPARTMENT OF TRANSPORTATION--**  
31 **TRAFFIC OPERATIONS--PROGRAM Q--OPERATING**

32	Motor Vehicle Account--State Appropriation . . . . .	\$52,017,000
33	Motor Vehicle Account--Federal Appropriation . . . . .	\$2,050,000
34	Motor Vehicle Account--Private/Local Appropriation . . . . .	\$127,000
35	TOTAL APPROPRIATION . . . . .	\$54,194,000

36 The appropriations in this section are subject to the following  
37 conditions and limitations:

1 (1) \$654,000 of the motor vehicle account--state appropriation is  
2 provided solely for the department to time state-owned and operated  
3 traffic signals. This funding may also be used to program incident,  
4 emergency, or special event signal timing plans.

5 (2) \$346,000 of the motor vehicle account--state appropriation is  
6 provided solely for the department to implement a pilot tow truck  
7 incentive program. The department may provide incentive payments to  
8 towing companies that meet clearance goals on accidents that involve  
9 heavy trucks.

10 (3) \$6,800,000 of the motor vehicle account--state appropriation is  
11 provided solely for low-cost enhancements. The department shall give  
12 priority to low-cost enhancement projects that improve safety or  
13 provide congestion relief. The department shall prioritize low-cost  
14 enhancement projects on a statewide rather than regional basis. By  
15 January 1, 2008, and January 1, 2009, the department shall provide a  
16 report to the legislature listing all low-cost enhancement projects  
17 prioritized on a statewide rather than regional basis completed in the  
18 prior year.

19 (4) The department, in consultation with the Washington state  
20 patrol, may conduct a pilot program for the patrol to issue infractions  
21 based on information from automated traffic safety cameras in roadway  
22 construction zones on state highways when workers are present.

23 (a) In order to ensure adequate time in the 2007-09 biennium to  
24 evaluate the effectiveness of the pilot program, any projects  
25 authorized by the department must be authorized by December 31, 2007.

26 (b) The department shall use the following guidelines to administer  
27 the program:

28 (i) Automated traffic safety cameras may only take pictures of the  
29 vehicle and vehicle license plate and only while an infraction is  
30 occurring. The picture must not reveal the face of the driver or of  
31 passengers in the vehicle;

32 (ii) The department shall plainly mark the locations where the  
33 automated traffic safety cameras are used by placing signs on locations  
34 that clearly indicate to a driver that he or she is entering a roadway  
35 construction zone where traffic laws are enforced by an automated  
36 traffic safety camera;

37 (iii) Notices of infractions must be mailed to the registered owner  
38 of a vehicle within fourteen days of the infraction occurring;

1 (iv) The owner of the vehicle is not responsible for the violation  
2 if the owner of the vehicle, within fourteen days of receiving  
3 notification of the violation, mails to the patrol, a declaration under  
4 penalty of perjury, stating that the vehicle involved was, at the time,  
5 stolen or in the care, custody, or control of some person other than  
6 the registered owner, or any other extenuating circumstances;

7 (v) For purposes of the 2007-09 biennium pilot project, infractions  
8 detected through the use of automated traffic safety cameras are not  
9 part of the registered owner's driving record under RCW 46.52.101 and  
10 46.52.120. Additionally, infractions generated by the use of automated  
11 traffic safety cameras must be processed in the same manner as parking  
12 infractions for the purposes of RCW 3.46.120, 3.50.100, 35.20.220,  
13 46.16.216, and 46.20.270(3). However, the amount of the fine issued  
14 for an infraction generated through the use of an automated traffic  
15 safety camera is one hundred thirty-seven dollars. The court shall  
16 remit thirty-two dollars of the fine to the state treasurer for deposit  
17 into the state patrol highway account;

18 (vi) If a notice of infraction is sent to the registered owner and  
19 the registered owner is a rental car business, the infraction will be  
20 dismissed against the business if it mails to the patrol, within  
21 fourteen days of receiving the notice, a declaration under penalty of  
22 perjury of the name and known mailing address of the individual driving  
23 or renting the vehicle when the infraction occurred. If the business  
24 is unable to determine who was driving or renting the vehicle at the  
25 time the infraction occurred, the business must sign a declaration  
26 under penalty of perjury to this effect. The declaration must be  
27 mailed to the patrol within fourteen days of receiving the notice of  
28 traffic infraction. Timely mailing of this declaration to the issuing  
29 agency relieves a rental car business of any liability under this  
30 section for the notice of infraction. A declaration form suitable for  
31 this purpose must be included with each automated traffic infraction  
32 notice issued, along with instructions for its completion and use; and

33 (vii) By June 30, 2009, the department shall provide a report to  
34 the legislature regarding the use, public acceptance, outcomes, and  
35 other relevant issues regarding the pilot project.

36 NEW SECTION. **Sec. 224. FOR THE DEPARTMENT OF TRANSPORTATION--**



1	Appropriation . . . . .	\$100,000
2	TOTAL APPROPRIATION . . . . .	\$53,941,000

3 The appropriations in this section are subject to the following  
4 conditions and limitations:

5 (1) \$3,900,000 of the motor vehicle account--state appropriation is  
6 provided solely for the costs of the regional transportation investment  
7 district (RTID) and department of transportation project oversight.  
8 The department shall provide support from its urban corridors region to  
9 assist in preparing project costs, expenditure plans, and modeling.  
10 The department shall not deduct a management reserve, nor charge  
11 management or overhead fees. These funds, including those expended  
12 since 2003, are provided as a loan to the RTID and shall be repaid to  
13 the state within one year following formation of the RTID. \$2,391,000  
14 of the amount provided under this subsection shall lapse, effective  
15 January 1, 2008, if voters fail to approve formation of the RTID at the  
16 2007 general election, as determined by the certification of the  
17 election results.

18 (2) \$300,000 of the multimodal transportation account--state  
19 appropriation is provided solely for a transportation demand management  
20 program, developed by the Whatcom council of governments, to further  
21 reduce drive-alone trips and maximize the use of sustainable  
22 transportation choices. The community-based program must focus on all  
23 trips, not only commute trips, by providing education, assistance, and  
24 incentives to four target audiences: (a) Large work sites; (b)  
25 employees of businesses in downtown areas; (c) school children; and (d)  
26 residents of Bellingham.

27 (3) \$320,000 of the motor vehicle account--state appropriation and  
28 \$128,000 of the motor vehicle account--federal appropriation are  
29 provided solely for development of a freight database to help guide  
30 freight investment decisions and track project effectiveness. The  
31 database will be based on truck movement tracked through geographic  
32 information system technology. TransNow will contribute an additional  
33 \$192,000 in federal funds which are not appropriated in the  
34 transportation budget. The department shall work with the freight  
35 mobility strategic investment board to implement this project.

36 (4) By December 1, 2008, the department shall require confirmation  
37 from jurisdictions that plan under the growth management act, chapter  
38 36.70A RCW, and that receive state transportation funding under this



1 act, that the jurisdictions have adopted standards for access  
 2 permitting on state highways that meet or exceed department standards  
 3 in accordance with RCW 47.50.030(3). The objective of this subsection  
 4 is to encourage local governments, through the receipt of state  
 5 transportation funding, to adhere to best practices in access control  
 6 applicable to development activity significantly impacting state  
 7 transportation facilities. By January 1, 2009, the department shall  
 8 submit a report to the appropriate committees of the legislature  
 9 detailing the progress of the local jurisdictions in adopting the  
 10 highway access permitting standards. Additionally, in consultation  
 11 with the department of community, trade, and economic development,  
 12 counties, and cities, the department shall by December 1, 2008, develop  
 13 model guidelines regarding standard descriptions of proposed land use  
 14 activities along state highway corridors for incorporation into county  
 15 and city comprehensive plans.

16 (5) \$150,000 of the motor vehicle account--federal appropriation is  
 17 provided solely for the costs to develop an electronic map-based  
 18 computer application that will enable law enforcement officers and  
 19 others to more easily locate collisions and other incidents in the  
 20 field.

21 NEW SECTION. **Sec. 226. FOR THE DEPARTMENT OF TRANSPORTATION--**  
 22 **CHARGES FROM OTHER AGENCIES--PROGRAM U**

23	Motor Vehicle Account--State Appropriation . . . . .	\$66,342,000
24	Motor Vehicle Account--Federal Appropriation . . . . .	\$400,000
25	Multimodal Transportation Account--State	
26	Appropriation . . . . .	\$259,000
27	TOTAL APPROPRIATION . . . . .	\$67,001,000

28 The appropriations in this section are subject to the following  
 29 conditions and limitations:

30 (1) \$36,665,000 of the motor vehicle fund--state appropriation is  
 31 provided solely for the liabilities attributable to the department of  
 32 transportation. The office of financial management must provide a  
 33 detailed accounting of the revenues and expenditures of the self-  
 34 insurance fund to the transportation committees of the legislature on  
 35 December 31st and June 30th of each year.

36 (2) Payments in this section represent charges from other state  
 37 agencies to the department of transportation.

1	(a) FOR PAYMENT OF OFFICE OF FINANCIAL MANAGEMENT	
2	DIVISION OF RISK MANAGEMENT FEES . . . . .	\$1,520,000
3	(b) FOR PAYMENT OF COSTS OF THE OFFICE OF THE STATE	
4	AUDITOR . . . . .	\$1,150,000
5	(c) FOR PAYMENT OF COSTS OF DEPARTMENT OF GENERAL	
6	ADMINISTRATION FACILITIES AND SERVICES AND CONSOLIDATED	
7	MAIL SERVICES . . . . .	\$4,157,000
8	(d) FOR PAYMENT OF COSTS OF THE DEPARTMENT OF	
9	PERSONNEL . . . . .	\$4,033,000
10	(e) FOR PAYMENT OF SELF-INSURANCE LIABILITY	
11	PREMIUMS AND ADMINISTRATION . . . . .	\$36,665,000
12	(f) FOR PAYMENT OF THE DEPARTMENT OF GENERAL	
13	ADMINISTRATION CAPITAL PROJECTS SURCHARGE . . . . .	\$1,838,000
14	(g) FOR ARCHIVES AND RECORDS MANAGEMENT . . . . .	\$647,000
15	(h) FOR OFFICE OF MINORITIES AND WOMEN BUSINESS	
16	ENTERPRISES . . . . .	\$1,070,000
17	(i) FOR USE OF FINANCIAL SYSTEMS PROVIDED BY	
18	THE OFFICE OF FINANCIAL MANAGEMENT . . . . .	\$930,000
19	(j) FOR POLICY ASSISTANCE FROM THE DEPARTMENT	
20	OF INFORMATION SERVICES . . . . .	\$1,138,000
21	(k) FOR LEGAL SERVICE PROVIDED BY THE ATTORNEY	
22	GENERAL'S OFFICE . . . . .	\$8,859,000
23	(l) FOR LEGAL SERVICE PROVIDED BY THE ATTORNEY	
24	GENERAL'S OFFICE FOR THE SECOND PHASE OF THE BOLDT	
25	LITIGATION . . . . .	\$158,000

26	<u>NEW SECTION.</u> <b>Sec. 227. FOR THE DEPARTMENT OF TRANSPORTATION--</b>	
27	<b>PUBLIC TRANSPORTATION--PROGRAM V</b>	
28	Regional Mobility Grant Program Account--State	
29	Appropriation . . . . .	\$40,000,000
30	Multimodal Transportation Account--State	
31	Appropriation . . . . .	\$85,205,000
32	Multimodal Transportation Account--Federal	
33	Appropriation . . . . .	\$2,582,000
34	Multimodal Transportation Account--Private/Local	
35	Appropriation . . . . .	\$291,000
36	TOTAL APPROPRIATION . . . . .	\$128,078,000

1 The appropriations in this section are subject to the following  
2 conditions and limitations:

3 (1) \$25,000,000 of the multimodal transportation account--state  
4 appropriation is provided solely for a grant program for special needs  
5 transportation provided by transit agencies and nonprofit providers of  
6 transportation.

7 (a) \$5,500,000 of the amount provided in this subsection is  
8 provided solely for grants to nonprofit providers of special needs  
9 transportation. Grants for nonprofit providers shall be based on need,  
10 including the availability of other providers of service in the area,  
11 efforts to coordinate trips among providers and riders, and the cost  
12 effectiveness of trips provided.

13 (b) \$19,500,000 of the amount provided in this subsection is  
14 provided solely for grants to transit agencies to transport persons  
15 with special transportation needs. To receive a grant, the transit  
16 agency must have a maintenance of effort for special needs  
17 transportation that is no less than the previous year's maintenance of  
18 effort for special needs transportation. Grants for transit agencies  
19 shall be prorated based on the amount expended for demand response  
20 service and route deviated service in calendar year 2006 as reported in  
21 the "Summary of Public Transportation - 2006" published by the  
22 department of transportation. No transit agency may receive more than  
23 thirty percent of these distributions.

24 (2) Funds are provided for the rural mobility grant program as  
25 follows:

26 (a) \$8,500,000 of the multimodal transportation account--state  
27 appropriation is provided solely for grants for those transit systems  
28 serving small cities and rural areas as identified in the Summary of  
29 Public Transportation - 2006 published by the department of  
30 transportation. Noncompetitive grants must be distributed to the  
31 transit systems serving small cities and rural areas in a manner  
32 similar to past disparity equalization programs.

33 (b) \$8,500,000 of the multimodal transportation account--state  
34 appropriation is provided solely to providers of rural mobility service  
35 in areas not served or underserved by transit agencies through a  
36 competitive grant process.

37 (3) \$8,600,000 of the multimodal transportation account--state  
38 appropriation is provided solely for a vanpool grant program for: (a)

1 Public transit agencies to add vanpools; and (b) incentives for  
2 employers to increase employee vanpool use. The grant program for  
3 public transit agencies will cover capital costs only; no operating  
4 costs for public transit agencies are eligible for funding under this  
5 grant program. No additional employees may be hired from the funds  
6 provided in this section for the vanpool grant program, and supplanting  
7 of transit funds currently funding vanpools is not allowed. Additional  
8 criteria for selecting grants must include leveraging funds other than  
9 state funds.

10 (4) \$40,000,000 of the regional mobility grant program account--  
11 state appropriation is provided solely for the regional mobility grant  
12 projects identified on the LEAP Transportation Document 2007-B as  
13 developed March 27, 2007. The department shall review all projects  
14 receiving grant awards under this program at least semiannually to  
15 determine whether the projects are making satisfactory progress. Any  
16 project that has been awarded funds, but does not report activity on  
17 the project within one year of the grant award, shall be reviewed by  
18 the department to determine whether the grant should be terminated.  
19 The department shall promptly close out grants when projects have been  
20 completed, and any remaining funds available to the office of transit  
21 mobility shall be used only to fund projects on the LEAP Transportation  
22 Document 2007-B as developed March 27, 2007. The department shall  
23 provide annual status reports on December 15, 2007, and December 15,  
24 2008, to the office of financial management and the transportation  
25 committees of the legislature regarding the projects receiving the  
26 grants.

27 (5) \$17,168,087 of the multimodal transportation account--state  
28 appropriation is reappropriated and provided solely for the regional  
29 mobility grant projects identified on the LEAP Transportation Document  
30 2006-D, regional mobility grant program projects as developed March 8,  
31 2006. The department shall continue to review all projects receiving  
32 grant awards under this program at least semiannually to determine  
33 whether the projects are making satisfactory progress. The department  
34 shall promptly close out grants when projects have been completed, and  
35 any remaining funds available to the office of transit mobility shall  
36 be used only to fund projects on the LEAP Transportation Document  
37 2007-B as developed March 27, 2007, or the LEAP Transportation Document  
38 2006-D as developed March 8, 2006.

1 (6) \$200,000 of the multimodal transportation account--state  
2 appropriation is provided solely for the department to study and then  
3 develop pilot programs aimed at addressing commute trip reduction  
4 strategies for K-12 students and for college and university students.  
5 The department shall submit to the legislature by January 1, 2009, a  
6 summary of the program results and recommendations for future student  
7 commute trip reduction strategies. The pilot programs are described as  
8 follows:

9 (a) The department shall consider approaches, including mobility  
10 education, to reducing and removing traffic congestion in front of  
11 schools by changing travel behavior for elementary, middle, and high  
12 school students and their parents; and

13 (b) The department shall design a program that includes student  
14 employment options as part of the pilot program applicable to college  
15 and university students.

16 (7) \$2,400,000 of the multimodal account--state appropriation is  
17 provided solely for establishing growth and transportation efficiency  
18 centers (GTEC). Funds are appropriated for one time only. The  
19 department shall provide in its annual report to the legislature an  
20 evaluation of the GTEC concept and recommendations on future funding  
21 levels.

22 (8) \$381,000 of the multimodal transportation account--state  
23 appropriation is provided solely for the implementation of Substitute  
24 House Bill No. 1694 (reauthorizing the agency council on coordinated  
25 transportation). If Substitute House Bill No. 1694 is not enacted by  
26 June 30, 2007, the amount provided in this subsection shall lapse.

27 (9) \$136,000 of the multimodal transportation account--  
28 private/local appropriation is provided solely for the implementation  
29 of Senate Bill No. 5084 (updating rail transit safety plans). If  
30 Senate Bill No. 5084 is not enacted by June 30, 2007, the amount  
31 provided in this subsection shall lapse.

32 (10) \$60,000 of the multimodal transportation account--state  
33 appropriation is provided solely for low-income car ownership programs.  
34 The department shall collaborate with interested regional  
35 transportation planning organizations and metropolitan planning  
36 organizations to determine the effectiveness of the programs at  
37 providing transportation solutions for low-income persons who depend  
38 upon cars to travel to their places of employment.

1 (11) \$1,000,000 of the multimodal transportation account--state  
2 appropriation is provided solely for additional funding for the trip  
3 reduction performance program, including telework enhancement projects.  
4 Funds are appropriated for one time only.

5 (12) \$2,000,000 of the multimodal transportation account--state  
6 appropriation is provided solely for the tri-county connection service  
7 for Island, Skagit, and Whatcom transit agencies.

8 NEW SECTION. **Sec. 228. FOR THE DEPARTMENT OF TRANSPORTATION--**  
9 **MARINE--PROGRAM X**

10 Puget Sound Ferry Operations Account--State  
11 Appropriation . . . . . \$410,495,000  
12 Multimodal Transportation Account--State  
13 Appropriation . . . . . \$1,830,000  
14 TOTAL APPROPRIATION . . . . . \$412,325,000

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

17 (1) \$79,525,000 of the total appropriation is for ferry vessel  
18 operating fuel in the 2007-2009 biennium.

19 (2) The Washington state ferries must work with the department's  
20 information technology division to implement an electronic fare system,  
21 including the integration of the regional fare coordination system  
22 (smart card). Each December and June, semiannual updates must be  
23 provided to the transportation committees of the legislature concerning  
24 the status of implementing and completing this project, with updates  
25 concluding the first December after full project implementation.

26 (3) The Washington state ferries shall continue to provide service  
27 to Sidney, British Columbia.

28 (4) \$1,830,000 of the multimodal transportation account--state  
29 appropriation is provided solely to provide passenger-only ferry  
30 service. The ferry system shall continue passenger-only ferry service  
31 from Vashon Island to Seattle through June 30, 2008. Ferry system  
32 management shall continue to implement its agreement with the  
33 inlandboatmen's union of the pacific and the international organization  
34 of masters, mates and pilots providing for part-time passenger-only  
35 work schedules.

36 (5) The department shall file an alternative compliance plan with

1 the department of ecology, as allowed by rule, regarding the transfer  
2 of oil on or near state waters.

3 (6) \$1,116,000 of the Puget Sound ferry operations account--state  
4 appropriation is provided solely for ferry security operations  
5 necessary to comply with the ferry security plan submitted by the  
6 Washington state ferry system to the United States coast guard. The  
7 department shall track security costs and expenditures. Ferry security  
8 operations costs shall not be included as part of the operational costs  
9 that are used to calculate farebox recovery.

10 (7) \$378,000 of the Puget Sound ferry operations account--state  
11 appropriation is provided solely to meet the United States coast guard  
12 requirements for appropriate rest hours between shifts for vessel crews  
13 on the Bainbridge to Seattle and Edmonds to Kingston ferry routes.

14 NEW SECTION. **Sec. 229. FOR THE DEPARTMENT OF TRANSPORTATION--**  
15 **RAIL--PROGRAM Y--OPERATING**

16 Multimodal Transportation Account--State Appropriation . . \$37,036,000

17 The appropriation in this section is subject to the following  
18 conditions and limitations:

19 (1) The department shall publish a final long-range plan for Amtrak  
20 Cascades by September 30, 2007. By December 31, 2008, the department  
21 shall submit to the office of financial management and the  
22 transportation committees of the legislature a midrange plan for Amtrak  
23 Cascades that identifies specific steps the department would propose to  
24 achieve additional service beyond current levels.

25 (2)(a) \$29,091,000 of the multimodal transportation account--state  
26 appropriation is provided solely for the Amtrak service contract and  
27 Talgo maintenance contract associated with providing and maintaining  
28 the state-supported passenger rail service. Upon completion of the  
29 rail platform project in the city of Stanwood, the department shall  
30 provide daily Amtrak Cascades service to the city.

31 (b) The department shall negotiate with Amtrak and Burlington  
32 Northern Santa Fe to adjust the Amtrak Cascades schedule to leave  
33 Bellingham at a significantly earlier hour. When Amtrak Cascades  
34 expands the second roundtrip between Vancouver, B.C. and Seattle, the  
35 department shall negotiate for the second roundtrip to leave Bellingham  
36 southbound no later than 8:30 a.m.

37 (3) No Amtrak Cascade runs may be eliminated.

1 (4) \$40,000 of the multimodal transportation account--state  
2 appropriation is provided solely for the produce railcar program. The  
3 department is encouraged to implement the produce railcar program by  
4 maximizing private investment.

5 (5) The department shall begin planning for a third roundtrip  
6 Cascades train between Seattle and Vancouver, B.C. by 2010.

7 NEW SECTION. **Sec. 230. FOR THE DEPARTMENT OF TRANSPORTATION--**  
8 **LOCAL PROGRAMS--PROGRAM Z--OPERATING**

9	Motor Vehicle Account--State Appropriation . . . . .	\$8,641,000
10	Motor Vehicle Account--Federal Appropriation . . . . .	\$2,567,000
11	TOTAL APPROPRIATION . . . . .	\$11,208,000

12 **TRANSPORTATION AGENCIES--CAPITAL**

13 NEW SECTION. **Sec. 301. FOR THE WASHINGTON STATE PATROL**

14	State Patrol Highway Account--State Appropriation . . . . .	\$1,550,000
----	---	-------------

15 The appropriation in this section is subject to the following  
16 conditions and limitations:

17 (1) \$863,000 is provided solely for the following minor works  
18 projects: \$473,000 for replacement of twenty-one communication site  
19 underground fuel tanks; \$240,000 for communication site building  
20 replacements at Lind, Scoggans Mountain, and Lewiston Ridge; and  
21 \$150,000 for unforeseen emergency repairs.

22 (2) \$687,000 is provided solely for design and construction of  
23 regional waste water treatment systems for the Shelton Academy of the  
24 Washington state patrol.

25 NEW SECTION. **Sec. 302. FOR THE COUNTY ROAD ADMINISTRATION BOARD**

26	Rural Arterial Trust Account--State Appropriation . . . . .	\$64,000,000
27	Motor Vehicle Account--State Appropriation . . . . .	\$2,368,000
28	County Arterial Preservation Account--State	
29	Appropriation . . . . .	\$32,861,000
30	TOTAL APPROPRIATION . . . . .	\$99,229,000

31 The appropriations in this section are subject to the following  
32 conditions and limitations: \$2,069,000 of the motor vehicle account--  
33 state appropriation is provided solely for county ferries, as set forth



1 in RCW 47.56.725(4), for the following projects: Pierce county  
2 replacement ferry, \$754,000; Whatcom county replacement ferry,  
3 \$815,000; and Wahkiakum county ferry ramp reconstruction, \$500,000.

4 NEW SECTION. **Sec. 303. FOR THE TRANSPORTATION IMPROVEMENT BOARD**

5	Small City Pavement and Sidewalk Account--State	
6	Appropriation . . . . .	\$4,500,000
7	Urban Arterial Trust Account--State Appropriation . . . . .	\$129,600,000
8	Transportation Improvement Account--State	
9	Appropriation . . . . .	\$90,643,000
10	TOTAL APPROPRIATION . . . . .	\$224,743,000

11 The appropriations in this section are subject to the following  
12 conditions and limitations:

13 (1) The transportation improvement account--state appropriation  
14 includes up to \$7,143,000 in proceeds from the sale of bonds authorized  
15 in RCW 47.26.500.

16 (2) The urban arterial trust account--state appropriation includes  
17 up to \$15,000,000 in proceeds from the sale of bonds authorized in  
18 Substitute House Bill No. 2394.

19 NEW SECTION. **Sec. 304. FOR THE DEPARTMENT OF TRANSPORTATION--**  
20 **PROGRAM D (DEPARTMENT OF TRANSPORTATION-ONLY PROJECTS)--CAPITAL**

21	Motor Vehicle Account--State Appropriation . . . . .	\$6,202,000
----	--	-------------

22 The appropriation in this section is subject to the following  
23 conditions and limitations:

24 (1) \$584,000 of the motor vehicle account--state appropriation is  
25 for statewide administration.

26 (2) \$750,000 of the motor vehicle account--state appropriation is  
27 for regional minor projects.

28 (3) \$568,000 of the motor vehicle account--state appropriation is  
29 for the Olympic region headquarters property payments.

30 (4) By September 1, 2007, the department shall submit to the  
31 transportation committees of the legislature predesign plans, developed  
32 using the office of financial management's predesign process, for all  
33 facility replacement projects to be proposed in the facilities 2008  
34 budget proposal.

35 (5) \$1,600,000 of the motor vehicle account--state appropriation is  
36 for site acquisition for the Tri-cities area maintenance facility.

1 (6) \$2,700,000 of the motor vehicle account--state appropriation is  
2 for site acquisition for the Vancouver light industrial facility.

3 (7) The department shall work with the office of financial  
4 management and staff of the transportation committees of the  
5 legislature to develop a statewide inventory of all department-owned  
6 surplus property that is suitable for development for department  
7 facilities or that should be sold. By December 1, 2008, the department  
8 shall report to the joint transportation committee on the findings of  
9 this study.

10 NEW SECTION. **Sec. 305. FOR THE DEPARTMENT OF TRANSPORTATION--**  
11 **IMPROVEMENTS--PROGRAM I**

12	Transportation Partnership Account--State	
13	Appropriation . . . . .	\$1,073,581,000
14	Motor Vehicle Account--State Appropriation . . . . .	\$78,727,000
15	Motor Vehicle Account--Federal Appropriation . . . . .	\$357,023,000
16	Motor Vehicle Account--Private/Local	
17	Appropriation . . . . .	\$41,372,000
18	Special Category C Account--State Appropriation . . . . .	\$18,245,000
19	Tacoma Narrows Toll Bridge Account--State	
20	Appropriation . . . . .	\$142,484,000
21	Transportation 2003 Account (Nickel Account)--State	
22	Appropriation . . . . .	\$615,302,000
23	Freight Congestion Relief Account--State	
24	Appropriation . . . . .	\$40,000,000
25	TOTAL APPROPRIATION . . . . .	\$2,366,734,000

26 The appropriations in this section are subject to the following  
27 conditions and limitations:

28 (1) The entire transportation 2003 account (nickel account)  
29 appropriation and the entire transportation partnership account  
30 appropriation are provided solely for the projects and activities as  
31 listed by fund, project, and amount in LEAP Transportation Document  
32 2007-1, Highway Improvement Program (I) as developed March 30, 2007.  
33 However, limited transfers of specific line-item project appropriations  
34 may occur between projects for those amounts listed subject to the  
35 conditions and limitations in section 603 of this act.

36 (2) The motor vehicle account--state appropriation includes up to

1 \$11,000,000 in proceeds from the sale of bonds authorized by RCW  
2 47.10.843.

3 (3) The department shall not commence construction on any part of  
4 the state route number 520 bridge replacement and HOV project until a  
5 record of decision has been reached providing reasonable assurance that  
6 project impacts will be avoided, minimized, or mitigated as much as  
7 practicable to protect against further adverse impacts on neighborhood  
8 environmental quality as a result of repairs and improvements made to  
9 the state route 520 bridge and its connecting roadways, and that any  
10 such impacts will be addressed through engineering design choices,  
11 mitigation measures, or a combination of both. The requirements of  
12 this section shall not apply to off-site pontoon construction  
13 supporting the state route number 520 bridge replacement and HOV  
14 project.

15 (4) The Tacoma Narrows toll bridge account--state appropriation  
16 includes up to \$131,016,000 in proceeds from the sale of bonds  
17 authorized by RCW 47.10.843.

18 (5) The department should consider using mitigation banking on  
19 appropriate projects whenever possible, without increasing the cost to  
20 projects. The department should consider using the advanced  
21 environmental mitigation revolving account (AEMRA) for corridor and  
22 watershed based mitigation opportunities, in addition to project  
23 specific mitigation. However, the department shall not use  
24 agricultural lands of long-term commercial significance, as that term  
25 is used under chapter 36.70A RCW, for mitigation banking.

26 (6) The department shall apply for surface transportation program  
27 (STP) enhancement funds to be expended in lieu of or in addition to  
28 state funds for eligible costs of projects in Programs I and P,  
29 including, but not limited to, the SR 518, SR 519, SR 520, and Alaskan  
30 Way Viaduct projects.

31 (7) \$250,000 of the motor vehicle account--state appropriation is  
32 provided solely for an inland pacific hub study to develop an inland  
33 corridor for the movement of freight and goods to and through eastern  
34 Washington; and \$500,000 of the motor vehicle account--state  
35 appropriation is provided solely for the SR3/SR16 corridor study to  
36 plan and prioritize state and local improvements needed over the next  
37 10-20 years to support safety, capacity development, and economic  
38 development within the corridor.

1 (8) The department shall, on a quarterly basis beginning July 1,  
2 2007, provide to the office of financial management and the legislature  
3 reports providing the status on each project funded in part or whole by  
4 the transportation 2003 account (nickel account) or the transportation  
5 partnership account. Funding provided at a programmatic level for  
6 transportation partnership account and transportation 2003 account  
7 (nickel account) projects relating to bridge rail, guard rail, fish  
8 passage barrier removal, and roadside safety projects should be  
9 reported on a programmatic basis. Projects within this programmatic  
10 level funding should be completed on a priority basis and scoped to be  
11 completed within the current programmatic budget. Other projects may  
12 be reported on a programmatic basis. The department shall work with  
13 the office of financial management and the transportation committees of  
14 the legislature to agree on report formatting and elements. Elements  
15 shall include, but not be limited to, project scope, schedule, and  
16 costs. The department shall also provide the information required  
17 under this subsection on a quarterly basis via the transportation  
18 executive information systems (TEIS).

19 (9) The SR 519/I-90 to SR 99 intermodal access project is  
20 anticipated to cost not more than \$74,000,000, with \$19,433,000 from  
21 the freight congestion relief account and remaining amounts funded from  
22 other state, federal, and local sources.

23 (10) The department shall apply for the competitive portion of  
24 federal transit administration funds for eligible transit-related costs  
25 of the SR 520 bridge replacement and HOV project. The federal funds  
26 described in this subsection shall not include those federal transit  
27 administration funds distributed by formula.

28 (11) Funding provided by this act for the Alaskan Way Viaduct  
29 project shall not be spent for preliminary engineering, design, right-  
30 of-way acquisition, or construction on the project if completion of the  
31 project would more likely than not reduce the capacity of the facility.  
32 Capacity shall be measured by including the consideration of the  
33 efficient movement of people and goods on the facility.

34 (12) The governor shall convene a collaborative process involving  
35 key leaders to determine the final project design for the Alaskan Way  
36 Viaduct.

37 (a) The process shall be guided by the following common principles:

1 Public safety must be maintained; the final project shall meet both  
2 capacity and mobility needs; and taxpayer dollars must be spent  
3 responsibly.

4 (b) The state's project expenditures shall not exceed  
5 \$2,800,000,000.

6 (c) A final design decision shall be made by December 31, 2008.

7 (13) During the 2007-09 biennium, the department shall proceed with  
8 a series of projects on the Alaskan Way Viaduct that are common to any  
9 design alternative. Those projects include relocation of two  
10 electrical transmission lines, Battery Street tunnel upgrades, seismic  
11 upgrades from Lenora to the Battery Street tunnel, viaduct removal from  
12 Holgate to King Street, and development of transit enhancements and  
13 other improvements to mitigate congestion during construction.

14 (14) The entire freight congestion relief account--state  
15 appropriation is contingent upon the enactment during the 2007-2009  
16 fiscal biennium of a bill, resulting from the study established in  
17 Substitute Senate Bill No. 5207, that makes available funding to  
18 support project expenditures funded from the freight congestion relief  
19 account created in Substitute Senate Bill No. 5207. If such a funding  
20 bill is not enacted by June 30, 2009, the entire freight congestion  
21 relief account--state appropriation shall lapse.

22 NEW SECTION. **Sec. 306. FOR THE DEPARTMENT OF TRANSPORTATION--**  
23 **IMPROVEMENTS--PROGRAM I SPECIAL APPROPRIATIONS**

24	Transportation Partnership Account--State	
25	Appropriation . . . . .	\$489,705,000
26	Motor Vehicle Account--State Appropriation . . . . .	\$3,437,000
27	Motor Vehicle Account--Federal Appropriation . . . . .	\$67,203,000
28	Motor Vehicle Account--Private/Local Appropriation . . . . .	\$5,564,000
29	Special Category C Account--State Appropriation . . . . .	\$28,723,000
30	Transportation 2003 Account (Nickel Account)--State	
31	Appropriation . . . . .	\$902,239,000
32	TOTAL APPROPRIATION . . . . .	\$1,496,871,000

33 The entire appropriations in this section are subject to the  
34 following conditions and limitations: The total appropriation provided  
35 in this section includes funding for the total project costs, and not  
36 just for the anticipated expenditures for the 2007-09 biennium, for the  
37 projects listed below. If projects listed in this section are

1 completed at a rate faster than anticipated, the appropriation  
2 authority provided remains available for the projects to continue  
3 without delay. However, the transfer authority provided in section 603  
4 of this act shall not apply to the projects listed in this section.

5 (1) \$27,436,000 of the transportation partnership account--state  
6 appropriation and \$2,000 of the motor vehicle account--private/local  
7 appropriation are provided solely for the I-5/172nd St NE (SR 531)  
8 Interchange project (100553N);

9 (2) \$15,464,000 of the transportation partnership account--state  
10 appropriation and \$241,535,000 of the transportation 2003 account  
11 (nickel account)--state appropriation are provided solely for the  
12 I-5/SR 16 Interchange project (300567A);

13 (3) \$81,303,000 of the transportation 2003 account (nickel  
14 account)--state appropriation and \$278,000 of the motor vehicle  
15 account--federal appropriation are provided solely for the I-5/Grand  
16 Mound to Maytown Stage One project (300581A);

17 (4) \$37,406,000 of the transportation 2003 account (nickel  
18 account)--state appropriation is provided solely for the I-5/SR 502  
19 Interchange project (400599R);

20 (5) \$36,912,000 of the transportation partnership account--state  
21 appropriation, \$18,000 of the motor vehicle account--state  
22 appropriation, and \$1,081,000 of the motor vehicle account--federal  
23 appropriation are provided solely for the SR 9/SR 96 to Marsh Rd  
24 project (100914G);

25 (6) \$82,614,000 of the transportation 2003 account (nickel  
26 account)--state appropriation, \$172,000 of the motor vehicle account--  
27 state appropriation, \$190,000 of the motor vehicle account--  
28 private/local appropriation, and \$1,192,000 of the motor vehicle  
29 account--federal appropriation are provided solely for the SR  
30 20/Fredonia to I-5 project (102039A);

31 (7) \$8,343,000 of the transportation 2003 account (nickel  
32 account)--state appropriation, \$1,991,000 of the transportation  
33 partnership account--state appropriation, and \$1,656,000 of the motor  
34 vehicle account--federal appropriation are provided solely for the  
35 I-90/Two Way Transit project (109040T). Expenditure of these funds on  
36 construction is contingent upon revising the access plan for Mercer  
37 Island traffic such that Mercer Island traffic will have access to the  
38 outer roadway high occupancy vehicle (HOV) lanes during the period of

1 operation of such lanes following the removal of Mercer Island traffic  
2 from the center roadway and prior to conversion of the outer roadway  
3 HOV lanes to high occupancy toll (HOT) lanes. Sound transit may have  
4 access to the center lanes only when alternative R8A is complete;

5 (8) \$78,450,000 of the transportation partnership account--state  
6 appropriation is provided solely for the SR 167/8th St E Vic to S 277th  
7 St project (816701C);

8 (9) \$90,234,000 of the transportation 2003 account (nickel  
9 account)--state appropriation, \$28,723,000 of the special category C  
10 account--state appropriation, and \$112,000 of the motor vehicle  
11 account--private/local appropriation are provided solely for the  
12 395/NSC-US 2 to Wandermere and US 2 Lowering project (600003A);

13 (10) \$46,070,000 of the transportation 2003 account (nickel  
14 account)--state appropriation, \$52,501,000 of the transportation  
15 partnership account--state appropriation, and \$1,118,000 of the motor  
16 vehicle account--private/local appropriation are provided solely for  
17 the I-405/SR 181 to SR 167 project (840502B);

18 (11) \$105,839,000 of the transportation partnership account--state  
19 appropriation and \$796,000 of the motor vehicle account--federal  
20 appropriation are provided solely for the I-405/SR 515 project  
21 (840505A);

22 (12) \$143,757,000 of the transportation 2003 account (nickel  
23 account)--state appropriation and \$1,171,000 of the motor vehicle  
24 account--private/local appropriation are provided solely for the  
25 I-405/I-90 to SE 8th St project (840541F). No funds may be expended  
26 from this project for the purpose of funding improvements,  
27 construction, or the movement of a rail bridge across the cedar river;

28 (13) \$22,917,000 of the transportation partnership account--state  
29 appropriation and \$5,479,000 of the motor vehicle account--federal  
30 appropriation are provided solely for the I-405/NE 10th St project  
31 (840552A);

32 (14) \$90,956,000 of the transportation 2003 account (nickel  
33 account)--state appropriation and \$72,000 of the motor vehicle  
34 account--private/local appropriation are provided solely for the SR  
35 520/W Lake Sammamish Parkway to SR 202, Stage 3 project (152040A);

36 (15) \$3,134,000 of the motor vehicle account--state appropriation,  
37 \$38,350,000 of the motor vehicle account--federal appropriation, and

1 \$2,899,000 of the motor vehicle account--private/local appropriation  
2 are provided solely for the SR 539/Horton Road to Tenmile Road project  
3 (153902B);

4 (16) \$80,020,000 of the transportation 2003 account (nickel  
5 account)--state appropriation is provided solely for the SR 539/Tenmile  
6 Road to SR 546 project (153910A); and

7 (17) \$148,196,000 of the transportation partnership account--state  
8 appropriation, \$109,000 of the motor vehicle account--state  
9 appropriation, and \$18,311,000 of the motor vehicle account--federal  
10 appropriation are provided solely for the SR 104/Hood Canal Bridge  
11 project (310407B).

12 NEW SECTION. **Sec. 307. FOR THE DEPARTMENT OF TRANSPORTATION--**  
13 **PRESERVATION--PROGRAM P**

14 Transportation Partnership Account--State

15	Appropriation . . . . .	\$81,989,000
16	Motor Vehicle Account--State Appropriation . . . . .	\$71,382,000
17	Motor Vehicle Account--Federal Appropriation . . . . .	\$412,508,000
18	Motor Vehicle Account--Private/Local Appropriation . . . . .	\$15,285,000
19	Transportation 2003 Account (Nickel Account)--State	
20	Appropriation . . . . .	\$5,122,000
21	Puyallup Tribal Settlement Account--State	
22	Appropriation . . . . .	\$11,000,000
23	TOTAL APPROPRIATION . . . . .	\$597,286,000

24 The appropriations in this section are subject to the following  
25 conditions and limitations:

26 (1) The entire transportation 2003 account (nickel account)  
27 appropriation and the entire transportation partnership account  
28 appropriation are provided solely for the projects and activities as  
29 listed by fund, project, and amount in LEAP Transportation Document  
30 2007-1, Highway Preservation Program (P) as developed March 30, 2007.  
31 However, limited transfers of specific line-item project appropriations  
32 may occur between projects for those amounts listed subject to the  
33 conditions and limitations in section 603 of this act.

34 (2) \$295,000 of the motor vehicle account--federal appropriation  
35 and \$5,000 of the motor vehicle account--state appropriation are  
36 provided solely for the department to determine the most cost efficient



1 way to replace the current Keller ferry. Options reviewed shall not  
2 include an expansion of the current capacity of the Keller ferry.

3 (3) \$5,513,000 of the transportation partnership account--state  
4 appropriation is provided solely for settlement of all claims by the  
5 Lower Elwha Klallam tribe relating to the Port Angeles graving dock  
6 property, including all claims raised in *Lower Elwha Klallam Tribe et*  
7 *al. v. State*, Thurston county superior court cause no. 05-2-01595-8.  
8 No moneys may be expended from the amount provided in this subsection  
9 unless the Lower Elwha Klallam tribe has executed a full and  
10 unconditional release of all claims against the state.

11 (4) The department shall apply for surface transportation program  
12 (STP) enhancement funds to be expended in lieu of or in addition to  
13 state funds for eligible costs of projects in Programs I and P,  
14 including, but not limited to, the SR 518, SR 519, SR 520, and Alaskan  
15 Way Viaduct projects.

16 (5) The department shall, on a quarterly basis beginning July 1,  
17 2007, provide to the office of financial management and the legislature  
18 reports providing the status on each project funded in part or whole by  
19 the transportation 2003 account (nickel account) or the transportation  
20 partnership account. Funding provided at a programmatic level for  
21 transportation partnership account projects relating to seismic bridges  
22 should be reported on a programmatic basis. Projects within this  
23 programmatic level funding should be completed on a priority basis and  
24 scoped to be completed within the current programmatic budget. Other  
25 projects may be reported on a programmatic basis. The department shall  
26 work with the office of financial management and the transportation  
27 committees of the legislature to agree on report formatting and  
28 elements. Elements shall include, but not be limited to, project  
29 scope, schedule, and costs. The department shall also provide the  
30 information required under this subsection on a quarterly basis via the  
31 transportation executive information systems (TEIS).

32 (6) The department of transportation shall continue to implement  
33 the lowest life cycle cost planning approach to pavement management  
34 throughout the state to encourage the most effective and efficient use  
35 of pavement preservation funds. Emphasis should be placed on  
36 increasing the number of roads addressed on time and reducing the  
37 number of roads past due.

1 (7) \$2,604,501 of the motor vehicle account--federal appropriation  
2 and \$3,000,000 of the motor vehicle account--state appropriation are  
3 for expenditures on damaged state roads due to flooding, mudslides,  
4 rock fall, or other unforeseen events.

5 NEW SECTION. **Sec. 308. FOR THE DEPARTMENT OF TRANSPORTATION--**  
6 **TRAFFIC OPERATIONS--PROGRAM Q--CAPITAL**

7	Motor Vehicle Account--State Appropriation . . . . .	\$9,212,000
8	Motor Vehicle Account--Federal Appropriation . . . . .	\$15,951,000
9	Motor Vehicle Account--Private/Local Appropriation . . . . .	\$74,000
10	TOTAL APPROPRIATION . . . . .	\$25,237,000

11 The appropriations in this section are subject to the following  
12 conditions and limitations: The motor vehicle account--state  
13 appropriation includes \$7,700,000 provided solely for state matching  
14 funds for federally selected competitive grant or congressional earmark  
15 projects other than the commercial vehicle information systems and  
16 network. These moneys shall be placed into reserve status until such  
17 time as federal funds are secured that require a state match.

18 NEW SECTION. **Sec. 309. FOR THE DEPARTMENT OF TRANSPORTATION--**  
19 **WASHINGTON STATE FERRIES CONSTRUCTION--PROGRAM W**

20	Puget Sound Capital Construction Account--State	
21	Appropriation . . . . .	\$131,800,000
22	Puget Sound Capital Construction Account--Federal	
23	Appropriation . . . . .	\$51,742,000
24	Multimodal Transportation Account--State	
25	Appropriation . . . . .	\$5,600,000
26	Transportation 2003 Account (Nickel Account)--State	
27	Appropriation . . . . .	\$76,525,000
28	TOTAL APPROPRIATION . . . . .	\$265,667,000

29 The appropriations in this section are subject to the following  
30 conditions and limitations:

31 (1) \$938,000 of the Puget Sound capital construction account--state  
32 appropriation is provided solely for implementing Engrossed Substitute  
33 Senate Bill No. 6127 or Engrossed Substitute House Bill No. 2358 as  
34 follows:

35 (a) The department shall allow the joint transportation committee

1 workgroup established in section 205(1) of this act to participate in  
2 the following elements as they are described in Engrossed Substitute  
3 Senate Bill No. 6127 or Engrossed Substitute House Bill No. 2358:

4 (i) Development and implementation of a market survey of ferry  
5 customers;

6 (ii) Analysis and reestablishment of vehicle level of service  
7 standards. In reestablishing the standards, consideration shall be  
8 given to whether boat wait is the appropriate measure. The level of  
9 service standard shall be reestablished in conjunction with or after  
10 the market survey has been implemented;

11 (iii) Development of operational strategies. The operational  
12 strategies shall be reestablished in conjunction with the market survey  
13 or after the market survey has been implemented;

14 (iv) Development of pricing strategies. In developing these  
15 strategies, the policy, in effect on some routes, of collecting fares  
16 in only one direction shall be evaluated to determine whether one-way  
17 fare pricing best serves the ferry system. The pricing strategies must  
18 be developed in conjunction with or after the market survey has been  
19 implemented;

20 (v) Development of terminal design standards. The terminal design  
21 standards shall be developed after the provisions of subsections (a)(i)  
22 through (iv) and subsection (b) of this section have been developed and  
23 reviewed by the joint transportation committee; and

24 (vi) Development of a capital plan. The capital plan shall be  
25 developed after terminal design standards have been developed by the  
26 department and reviewed by the joint transportation committee.

27 (b) The department shall develop a ridership demand forecast that  
28 shall be used in the development of a long-range capital plan. If more  
29 than one forecast is developed they must be reconciled.

30 (c) The department shall update the life cycle cost model to meet  
31 the requirements of Engrossed Substitute Senate Bill No. 6127 or  
32 Engrossed Substitute House Bill No. 2358 no later than August 1, 2007.

33 (d) The department shall develop a cost allocation methodology  
34 proposal to meet the requirements described in Engrossed Substitute  
35 Senate Bill No. 6127 or Engrossed Substitute House Bill No. 2358. The  
36 proposal shall be completed and presented to the joint legislative  
37 audit and review committee and the joint transportation committee no  
38 later than August 1, 2007.

1 (2) \$6,432,000 of the Puget Sound capital construction account--  
2 state appropriation is provided solely for emergency capital costs.

3 (3) \$9,325,000 of the Puget Sound capital construction account--  
4 state appropriation is provided solely for the terminal projects  
5 listed:

6 (a) Anacortes ferry terminal - electrical work, upland parking,  
7 interim terminal costs, interim kitchen trailer costs, and demolition  
8 costs;

9 (b) Bremerton ferry terminal - move terminal agent's office and  
10 overhead loading control system;

11 (c) Edmonds ferry terminal - right-of-way acquisition costs and  
12 federal match requirements;

13 (d) Port Townsend ferry terminal - wingwall preservation costs;

14 (e) Kingston ferry terminal - transfer span retrofit, overhead  
15 vehicle holding control system modifications;

16 (f) Clinton ferry terminal - septic system replacement; and

17 (g) Friday Harbor ferry terminal - parking resurfacing.

18 (4) \$5,600,000 of the multimodal transportation account--state  
19 appropriation is provided solely for right-of-way acquisition costs and  
20 tribal mitigation and archeological work costs associated with the  
21 Mukilteo ferry terminal.

22 (5) \$76,525,000 of the transportation 2003 account (nickel  
23 account)--state appropriation and \$62,473,000 of the Puget Sound  
24 capital construction account--state appropriation are provided solely  
25 for the procurement of four 144-vehicle auto-passenger ferry vessels.

26 (6) \$18,116,000 of the Puget Sound capital construction account--  
27 state appropriation is provided solely for the Eagle Harbor maintenance  
28 facility preservation project. These funds may not be used for  
29 relocating any warehouses not currently on the Eagle Harbor site.

30 (7) \$80,000 of the Puget Sound capital construction account--state  
31 appropriation is provided solely to research an asset management system  
32 to improve Washington state ferries' management of capital assets and  
33 the department's ability to estimate future preservation needs. The  
34 department shall report its findings regarding a new asset management  
35 system to the governor and the transportation committees of the  
36 legislature no later than January 15, 2008.

37 (8) The department shall sell the M.V. Chinook and M.V. Snohomish  
38 passenger-only fast ferries as soon as practicable and deposit the

1 proceeds of the sales into the passenger ferry account created in RCW  
2 47.60.645. Once the department ceases to provide passenger-only ferry  
3 service, the department shall sell the M.V. Kalama and M.V. Skagit  
4 passenger-only ferries and deposit the proceeds of the sales into the  
5 passenger ferry account created in RCW 47.60.645.

6 (9) The department shall, on a quarterly basis beginning July 1,  
7 2007, provide to the office of financial management and the legislature  
8 reports providing the status on each project listed in this section and  
9 in the project lists submitted pursuant to this act and on any  
10 additional projects for which the department has expended funds during  
11 the 2007-09 fiscal biennium. Elements shall include, but not be  
12 limited to, project scope, schedule, and costs. The department shall  
13 also provide the information required under this subsection via the  
14 transportation executive information systems (TEIS).

15 NEW SECTION. **Sec. 310. FOR THE DEPARTMENT OF TRANSPORTATION--**  
16 **RAIL--PROGRAM Y--CAPITAL**

17	Essential Rail Assistance Account--State Appropriation . . .	\$500,000
18	Freight Congestion Relief Account--State	
19	Appropriation . . . . .	\$25,000,000
20	Transportation Infrastructure Account--State	
21	Appropriation . . . . .	\$14,500,000
22	Multimodal Transportation Account--State	
23	Appropriation . . . . .	\$150,678,000
24	Multimodal Transportation Account--Federal	
25	Appropriation . . . . .	\$30,450,000
26	Multimodal Transportation Account--Private/Local	
27	Appropriation . . . . .	\$7,894,000
28	TOTAL APPROPRIATION . . . . .	\$229,022,000

29 The appropriations in this section are subject to the following  
30 conditions and limitations:

31 (1)(a) The entire appropriations in this section are provided  
32 solely for the projects and activities as listed by fund, project, and  
33 amount in LEAP Transportation Document 2007-1, Rail Capital Program (Y)  
34 as developed March 30, 2007. However, limited transfers of specific  
35 line-item project appropriations may occur between projects for those  
36 amounts listed subject to the conditions and limitations in section 603  
37 of this act.

1 (b) Within the amounts provided in this section, \$14,500,000 of the  
2 transportation infrastructure account--state appropriation is for low-  
3 interest loans for rail capital projects through the freight rail  
4 investment bank program. However, until June 30, 2009, \$12,000,000 of  
5 the amount provided under this subsection (1)(b), which includes  
6 proceeds from the sale of ancillary property pursuant to subsection (5)  
7 of this section, must be made available as a no interest loan to any  
8 public entity seeking to provide operating service on a state-owned  
9 rail line where the loan proceeds are used to refurbish the rail line.  
10 With respect to the remaining \$2,500,000 of the amount provided under  
11 this subsection (1)(b), the department shall issue a call for projects  
12 based upon the legislative priorities specified in Engrossed Substitute  
13 Senate Bill No. 6120. Application must be received by the department  
14 by November 1, 2007. By December 1, 2007, the department shall submit  
15 a prioritized list of recommended projects to the office of financial  
16 management and the transportation committees of the legislature.

17 (c) Within the amounts provided in this section, \$3,335,000 of the  
18 multimodal transportation account--state appropriation is for statewide  
19 - emergent freight rail assistance projects. However, the department  
20 shall perform a cost/benefit analysis of the projects according to the  
21 legislative priorities regarding public benefits specified in Engrossed  
22 Substitute Senate Bill No. 6120, and shall give priority to the  
23 following projects: Rail - Tacoma rail yard switching upgrades  
24 (\$500,000); Rail - Port of Ephrata spur rehabilitation (\$127,000); Rail  
25 - Lewis and Clark rail improvements (\$1,100,000); Rail - Port of Grays  
26 Harbor rail access improvements (\$543,000); Rail - Port of Longview  
27 rail loop construction (\$291,000); and Rail - Port of Chehalis  
28 (\$774,000). If the relative cost of any of the six projects identified  
29 in this subsection (1)(c) is not substantially less than the public  
30 benefits to be derived from the project, then the department shall not  
31 assign the funds to the project, and instead shall use those funds  
32 toward those projects identified by the department in the attachments  
33 to the "Washington State Department of Transportation FREIGHT RAIL  
34 ASSISTANCE FUNDING PROGRAM: 2007-2009 Prioritized Project List and  
35 Program Update" dated December 2006 for which the proportion of public  
36 benefits to be gained compared to the cost of the project is greatest.

37 (d) Within the amounts provided in this section, \$9,000,000 of the

1 multimodal transportation account--state appropriation is for the  
2 replacement of the rail bridge across the Cedar river.

3 (e) Within the amounts provided in this section, \$25,000,000 of the  
4 freight congestion relief account--state appropriation is for  
5 modifications to the Stampede Pass rail tunnel to facilitate the  
6 movement of double stacked rail cars.

7 (f) Within the amounts provided in this section, \$200,000 of the  
8 multimodal transportation account--state appropriation is for rescoping  
9 the Kelso to Martin's Bluff - 3rd Mainline and Storage Tracks project.  
10 The rescoped project may include funds that are committed to the  
11 project by local or private funding partners. However, the rescoped  
12 project must be capable of being completed with not more than  
13 \$49,470,000 in future state funding. Subject to this funding  
14 constraint, the rescoped project must maximize capacity improvements  
15 along the rail mainline.

16 (2) The multimodal transportation account--state appropriation  
17 includes up to \$137,620,000 in proceeds from the sale of bonds  
18 authorized by RCW 47.10.867.

19 (3) The department is directed to seek the use of unprogrammed  
20 federal rail crossing funds to be expended in lieu of or in addition to  
21 state funds for eligible costs of projects in Program Y, including, but  
22 not limited to the "Tacoma -- bypass of Pt. Defiance" project.

23 (4) If new federal funding for freight or passenger rail is  
24 received, the department shall consult with the transportation  
25 committees of the legislature and the office of financial management  
26 prior to spending the funds on existing or additional projects.

27 (5) The Palouse River and Coulee City (PCC) rail line system is  
28 made up of the CW, P&L and PV Hooper rail lines. The state has  
29 purchased the right-of-ways to the PCC rail line system. Watco will  
30 continue to operate the PV Hooper line, as required by contract. The  
31 department shall select operator(s) for the CW and P&L rail lines for  
32 the 2007 and 2008 harvest seasons through a competitive bid process,  
33 unless no bid is submitted in response to the department's request for  
34 bids. The operating agreement(s) for the CW and P&L rail lines shall  
35 not include provision for a state operating or capital subsidy. If,  
36 upon expiration of any of the operating agreements, any  
37 intergovernmental entity or local rail district expresses interest in  
38 the operating rights to the CW, P&L and PV Hooper rail lines, then the

1 department shall give the intergovernmental entity or local rail  
 2 district the right of first refusal to the long-term operating rights  
 3 of the line(s), provided however that the long-term operating rights  
 4 shall be available without state operating or capital subsidy. The  
 5 department shall sell any ancillary property, acquired when the state  
 6 purchased the right-of-ways to the PCC rail line system, to a lessee of  
 7 the ancillary property who is willing to pay fair market value for the  
 8 property. The department shall deposit the proceeds from the sale of  
 9 ancillary property into the transportation infrastructure account for  
 10 use according to the provisions of subsection (1)(b) of this section.

11 (6) The entire freight congestion relief account--state  
 12 appropriation is contingent upon the enactment during the 2007-2009  
 13 fiscal biennium of a bill, resulting from the study established in  
 14 Substitute Senate Bill No. 5207, that makes available funding to  
 15 support project expenditures funded from the freight congestion relief  
 16 account created in Substitute Senate Bill No. 5207. If such a funding  
 17 bill is not enacted by June 30, 2009, the entire freight congestion  
 18 relief account--state appropriation shall lapse.

19 NEW SECTION. **Sec. 311. FOR THE DEPARTMENT OF TRANSPORTATION--**  
 20 **LOCAL PROGRAMS--PROGRAM Z--CAPITAL**

21	Highway Infrastructure Account--State Appropriation . . . . .	\$207,000
22	Highway Infrastructure Account--Federal	
23	Appropriation . . . . .	\$1,602,000
24	Freight Mobility Investment Account--State	
25	Appropriation . . . . .	\$12,500,000
26	Freight Congestion Relief Account--State	
27	Appropriation . . . . .	\$51,720,000
28	Transportation Partnership Account--State	
29	Appropriation . . . . .	\$6,906,000
30	Motor Vehicle Account--State Appropriation . . . . .	\$6,504,000
31	Motor Vehicle Account--Federal Appropriation . . . . .	\$52,900,000
32	Freight Mobility Multimodal Account--State	
33	Appropriation . . . . .	\$12,100,000
34	Multimodal Transportation Account--State	
35	Appropriation . . . . .	\$27,658,000
36	Transportation 2003 Account (Nickel Account)--State	
37	Appropriation . . . . .	\$2,706,000



1 Passenger Ferry Account--State Appropriation . . . . . \$8,500,000  
2 TOTAL APPROPRIATION . . . . . \$183,303,000

3 The appropriations in this section are subject to the following  
4 conditions and limitations:

5 (1) The department shall, on a quarterly basis, provide status  
6 reports to the legislature on the delivery of projects as outlined in  
7 the project lists incorporated in this section. For projects funded by  
8 new revenue in the 2003 and 2005 transportation packages, reporting  
9 elements shall include, but not be limited to, project scope, schedule,  
10 and costs. Other projects may be reported on a programmatic basis.  
11 The department shall also provide the information required under this  
12 subsection on a quarterly basis via the transportation executive  
13 information system (TEIS).

14 (2) \$8,500,000 of the passenger ferry account--state appropriation  
15 is provided solely for the establishment of a ferry grant program to  
16 provide operating or capital grants for ferry systems as provided in  
17 chapters 36.54 and 36.57A RCW to operate a passenger-only ferry system.

18 (3) The department shall seek the use of unprogrammed federal rail  
19 crossing funds to be expended in lieu of or in addition to state funds  
20 for eligible costs of projects in local programs, program Z capital.

21 (4) The department shall apply for surface transportation program  
22 (STP) enhancement funds to be expended in lieu of or in addition to  
23 state funds for eligible costs of projects in local programs, program  
24 Z capital.

25 (5) Federal funds may be transferred from program Z to programs I  
26 and P and state funds shall be transferred from programs I and P to  
27 program Z to replace those federal funds in a dollar-for-dollar match.  
28 Fund transfers authorized under this subsection shall not affect  
29 project prioritization status. Appropriations shall initially be  
30 allotted as appropriated in this act. The department may not transfer  
31 funds as authorized under this subsection without approval of the  
32 office of financial management. The department shall submit a report  
33 on those projects receiving fund transfers to the office of financial  
34 management and the transportation committees of the legislature by  
35 December 1, 2007, and December 1, 2008.

36 (6) The city of Winthrop may utilize a design-build process for the  
37 Winthrop bike path project. Of the amount appropriated in this section  
38 for this project, \$500,000 of the multimodal transportation account--

1 state appropriation is contingent upon the state receiving from the  
2 city of Winthrop \$500,000 in federal funds awarded to the city of  
3 Winthrop by its local planning organization.

4 (7) \$7,000,000 of the multimodal transportation account--state  
5 appropriation, \$7,000,000 of the motor vehicle account--federal  
6 appropriation, and \$4,000,000 of the transportation partnership  
7 account--state appropriation are provided solely for the pedestrian and  
8 bicycle safety program projects and safe routes to schools program  
9 projects identified in the LEAP Transportation Document 2007-A,  
10 pedestrian and bicycle safety program projects and safe routes to  
11 schools program projects as developed March 27, 2007. Projects must be  
12 allocated funding based on order of priority. The department shall  
13 review all projects receiving grant awards under this program at least  
14 semiannually to determine whether the projects are making satisfactory  
15 progress. Any project that has been awarded funds, but does not report  
16 activity on the project within one year of the grant award, shall be  
17 reviewed by the department to determine whether the grant should be  
18 terminated. The department shall promptly close out grants when  
19 projects have been completed, and identify where unused grant funds  
20 remain because actual project costs were lower than estimated in the  
21 grant award.

22 (8) Up to a maximum of \$5,000,000 of the multimodal transportation  
23 account--state appropriation and up to a maximum of \$2,000,000 of the  
24 motor vehicle account--federal appropriation are reappropriated for the  
25 pedestrian and bicycle safety program projects and safe routes to  
26 schools program projects identified in the LEAP transportation document  
27 2006-B, pedestrian and bicycle safety program projects and safe routes  
28 to schools program projects as developed March 8, 2006. Projects must  
29 be allocated funding based on order of priority. The department shall  
30 review all projects receiving grant awards under this program at least  
31 semiannually to determine whether the projects are making satisfactory  
32 progress. Any project that has been awarded funds, but does not report  
33 activity on the project within one year of the grant award, shall be  
34 reviewed by the department to determine whether the grant should be  
35 terminated. The department shall promptly close out grants when  
36 projects have been completed, and identify where unused grant funds  
37 remain because actual project costs were lower than estimated in the  
38 grant award.

1 (9) The entire freight congestion relief account--state  
2 appropriation is contingent upon the enactment during the 2007-2009  
3 fiscal biennium of a bill, resulting from the study established in  
4 Substitute Senate Bill No. 5207, that makes available funding to  
5 support project expenditures funded from the freight congestion relief  
6 account created in Substitute Senate Bill No. 5207. If such a funding  
7 bill is not enacted by June 30, 2009, the entire freight congestion  
8 relief account--state appropriation shall lapse.

9 NEW SECTION. **Sec. 312.** (1) Up to \$881,646,000 in proceeds from  
10 the sale of bonds authorized in RCW 47.10.873 is available to support  
11 both of the transportation partnership account--state appropriations in  
12 sections 305 and 306 of this act.

13 (2) Up to \$858,724,000 in proceeds from the sale of bonds  
14 authorized by RCW 47.10.861 is available to support both of the  
15 transportation 2003 account (nickel account)--state appropriations in  
16 sections 305 and 306 of this act.

17 (3) Up to \$22,080,000 in proceeds from the sale of bonds authorized  
18 in Substitute House Bill No. 2394 is available to support both of the  
19 special category C account--state appropriations in sections 305 and  
20 306 of this act. If Substitute House Bill No. 2394 is not enacted by  
21 June 30, 2007, the amount provided in this subsection shall lapse.

22 **TRANSFERS AND DISTRIBUTIONS**

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

27	Highway Bond Retirement Account Appropriation . . . . .	\$548,852,000
28	Ferry Bond Retirement Account Appropriation . . . . .	\$38,059,000
29	Transportation Improvement Board Bond Retirement	
30	Account--State Appropriation . . . . .	\$26,844,000
31	Nondebt-Limit Reimbursable Account Appropriation . . . . .	\$15,477,000
32	Transportation Partnership Account--State	
33	Appropriation . . . . .	\$6,612,000
34	Motor Vehicle Account--State Appropriation . . . . .	\$563,000
35	Transportation Improvement Account--State Appropriation . . . . .	\$68,000



1 The department of transportation is authorized to sell up to  
2 \$75,000,000 in bonds authorized by RCW 47.10.843 for vessel and  
3 terminal acquisition, major and minor improvements, and long lead-time  
4 materials acquisition for the Washington state ferries.

5 NEW SECTION. **Sec. 404. FOR THE STATE TREASURER--STATE REVENUES**  
6 **FOR DISTRIBUTION**

7 Motor Vehicle Account Appropriation for  
8 motor vehicle fuel tax distributions to cities  
9 and counties . . . . . \$526,320,000

10 NEW SECTION. **Sec. 405. FOR THE STATE TREASURER--TRANSFERS**

11 Motor Vehicle Account--State  
12 Appropriation: For motor vehicle fuel tax  
13 refunds and statutory transfers . . . . . \$937,181,000

14 NEW SECTION. **Sec. 406. FOR THE DEPARTMENT OF LICENSING--**  
15 **TRANSFERS**

16 Motor Vehicle Account--State  
17 Appropriation: For motor vehicle fuel tax  
18 refunds and transfers . . . . . \$346,657,000

19 NEW SECTION. **Sec. 407. FOR THE STATE TREASURER--ADMINISTRATIVE**  
20 **TRANSFERS**

21 (1) Recreational Vehicle Account--State  
22 Appropriation: For transfer to the Motor Vehicle  
23 Account--State . . . . . \$3,005,000

24 (2) License Plate Technology Account--State  
25 Appropriation: For the Highway Safety Account--  
26 State . . . . . \$4,500,000

27 (3) Motor Vehicle Account--State Appropriation:  
28 For transfer to the High-Occupancy Toll Lanes Operations--  
29 State Account . . . . . \$3,000,000

30 (4) Motor Vehicle Account--State Appropriation:  
31 For transfer to the Puget Sound Capital Construction  
32 Account--State . . . . . \$30,000,000

33 (5) Multimodal Transportation Account--State  
34 Appropriation: For transfer to the Puget Sound



1        NEW SECTION.    **Sec. 501. COMPENSATION--NONREPRESENTED EMPLOYEES--**  
2 **INSURANCE BENEFITS.** The appropriations for state agencies, are subject  
3 to the following conditions and limitations:

4        (1)(a) The monthly employer funding rate for insurance benefit  
5 premiums, public employees' benefits board administration, and the  
6 uniform medical plan, shall not exceed \$707 per eligible employee for  
7 fiscal year 2008. For fiscal year 2009 the monthly employer funding  
8 rate shall not exceed \$732 per eligible employee.

9        (b) In order to achieve the level of funding provided for health  
10 benefits, the public employees' benefits board shall require any or all  
11 of the following: Employee premium copayments, increases in  
12 point-of-service cost sharing, the implementation of managed  
13 competition, or make other changes to benefits consistent with RCW  
14 41.05.065.

15        (c) The health care authority shall deposit any moneys received on  
16 behalf of the uniform medical plan as a result of rebates on  
17 prescription drugs, audits of hospitals, subrogation payments, or any  
18 other moneys recovered as a result of prior uniform medical plan claims  
19 payments, into the public employees' and retirees' insurance account to  
20 be used for insurance benefits. Such receipts shall not be used for  
21 administrative expenditures.

22        (2) The health care authority, subject to the approval of the  
23 public employees' benefits board, shall provide subsidies for health  
24 benefit premiums to eligible retired or disabled public employees and  
25 school district employees who are eligible for medicare, pursuant to  
26 RCW 41.05.085. From January 1, 2008, through December 31, 2008, the  
27 subsidy shall be \$165.31. Starting January 1, 2009, the subsidy shall  
28 be \$184.26 per month.

29        NEW SECTION.    **Sec. 502. COMPENSATION--REPRESENTED EMPLOYEES**  
30 **OUTSIDE SUPER COALITION--INSURANCE BENEFITS.** The appropriations for  
31 state agencies, are subject to the following conditions and  
32 limitations:

33        (1)(a) The monthly employer funding rate for insurance benefit  
34 premiums, public employees' benefits board administration, and the  
35 uniform medical plan, for represented employees outside the super  
36 coalition under chapter 41.80 RCW, shall not exceed \$707 per eligible

1 employee for fiscal year 2008. For fiscal year 2009 the monthly  
2 employer funding rate shall not exceed \$732 per eligible employee.

3 (b) In order to achieve the level of funding provided for health  
4 benefits, the public employees' benefits board shall require any or all  
5 of the following: Employee premium copayments, increases in  
6 point-of-service cost sharing, the implementation of managed  
7 competition, or make other changes to benefits consistent with RCW  
8 41.05.065.

9 (c) The health care authority shall deposit any moneys received on  
10 behalf of the uniform medical plan as a result of rebates on  
11 prescription drugs, audits of hospitals, subrogation payments, or any  
12 other moneys recovered as a result of prior uniform medical plan claims  
13 payments, into the public employees' and retirees' insurance account to  
14 be used for insurance benefits. Such receipts shall not be used for  
15 administrative expenditures.

16 (2) The health care authority, subject to the approval of the  
17 public employees' benefits board, shall provide subsidies for health  
18 benefit premiums to eligible retired or disabled public employees and  
19 school district employees who are eligible for medicare, pursuant to  
20 RCW 41.05.085. From January 1, 2008, through December 31, 2008, the  
21 subsidy shall be \$165.31. Starting January 1, 2009, the subsidy shall  
22 be \$184.26 per month.

23 NEW SECTION. **Sec. 503. COMPENSATION--REPRESENTED EMPLOYEES--**  
24 **SUPER COALITION.** Collective bargaining agreements negotiated as part  
25 of the super coalition under chapter 41.80 RCW include employer  
26 contributions to health insurance premiums at 88% of the cost. Funding  
27 rates at this level are currently \$707 per month for fiscal year 2008  
28 and \$732 per month for fiscal year 2009. The agreements also include  
29 a one-time payment of \$756 for each employee who is eligible for  
30 insurance for the month of June, 2007, and is covered by a 2007-2009  
31 collective bargaining agreement pursuant to chapter 41.80 RCW, as well  
32 as continuation of the salary increases that were negotiated for the  
33 twelve-month period beginning July 1, 2006, and scheduled to terminate  
34 June 30, 2007.

35 NEW SECTION. **Sec. 504. COMPENSATION--PENSION CONTRIBUTIONS.** The  
36 appropriations for state agencies, including institutions of higher



1 education are subject to the following conditions and limitations:  
2 Appropriations are provided to fund employer contributions to state  
3 pension funds at the rates adopted by the pension funding council.

4 NEW SECTION. **Sec. 505. COMPENSATION--REVISE PENSION GAIN**  
5 **SHARING.** The appropriations for (schools) state agencies, including  
6 institutions of higher education are subject to the following  
7 conditions and limitations: Appropriations are adjusted to reflect  
8 changes to pension gain sharing as provided in House Bill No. 2391.

9 NEW SECTION. **Sec. 506. NONREPRESENTED EMPLOYEE COMPENSATION.**  
10 The appropriations for nonrepresented employee compensation adjustments  
11 are provided solely for:

- 12 (1) Across the Board Adjustments.
- 13 (a) Appropriations are provided for a 3.2% salary increase  
14 effective July 1, 2007, for all classified employees, except those  
15 represented by a collective bargaining unit under chapter 41.80 RCW,  
16 and except the certificated employees of the state schools for the deaf  
17 and blind and employees of community and technical colleges covered by  
18 the provisions of Initiative Measure No. 732. Also included are  
19 employees in the Washington management service, and exempt employees  
20 under the jurisdiction of the director of personnel.

21 The appropriations are also sufficient to fund a 3.2% salary  
22 increase effective July 1, 2007, and for executive, legislative, and  
23 judicial branch employees exempt from merit system rules whose maximum  
24 salaries are not set by the commission on salaries for elected  
25 officials.

- 26 (b) Appropriations are provided for a 2.0% salary increase  
27 effective July 1, 2008, for all classified employees, except those  
28 represented by a collective bargaining unit under chapter 41.80 RCW,  
29 and except for the certificated employees of the state schools of the  
30 deaf and blind and employees of community and technical colleges  
31 covered by the provisions of Initiative Measure No. 732. Also included  
32 are employees in the Washington management service, and exempt  
33 employees under the jurisdiction of the director of personnel. The  
34 appropriations are also sufficient to fund a 2.0% salary increase  
35 effective July 1, 2008, for executive, legislative, and judicial branch

1 employees exempt from merit system rules whose maximum salaries are not  
2 set by the commission on salaries for elected officials.

3 (2) Salary Survey.

4 For state employees, except those represented by a bargaining unit  
5 under chapters 41.80, 41.56, and 47.64 RCW, funding is provided for  
6 implementation of the department of personnel's 2006 salary survey, for  
7 job classes more than 25% below market rates and affected classes.

8 (3) Classification Consolidation.

9 For state employees, except those represented by a bargaining unit  
10 under chapters 41.80, 41.56, and 47.64 RCW, funding is provided for  
11 implementation of the department of personnel's phase 4 job class  
12 consolidation and revisions under the personnel system reform act of  
13 2002.

14 (4) Agency Request Consolidation.

15 For state employees, except those represented by a bargaining unit  
16 under chapters 41.80, 41.56, and 47.64 RCW, funding is provided for  
17 implementation of the department of personnel's agency request job  
18 class consolidation and reclassification plan.

19 (5) Additional Pay Step.

20 For state employees, except those represented by a bargaining unit  
21 under chapters 41.80, 41.56, and 47.64 RCW, funding is provided for a  
22 new pay step L for those who have been in step K for at least one year.

23 (6) Retain Fiscal Year 2007 Pay Increase.

24 For all classified state employees, except those represented by a  
25 bargaining unit under chapters 41.80, 41.56, and 47.64 RCW, and except  
26 for the certificated employees of the state schools of the deaf and  
27 blind and employees of community and technical colleges covered by the  
28 provisions of Initiative Measure No. 732, funding is provided for  
29 continuation of the 1.6% salary increase that was provided during  
30 fiscal year 2007. Also included are employees in the Washington  
31 management service, and exempt employees under the jurisdiction of the  
32 director of personnel. The appropriations are also sufficient to  
33 continue a 1.6% salary increase for executive, legislative, and  
34 judicial branch employees exempt from merit system rules whose maximum  
35 salaries are not set by the commission on salaries for elected  
36 officials.

1            NEW SECTION.    **Sec. 507. COLLECTIVE BARGAINING AGREEMENTS.**

2 Provisions of the collective bargaining agreements contained in  
3 sections 508 through 519 of this act are described in general terms.  
4 Only major economic terms are included in the descriptions. These  
5 descriptions do not contain the complete contents of the agreements.  
6 The collective bargaining agreements contained in sections 506 through  
7 516 may also be funded by expenditures from nonappropriated accounts.  
8 If positions are funded with lidded grants or dedicated fund sources  
9 with insufficient revenue, additional funding from other sources is not  
10 provided.

11            NEW SECTION.    **Sec. 508. COLLECTIVE BARGAINING AGREEMENT--IBU.**

12 Appropriations in this act contain funding for the collective  
13 bargaining agreement reached between the governor and the  
14 inlandboatmen's union of the pacific under chapter 47.64 RCW. For  
15 employees covered under this agreement, provisions include a 1.6%  
16 salary increase effective July 1, 2007, which continues the increase  
17 that went into effect July 1, 2006, and is set to terminate June 30,  
18 2007. Also included is a 3.2% salary increase effective July 1, 2007,  
19 a 2% salary increase effective July 1, 2008, and increases ranging from  
20 1.5% to 4% to address specific classifications which are below market  
21 rates as established by the marine employees commission 2006 salary  
22 survey.

23            NEW SECTION.    **Sec. 509. COLLECTIVE BARGAINING AGREEMENT--MEBA-**  
24 **LICENSED.** Appropriations in this act reflect the collective bargaining  
25 agreement reached between the governor and the marine engineers'  
26 beneficial association under chapter 47.64 RCW. For employees covered  
27 under this agreement, provisions include a 1.6% salary increase  
28 effective July 1, 2007, which continues the increase that went into  
29 effect July 1, 2006, and is set to terminate June 30, 2007. Also  
30 included is a 3.2% salary increase effective July 1, 2007, a 2% salary  
31 increase effective July 1, 2008, and increases ranging from 1% to 6% to  
32 address specific classifications which are below market rates as  
33 established by the marine employees commission 2006 salary survey.

34            NEW SECTION.    **Sec. 510. COLLECTIVE BARGAINING AGREEMENT--**  
35 **MEBA-UNLICENSED.** Appropriations in this act reflect the collective

1 bargaining agreement reached between the governor and the marine  
2 engineers' beneficial association under chapter 47.64 RCW. For  
3 employees covered under this agreement, provisions include a 1.6%  
4 salary increase effective July 1, 2007, which continues the increase  
5 that went into effect July 1, 2006, and is set to terminate June 30,  
6 2007. Also included is a 3.2% salary increase effective July 1, 2007,  
7 and a 2% salary increase effective July 1, 2008.

8 NEW SECTION. **Sec. 511. COLLECTIVE BARGAINING AGREEMENT--MM&P.**

9 Appropriations in this act reflect the collective bargaining agreement  
10 reached between the governor and the international organization of  
11 master, mates & pilots, local 6, under chapter 47.64 RCW. For  
12 employees covered under this agreement, provisions include a 1.6%  
13 salary increase effective July 1, 2007, which continues the increase  
14 that went into effect July 1, 2006, and is set to terminate June 30,  
15 2007. Also included is a 3.2% salary increase effective July 1, 2007,  
16 a 2% salary increase effective July 1, 2008, and increases ranging from  
17 2.5% to 7.5% to address specific classifications which are below market  
18 rates as established by the marine employees commission 2006 salary  
19 survey.

20 NEW SECTION. **Sec. 512. COLLECTIVE BARGAINING AGREEMENT--**  
21 **MM&P-WATCH SUPERVISORS.**

22 Appropriations in this act reflect the  
23 collective bargaining agreement reached between the governor and the  
24 international organization of master, mates & pilots, watch  
25 supervisors, local 6, under chapter 47.64 RCW. For employees covered  
26 under this agreement, provisions include a 1.6% salary increase  
27 effective July 1, 2007, which continues the increase that went into  
28 effect July 1, 2006, and is set to terminate June 30, 2007. Also  
29 included is a 3.2% salary increase effective July 1, 2007, a 2% salary  
30 increase effective July 1, 2008, and a 3% increase to address this  
31 specific classification which is below market rates as established by  
the marine employees commission 2006 salary survey.

32 NEW SECTION. **Sec. 513. COLLECTIVE BARGAINING AGREEMENT--METAL**  
33 **TRADES COUNCIL.**

34 Appropriations in this act reflect the collective  
35 bargaining agreement reached between the governor and the Puget Sound  
metal trades council under chapter 47.64 RCW. For employees covered

1 under this agreement, provisions include a 1.6% salary increase  
2 effective July 1, 2007, which continues the increase that went into  
3 effect July 1, 2006, and is set to terminate June 30, 2007. Also  
4 included is a 3.2% salary increase effective July 1, 2007, a 2% salary  
5 increase effective July 1, 2008, and a \$0.95/hour salary adjustment to  
6 all classifications which are below market rates as established by the  
7 marine employees commission 2006 salary survey.

8 NEW SECTION. **Sec. 514. COLLECTIVE BARGAINING AGREEMENT--FASPAA.**

9 Appropriations in this act reflect the collective bargaining agreement  
10 reached between the governor and the ferry agents, supervisors, &  
11 project administrators association under chapter 47.64 RCW. For  
12 employees covered under this agreement, provisions include a 1.6%  
13 salary increase effective July 1, 2007, which continues the increase  
14 that went into effect July 1, 2006, and is set to terminate June 30,  
15 2007. Also included is a 3.2% salary increase effective July 1, 2007,  
16 a 2% salary increase effective July 1, 2008, and a 10% increase to  
17 address specific classifications which are below market rates as  
18 established by the marine employees commission 2006 salary survey.

19 NEW SECTION. **Sec. 515. COLLECTIVE BARGAINING AGREEMENT--OPEIU.**

20 Appropriations in this act reflect the collective bargaining agreement  
21 reached between the governor and the office & professional employees  
22 international union, local 8, under chapter 47.64 RCW. For employees  
23 covered under this agreement, provisions include a 1.6% salary increase  
24 effective July 1, 2007, which continues the increase that went into  
25 effect July 1, 2006, and is set to terminate June 30, 2007. Also  
26 included is a 3.2% salary increase effective July 1, 2007, a 2% salary  
27 increase effective July 1, 2008, and a one salary range (5%) increase  
28 to address specific classifications which are below market rates as  
29 established by the marine employees commission 2006 salary survey.

30 NEW SECTION. **Sec. 516. COLLECTIVE BARGAINING AGREEMENT--SEIU.**

31 Appropriations in this act reflect the collective bargaining agreement  
32 reached between the governor and the service employees international  
33 union, local 6, under chapter 47.64 RCW. For employees covered under  
34 this agreement, provisions include a 1.6% salary increase effective  
35 July 1, 2007, which continues the increase that went into effect July

1 1, 2006, and is set to terminate June 30, 2007. Also included is a  
2 3.2% salary increase effective July 1, 2007, a 2% salary increase  
3 effective July 1, 2008, and a 5% increase to address specific  
4 classifications which are below market rates as established by the  
5 marine employees commission 2006 salary survey.

6 NEW SECTION. **Sec. 517. COLLECTIVE BARGAINING AGREEMENT--WSP**  
7 **TROOPERS ASSOCIATION.** Appropriations in this act reflect funding for  
8 the collective bargaining agreement reached between the governor and  
9 the Washington state patrol trooper's association under the provisions  
10 of chapter 41.56 RCW. For employees covered under this agreement,  
11 provisions include a 4.0% salary increase effective July 1, 2007, and  
12 a 4.0% salary increase effective July 1, 2008. Also effective July 1,  
13 2007, positions located in King (10%), Snohomish (5%), or Pierce (3%)  
14 counties will receive geographic pay.

15 NEW SECTION. **Sec. 518. COLLECTIVE BARGAINING AGREEMENT--WSP**  
16 **LIEUTENANTS ASSOCIATION.** Appropriations in this act reflect funding  
17 for the collective bargaining agreement reached between the governor  
18 and the Washington state patrol lieutenant's association under the  
19 provisions of chapter 41.56 RCW. For employees covered under this  
20 agreement, provisions include a 4.0% salary increase effective July 1,  
21 2007, and a 4.0% salary increase effective July 1, 2008. Also  
22 effective July 1, 2007, positions located in King (10%), Snohomish  
23 (5%), or Pierce (3%) counties will receive geographic pay.

24 NEW SECTION. **Sec. 519. COLLECTIVE BARGAINING AGREEMENT--IFPTE.**  
25 Appropriations in this act reflect the collective bargaining agreement  
26 reached between the governor and the international federation of  
27 professional and technical engineers under the provisions of chapter  
28 41.80 RCW. For employees covered under this agreement, provisions  
29 include a 1.6% salary increase effective July 1, 2007, which continues  
30 the increase that went into effect July 1, 2006, and is set to  
31 terminate June 30, 2007. Also included is a 3.2% salary increase  
32 effective July 1, 2007, and a 2% salary increase effective July 1,  
33 2008. Select classifications will receive wage increases due to the  
34 implementation of the department of personnel's 2006 salary survey for  
35 classes more than 25% below market rates. These increases will be

1 effective July 1, 2007. All employees covered under the agreement that  
2 have been at the top step of their range for a year or longer will  
3 progress to a new step L effective July 1, 2007.

4 **IMPLEMENTING PROVISIONS**

5 NEW SECTION. **Sec. 601.** Executive Order number 05-05,  
6 archaeological and cultural resources, was issued effective November  
7 10, 2005. Agencies and higher education institutions that issue grants  
8 or loans for capital projects shall comply with the requirements set  
9 forth in this executive order.

10 NEW SECTION. **Sec. 602. INFORMATION SYSTEMS PROJECTS.** Agencies  
11 shall comply with the following requirements regarding information  
12 systems projects when specifically directed to do so by this act.

13 (1) Agency planning and decisions concerning information technology  
14 shall be made in the context of its information technology portfolio.  
15 "Information technology portfolio" means a strategic management  
16 approach in which the relationships between agency missions and  
17 information technology investments can be seen and understood, such  
18 that: Technology efforts are linked to agency objectives and business  
19 plans; the impact of new investments on existing infrastructure and  
20 business functions are assessed and understood before implementation;  
21 and agency activities are consistent with the development of an  
22 integrated, nonduplicative statewide infrastructure.

23 (2) Agencies shall use their information technology portfolios in  
24 making decisions on matters related to the following:

- 25 (a) System refurbishment, acquisitions, and development efforts;
- 26 (b) Setting goals and objectives for using information technology  
27 in meeting legislatively-mandated missions and business needs;
- 28 (c) Assessment of overall information processing performance,  
29 resources, and capabilities;
- 30 (d) Ensuring appropriate transfer of technological expertise for  
31 the operation of any new systems developed using external resources;  
32 and
- 33 (e) Progress toward enabling electronic access to public  
34 information.

1 (3) Each project will be planned and designed to take optimal  
2 advantage of Internet technologies and protocols. Agencies shall  
3 ensure that the project is in compliance with the architecture,  
4 infrastructure, principles, policies, and standards of digital  
5 government as maintained by the information services board.

6 (4) The agency shall produce a feasibility study for information  
7 technology projects at the direction of the information services board  
8 and in accordance with published department of information services  
9 policies and guidelines. At a minimum, such studies shall include a  
10 statement of: (a) The purpose or impetus for change; (b) the business  
11 value to the agency, including an examination and evaluation of  
12 benefits, advantages, and cost; (c) a comprehensive risk assessment  
13 based on the proposed project's impact on both citizens and state  
14 operations, its visibility, and the consequences of doing nothing; (d)  
15 the impact on agency and statewide information infrastructure; and (e)  
16 the impact of the proposed enhancements to an agency's information  
17 technology capabilities on meeting service delivery demands.

18 (5) The agency shall produce a comprehensive management plan for  
19 each project. The plan or plans shall address all factors critical to  
20 successful completion of each project. The plan(s) shall include, but  
21 is not limited to, the following elements: A description of the  
22 problem or opportunity that the information technology project is  
23 intended to address; a statement of project objectives and assumptions;  
24 a definition and schedule of phases, tasks, and activities to be  
25 accomplished; and the estimated cost of each phase. The planning for  
26 the phased approach shall be such that the business case justification  
27 for a project needs to demonstrate how the project recovers cost or  
28 adds measurable value or positive cost benefit to the agency's business  
29 functions within each development cycle.

30 (6) The agency shall produce quality assurance plans for  
31 information technology projects. Consistent with the direction of the  
32 information services board and the published policies and guidelines of  
33 the department of information services, the quality assurance plan  
34 shall address all factors critical to successful completion of the  
35 project and successful integration with the agency and state  
36 information technology infrastructure. At a minimum, quality assurance  
37 plans shall provide time and budget benchmarks against which project  
38 progress can be measured, a specification of quality assurance



1 responsibilities, and a statement of reporting requirements. The  
2 quality assurance plans shall set out the functionality requirements  
3 for each phase of a project.

4 (7) A copy of each feasibility study, project management plan, and  
5 quality assurance plan shall be provided to the department of  
6 information services, the office of financial management, and  
7 legislative fiscal committees. The plans and studies shall demonstrate  
8 a sound business case that justifies the investment of taxpayer funds  
9 on any new project, an assessment of the impact of the proposed system  
10 on the existing information technology infrastructure, the disciplined  
11 use of preventative measures to mitigate risk, and the leveraging of  
12 private-sector expertise as needed. Authority to expend any funds for  
13 individual information systems projects is conditioned on the approval  
14 of the relevant feasibility study, project management plan, and quality  
15 assurance plan by the department of information services and the office  
16 of financial management.

17 (8) Quality assurance status reports shall be submitted to the  
18 department of information services, the office of financial management,  
19 and legislative fiscal committees at intervals specified in the  
20 project's quality assurance plan.

21 NEW SECTION. **Sec. 603. FUND TRANSFERS.** (1) The transportation  
22 2003 projects or improvements and the 2005 transportation partnership  
23 projects or improvements are listed in LEAP Transportation Document  
24 2007-1, which consists of a list of specific projects by fund source  
25 and amount over a sixteen year period. Current biennium funding for  
26 each project is a line item appropriation, while the outer year funding  
27 allocations represent a sixteen year balanced plan. Unless otherwise  
28 provided in this act, the director of financial management may  
29 authorize a transfer of spending allocation within the appropriation  
30 provided and between projects funded with transportation 2003 account  
31 (nickel account) appropriations, transportation partnership account  
32 appropriations, or multimodal transportation account appropriations, in  
33 order to manage project spending and efficiently deliver all projects  
34 in the respective program under the following conditions and  
35 limitations:

36 (a) Transfers may only be made within each specific fund source  
37 referenced on the respective project list;

1 (b) Transfers from a project may not be made as a result of the  
2 reduction of the scope of a project, nor shall a transfer be made to  
3 support increases in the scope of a project;

4 (c) Each transfer between projects may only occur if the director  
5 of financial management finds that any resulting change will not hinder  
6 the completion of the projects as approved by the legislature;

7 (d) Transfers to a project may be made without an offsetting  
8 project reduction if the office of financial management finds there is  
9 sufficient appropriation authority to accommodate the allocation  
10 increase;

11 (e) Transfers of less than \$500,000 may be made by the department  
12 without approval from the office of financial management;

13 (f) Transfers may not occur to projects not identified on the  
14 applicable project list; and

15 (g) Transfers may not be made while the legislature is in session.

16 (2) At the time the department submits a request to transfer funds  
17 under this section a copy of the request shall be submitted to the  
18 transportation committees of the legislature. The request must include  
19 how the fund transfer requests will be accommodated in a balanced  
20 financial plan, consistent with legislative intent. A report of all  
21 approved transfers made under this section shall be submitted on  
22 October 1st of each fiscal year to the transportation committees of the  
23 legislature.

24 (3) The office of financial management shall work with legislative  
25 staff of the house of representatives and senate transportation  
26 committees and the legislative evaluation and accountability program  
27 committee to review the requested transfers.

28 (4) The office of financial management shall document approved  
29 transfers and/or schedule changes in the transportation executive  
30 information system (TEIS), compare changes to the last legislative  
31 session, and transmit revised project lists to chairs of the  
32 transportation committees of the legislature on a quarterly basis.

33 NEW SECTION. **Sec. 604. MEGA-PROJECT REPORTING.** Mega-projects are  
34 defined as individual or groups of related projects that cost  
35 \$1,000,000,000 or more. These projects include, but are not limited  
36 to: Alaskan Way Viaduct, SR 520, SR 167, I-405, North Spokane  
37 corridor, I-5 Tacoma HOV, and the Columbia River Crossing. The office

1 of financial management shall track mega-projects and report the  
2 financial status and schedule of these projects at least once a year to  
3 the transportation committees of the legislature.

4 NEW SECTION. **Sec. 605.** Based on the anticipated outcomes of the  
5 tolling study, to be conducted under section 206 of this act, the  
6 legislature intends that tolls be charged to offset or partially offset  
7 the costs for the following projects, and that a managed lane concept  
8 be applied in their design and implementation: State Route 520 Bridge  
9 replacement and HOV project, and widening of Interstate 405.

10 **MISCELLANEOUS 2007-09 BIENNIUM**

11 **Sec. 701.** RCW 46.68.170 and 1996 c 237 s 2 are each amended to  
12 read as follows:

13 There is hereby created in the motor vehicle fund the RV account.  
14 All moneys hereafter deposited in said account shall be used by the  
15 department of transportation for the construction, maintenance, and  
16 operation of recreational vehicle sanitary disposal systems at safety  
17 rest areas in accordance with the department's highway system plan as  
18 prescribed in chapter 47.06 RCW. During the 2005-2007 and 2007-2009  
19 fiscal biennia, the legislature may transfer from the RV account to the  
20 motor vehicle fund such amounts as reflect the excess fund balance of  
21 the RV account.

22 **Sec. 702.** RCW 47.29.170 and 2006 c 370 s 604 are each amended to  
23 read as follows:

24 Before accepting any unsolicited project proposals, the commission  
25 must adopt rules to facilitate the acceptance, review, evaluation, and  
26 selection of unsolicited project proposals. These rules must include  
27 the following:

28 (1) Provisions that specify unsolicited proposals must meet  
29 predetermined criteria;

30 (2) Provisions governing procedures for the cessation of  
31 negotiations and consideration;

32 (3) Provisions outlining that unsolicited proposals are subject to  
33 a two-step process that begins with concept proposals and would only

1 advance to the second step, which are fully detailed proposals, if the  
2 commission so directed;

3 (4) Provisions that require concept proposals to include at least  
4 the following information: Proposers' qualifications and experience;  
5 description of the proposed project and impact; proposed project  
6 financing; and known public benefits and opposition; and

7 (5) Provisions that specify the process to be followed if the  
8 commission is interested in the concept proposal, which must include  
9 provisions:

10 (a) Requiring that information regarding the potential project  
11 would be published for a period of not less than thirty days, during  
12 which time entities could express interest in submitting a proposal;

13 (b) Specifying that if letters of interest were received during the  
14 thirty days, then an additional sixty days for submission of the fully  
15 detailed proposal would be allowed; and

16 (c) Procedures for what will happen if there are insufficient  
17 proposals submitted or if there are no letters of interest submitted in  
18 the appropriate time frame.

19 The commission may adopt other rules as necessary to avoid  
20 conflicts with existing laws, statutes, or contractual obligations of  
21 the state.

22 The commission may not accept or consider any unsolicited proposals  
23 before (~~June 30, 2007~~) July 1, 2009.

24 NEW SECTION. Sec. 703. To the extent that any appropriation  
25 authorizes expenditures of state funds from the motor vehicle account,  
26 special category C account, Tacoma Narrows toll bridge account,  
27 transportation 2003 account (nickel account), transportation  
28 partnership account, transportation improvement account, Puget Sound  
29 capital construction account, multimodal transportation account, or  
30 other transportation capital project account in the state treasury for  
31 a state transportation program that is specified to be funded with  
32 proceeds from the sale of bonds authorized in chapter 47.10 RCW, the  
33 legislature declares that any such expenditures made prior to the issue  
34 date of the applicable transportation bonds for that state  
35 transportation program are intended to be reimbursed from proceeds of  
36 those transportation bonds in a maximum amount equal to the amount of  
37 such appropriation.

1       **Sec. 704.** RCW 46.16.685 and 2003 c 370 s 4 are each amended to  
2 read as follows:

3       The license plate technology account is created in the state  
4 treasury. All receipts collected under RCW 46.01.140(4)(e)(ii) must be  
5 deposited into this account. Expenditures from this account must  
6 support current and future license plate technology and systems  
7 integration upgrades for both the department and correctional  
8 industries. Moneys in the account may be spent only after  
9 appropriation. Additionally, the moneys in this account may be used to  
10 reimburse the motor vehicle account for any appropriation made to  
11 implement the digital license plate system. During the 2007-2009  
12 fiscal biennium, the legislature may transfer from the license plate  
13 technology account to the highway safety fund such amounts as reflect  
14 the excess fund balance of the license plate technology account.

15       **Sec. 705.** RCW 47.01.390 and 2006 c 311 s 27 are each amended to  
16 read as follows:

17       (1) Prior to commencing construction on either project, the  
18 department of transportation must complete all of the following  
19 requirements for both the Alaskan Way viaduct and Seattle Seawall  
20 replacement project, and the state route number 520 bridge replacement  
21 and HOV project: (a) In accordance with the national environmental  
22 policy act, the department must designate the preferred alternative,  
23 prepare a substantial project mitigation plan, and complete a  
24 comprehensive cost estimate review using the department's cost estimate  
25 validation process, for each project; (b) in accordance with all  
26 applicable federal highway administration planning and project  
27 management requirements, the department must prepare a project finance  
28 plan for each project that clearly identifies secured and anticipated  
29 fund sources, cash flow timing requirements, and project staging and  
30 phasing plans if applicable; and (c) the department must report these  
31 results for each project to the joint transportation committee.

32       (2) The requirements of this section shall not apply to (a) utility  
33 relocation work, and related activities, on the Alaskan Way viaduct and  
34 Seattle Seawall replacement project and (b) off-site pontoon  
35 construction supporting the state route number 520 bridge replacement  
36 and HOV project.

1       (3) The requirements of subsection (1) of this section shall not  
2 apply during the 2007-2009 fiscal biennium.

3       **Sec. 706.** RCW 88.16.090 and 2005 c 26 s 2 are each amended to read  
4 as follows:

5       (1) A person may pilot any vessel subject to this chapter on waters  
6 covered by this chapter only if licensed to pilot such vessels on such  
7 waters under this chapter.

8       (2)(a) A person is eligible to be licensed as a pilot if the  
9 person:

10       (i) Is a citizen of the United States;

11       (ii) Is over the age of twenty-five years and under the age of  
12 seventy years;

13       (iii) Is a resident of the state of Washington at the time of  
14 licensure as a pilot;

15       (iv)(A) Holds at the time of application, as a minimum, a United  
16 States government license as master of steam or motor vessels of not  
17 more than one thousand six hundred gross register tons (three thousand  
18 international tonnage convention tons) upon oceans, near coastal  
19 waters, or inland waters; or the then most equivalent federal license  
20 as determined by the board; any such license to have been held by the  
21 applicant for a period of at least two years before application;

22       (B) Holds at the time of licensure as a pilot, after successful  
23 completion of the board-required training program, a first class United  
24 States endorsement without restrictions on the United States government  
25 license for the pilotage district in which the pilot applicant desires  
26 to be licensed; however, all applicants for a pilot examination  
27 scheduled to be given before July 1, 2008, must have the United States  
28 pilotage endorsement at the time of application; and

29       (C) The board may establish such other federal license requirements  
30 for applicants and pilots as it deems appropriate; and

31       (v) Successfully completes a board-specified training program.

32       (b) In addition to the requirements of (a) of this subsection, a  
33 pilot applicant must meet such other qualifications as may be required  
34 by the board.

35       (c) A person applying for a license under this section shall not  
36 have been convicted of an offense involving drugs or the personal

1 consumption of alcohol in the twelve months prior to the date of  
2 application. This restriction does not apply to license renewals under  
3 this section.

4 (3) The board may establish such other training license and pilot  
5 license requirements as it deems appropriate.

6 (4) Pilot applicants shall be evaluated and ranked in a manner  
7 specified by the board based on their experience, other qualifications  
8 as may be set by the board, performance on a written examination or  
9 examinations established by the board, and performance in such other  
10 evaluation exercises as may be required by the board, for entry into a  
11 board-specified training program.

12 When the board determines that the demand for pilots requires entry  
13 of an applicant into the training program it shall issue a training  
14 license to that applicant, but under no circumstances may an applicant  
15 be issued a training license more than four years after taking the  
16 written entry examination. The training license authorizes the trainee  
17 to do such actions as are specified in the training program.

18 After the completion of the training program the board shall  
19 evaluate the trainee's performance and knowledge. The board, as it  
20 deems appropriate, may then issue a pilot license, delay the issuance  
21 of the pilot license, deny the issuance of the pilot license, or  
22 require further training and evaluation.

23 (5) The board may appoint a special independent committee or may  
24 contract with a firm knowledgeable and experienced in the development  
25 of professional tests and evaluations for development and grading of  
26 the examinations and other evaluation methods. Active licensed state  
27 pilots may be consulted for the general development of any examinations  
28 and evaluation exercises but shall have no knowledge of the specific  
29 questions. The pilot members of the board may participate in the  
30 grading of examinations. If the board does appoint a special  
31 examination or evaluation development committee it is authorized to pay  
32 the members of the committee the same compensation and travel expenses  
33 as received by members of the board. Any person who willfully gives  
34 advance knowledge of information contained on a pilot examination or  
35 other evaluation exercise is guilty of a gross misdemeanor.

36 (6) Pilots are licensed under this section for a term of five years  
37 from and after the date of the issuance of their respective state  
38 licenses. Licenses must thereafter be renewed as a matter of course,

1 unless the board withholds the license for good cause. Each pilot  
2 shall pay to the state treasurer an annual license fee (~~of three~~  
3 ~~thousand dollars~~) in an amount set by the board by rule. The fees  
4 established under this subsection may be increased in excess of the  
5 fiscal growth factor as provided in RCW 43.135.055 through the fiscal  
6 year ending June 30, 2009. The fees must be deposited in the state  
7 treasury to the credit of the pilotage account. The board may assess  
8 partially active or inactive pilots a reduced fee.

9 (7) All pilots and applicants are subject to an annual physical  
10 examination by a physician chosen by the board. The physician shall  
11 examine the applicant's heart, blood pressure, circulatory system,  
12 lungs and respiratory system, eyesight, hearing, and such other items  
13 as may be prescribed by the board. After consultation with a physician  
14 and the United States coast guard, the board shall establish minimum  
15 health standards to ensure that pilots licensed by the state are able  
16 to perform their duties. Within ninety days of the date of each annual  
17 physical examination, and after review of the physician's report, the  
18 board shall make a determination of whether the pilot or applicant is  
19 fully able to carry out the duties of a pilot under this chapter. The  
20 board may in its discretion check with the appropriate authority for  
21 any convictions of offenses involving drugs or the personal consumption  
22 of alcohol in the prior twelve months.

23 (8) The board may require vessel simulator training for a pilot  
24 applicant and shall require vessel simulator training for a licensed  
25 pilot subject to RCW 88.16.105. The board shall also require vessel  
26 simulator training in the first year of active duty for a new pilot and  
27 at least once every five years for all active pilots.

28 (9) The board shall prescribe, pursuant to chapter 34.05 RCW, such  
29 reporting requirements and review procedures as may be necessary to  
30 assure the accuracy and validity of license and service claims.  
31 Willful misrepresentation of such required information by a pilot  
32 applicant shall result in disqualification of the pilot applicant.

33 **Sec. 707.** RCW 47.12.244 and 1991 c 291 s 2 are each amended to  
34 read as follows:

35 There is created the "advance right of way revolving fund" in the  
36 custody of the treasurer, into which the department is authorized to  
37 deposit directly and expend without appropriation:



1 (1) An initial deposit of ten million dollars from the motor  
2 vehicle fund included in the department of transportation's 1991-93  
3 budget;

4 (2) All moneys received by the department as rental income from  
5 real properties that are not subject to federal aid reimbursement,  
6 except moneys received from rental of capital facilities properties as  
7 defined in chapter 47.13 RCW; and

8 (3) Any federal moneys available for acquisition of right of way  
9 for future construction under the provisions of section 108 of Title  
10 23, United States Code.

11 (4) During the 2007-09 fiscal biennium, the legislature may  
12 transfer from the advance right of way revolving fund to the motor  
13 vehicle account amounts as reflect the excess fund balance of the  
14 advance right of way revolving fund.

15 **Sec. 708.** RCW 70.95.521 and 2005 c 354 s 3 are each amended to  
16 read as follows:

17 The waste tire removal account is created in the state treasury.  
18 All receipts from tire fees imposed under RCW 70.95.510 must be  
19 deposited in the account. Moneys in the account may be spent only  
20 after appropriation. Expenditures from the account may be used for the  
21 cleanup of unauthorized waste tire piles and measures that prevent  
22 future accumulation of unauthorized waste tire piles. During the 2007-  
23 2009 fiscal biennium, the legislature may transfer from the waste tire  
24 removal account to the motor vehicle fund such amounts as reflect the  
25 excess fund balance of the waste tire removal account.

26 NEW SECTION. **Sec. 709.** The department of transportation, in  
27 conjunction with the office of financial management, must implement the  
28 governmental accounting standards board's (GASB) statement number 34  
29 including a complete inventory and valuation of the state's highway  
30 system. The financial reporting value of the state's highway system  
31 must be adjusted for any new additions to the system. The biennial  
32 reporting of the condition of the system must be related to the funding  
33 levels of maintaining the system. The department must maintain a  
34 current inventory of the state's highway system and estimate the actual  
35 cost to maintain and preserve the assets. In addition to the GASB  
36 statement 34, the department of transportation with the office of

1 financial management's assistance must establish an asset replacement  
2 value for the entire state's highway system. During 2007, the speaker  
3 of the house of representatives must select one member from each caucus  
4 to work with the office of financial management and the department of  
5 transportation. The purpose of this effort is to enhance decision  
6 making that will result in strategic long-term investment decisions in  
7 transportation capital project management and asset preservation. The  
8 office of financial management will coordinate and manage the inventory  
9 and the valuation. The office of financial management must submit a  
10 final report to the legislative transportation committees on or before  
11 December 1, 2008.

12 **2005-07 BIENNIUM**

13 **TRANSPORTATION AGENCIES--OPERATING**

14 **Sec. 801.** 2006 c 53 s 2 (uncodified) is amended to read as  
15 follows:

16 **FOR THE BOARD OF PILOTAGE COMMISSIONERS**

17 Pilotage Account--State Appropriation . . . . . ((\$1,017,000))  
18 \$1,317,000

19 ~~((The appropriation in this section is subject to the following  
20 conditions and limitations: \$500,000 of the appropriation is provided  
21 solely for stipends to trainees in the training program as set forth in  
22 rules adopted by the board.))~~

23 NEW SECTION. **Sec. 802.** A new section is added to 2005 c 313  
24 (uncodified) to read as follows:

25 **FOR THE DEPARTMENT OF LICENSING.** The appropriations to the  
26 department of licensing in chapter 370, Laws of 2006 shall be expended  
27 for the programs and in the amounts specified herein. However, after  
28 May 1, 2007, unless specifically prohibited, the department may  
29 transfer motor vehicle account--state appropriations for the 2005-2007  
30 fiscal biennium, highway safety account--state appropriations for the  
31 2005-2007 fiscal biennium, and department of licensing services  
32 account--state appropriations for the 2005-2007 fiscal biennium between  
33 programs after approval by the director of financial management.  
34 However, the department shall not transfer state moneys that are

1 provided solely for a specified purpose. The director of financial  
2 management shall notify the appropriate fiscal committees of the senate  
3 and house of representatives in writing prior to approving any  
4 allotment modifications or transfers under this section.

5 NEW SECTION. **Sec. 803.** A new section is added to 2005 c 313  
6 (uncodified) to read as follows:

7 **FOR THE DEPARTMENT OF TRANSPORTATION.** (1) The appropriations to the  
8 department of transportation in this act shall be expended for the  
9 programs and in the amounts specified in this act. However, in order  
10 to meet extraordinary expenses in snow and ice removal, after May 1,  
11 2007, unless specifically prohibited by this act, the department may  
12 transfer state appropriations among operating programs after approval  
13 by the director of financial management. However, the department shall  
14 not transfer state moneys that are provided solely for a specified  
15 purpose.

16 (2) The department shall not transfer funds, and the director of  
17 financial management shall not approve the transfer, unless the  
18 transfer is consistent with the objective of conserving, to the maximum  
19 extent possible, the expenditure of state funds and not federal funds.  
20 The director of financial management shall notify the appropriate  
21 transportation committees of the legislature in writing seven days  
22 prior to approving any allotment modifications or transfers under this  
23 subsection. The written notification shall include a narrative  
24 explanation and justification of the changes, along with expenditures  
25 and allotments by program and appropriation, both before and after any  
26 allotment modifications or transfers.

27 **Sec. 804.** 2006 c 370 s 205 (uncodified) is amended to read as  
28 follows:

29 **FOR THE JOINT TRANSPORTATION COMMITTEE**

30 Motor Vehicle Account--State Appropriation . . . . . \$1,679,000

31 The appropriation in this section is subject to the following  
32 conditions and limitations:

33 (1)(a) \$200,000 of the total appropriation is provided solely for  
34 the joint transportation committee to conduct a finance study of the  
35 Washington state ferry system. The purpose of the study is to  
36 facilitate policy discussions and decisions by members of the

1 legislature regarding the Washington state ferry system. The  
2 legislature recognizes there is a need within the Washington state  
3 ferry system for predictable cash flows, transparency, assessment of  
4 organizational structure, verification that the Washington state ferry  
5 system is operating at maximum efficiency, and better labor relations.  
6 The committee shall report the study to the house of representatives  
7 and senate transportation committees by January 1, 2007.

8 (b) The study must include, at a minimum, a review and evaluation  
9 of the ferry system's financial plan, including current assumptions and  
10 past studies, in the following areas:

11 (i) Operating program, including ridership, revenue, and cost  
12 forecasts and the accuracy of those forecasts; and

13 (ii) Capital program, including project scoping, prioritization and  
14 cost estimating, project changes including legislative input regarding  
15 significant project changes, and performance measures.

16 (c) In addition to committee members, or their designees, the  
17 governor shall appoint a representative for this study. The committee  
18 may retain consulting services to assist the committee in conducting  
19 the study, including the evaluation of financial, operating, and  
20 capital plans. The committee may also appoint other persons to assist  
21 with the study.

22 (2) The joint transportation committee shall conduct a study  
23 regarding the feasibility of a statewide uniform motor vehicle excise  
24 tax (MVET) depreciation schedule. In addition to committee members,  
25 the participants in the study must include at a minimum the following  
26 individuals: (a) A representative of a regional transit authority  
27 (Sound Transit); (b) a representative of a regional transportation  
28 planning organization; (c) the secretary of transportation, or his or  
29 her designee; (d) a representative of the attorney general's office;  
30 (e) a representative of the department of licensing; and (f) a  
31 representative of the financial community. The purpose of the study is  
32 to develop an MVET depreciation schedule that more accurately reflects  
33 vehicle value but does not hinder outstanding contractual obligations.

34 (3) Funds provided in this section are sufficient for the committee  
35 to administer a study of the most reliable and cost-effective means of  
36 providing passenger-only ferry service.

37 (a) The study shall be guided by a 18 member task force consisting  
38 of the chairs and ranking members of the house of representatives and

1 senate transportation committees, a designee of the director of the  
2 office of financial management, a member of the transportation  
3 commission, a designee of the secretary of transportation, a  
4 representative of organized labor, and ten stakeholders to be appointed  
5 by the governor as follows: Six representatives of ferry user  
6 communities, two representatives of public transportation agencies, and  
7 two representatives of commercial ferry operators.

8 (b) The study shall examine issues including but not limited to the  
9 long-term viability of different service providers, cost to ferry  
10 passengers, the state subsidies required by each provider, and the  
11 availability of federal funding for the different service providers.

12 (c) By November 30, 2005, the task force shall make its  
13 recommendations to the house of representatives and senate  
14 transportation committees.

15 ~~(4) ((\$450,000 of the motor vehicle account--state appropriation is  
16 provided solely to administer a consultant study of the long term  
17 viability of the state's transportation financing methods and sources.~~

18 ~~(a) At a minimum, the study must examine the following: (i) The  
19 short and long term viability of the motor fuel tax (both state and  
20 federal) as a major source of funding for transportation projects and  
21 programs; (ii) the desirability and effectiveness of state distributed  
22 transportation funds for the benefit of local units of government;  
23 (iii) the potential for alternative and/or emerging sources of  
24 transportation revenues, with particular emphasis on user based fees  
25 and charges; and (iv) trends and implications of debt financing for  
26 transportation projects. The scope of work for the study may be  
27 expanded to include analysis of other financing issues relevant to the  
28 long term viability of the state's transportation system.~~

29 ~~(b) The findings and recommendations must be submitted to the  
30 fiscal committees of the legislature by November 1, 2006.~~

31 ~~(5))~~ \$75,000 of the motor vehicle account--state appropriation is  
32 provided solely for the joint transportation committee to contract for  
33 a review of existing research on programs and policies which decrease  
34 accidents by teenage drivers, including but not limited to publicly  
35 operated driver education and intermediate drivers licensing programs.  
36 The institute shall also evaluate the costs and benefits of programs  
37 and policies showing the greatest positive impact on teenage driving  
38 safety.

1 ((+6)) (5) The committee shall conduct an evaluation of the  
2 department of transportation surface transportation program enhancement  
3 grant program. The evaluation will include (a) information about the  
4 categories of projects submitted for consideration; (b) a review of the  
5 allocation of funds awarded across the categories of STP enhancement  
6 eligible activities; (c) a review of the criteria used to score  
7 projects; and (d) a finding by the committee whether certain categories  
8 of projects are disproportionately funded or unfunded.

9 **Sec. 805.** 2006 c 370 s 208 (uncodified) is amended to read as  
10 follows:

11 **FOR THE WASHINGTON STATE PATROL--FIELD OPERATIONS BUREAU**

12 State Patrol Highway Account--State Appropriation . . .	(( <del>\$201,063,000</del> ))
	<u>\$197,234,000</u>
14 State Patrol Highway Account--Federal Appropriation . . .	\$10,544,000
15 State Patrol Highway Account--Private/Local Appropriation . .	\$169,000
16 TOTAL APPROPRIATION . . . . .	\$(( <del>211,776,000</del> ))
17	<u>\$207,947,000</u>

18 The appropriations in this section are subject to the following  
19 conditions and limitations:

20 (1) Washington state patrol officers engaged in off-duty uniformed  
21 employment providing traffic control services to the department of  
22 transportation or other state agencies may use state patrol vehicles  
23 for the purpose of that employment, subject to guidelines adopted by  
24 the chief of the Washington state patrol. The Washington state patrol  
25 shall be reimbursed for the use of the vehicle at the prevailing state  
26 employee rate for mileage and hours of usage, subject to guidelines  
27 developed by the chief of the Washington state patrol. The patrol  
28 shall report to the house of representatives and senate transportation  
29 committees by December 31, 2005, on the use of agency vehicles by  
30 officers engaging in the off-duty employment specified in this  
31 subsection. The report shall include an analysis that compares cost  
32 reimbursement and cost-impacts, including increased vehicle mileage,  
33 maintenance costs, and indirect impacts, associated with the private  
34 use of patrol vehicles.

35 (2) In addition to the user fees, the patrol shall transfer into  
36 the state patrol nonappropriated airplane revolving account under RCW  
37 43.79.470 no more than the amount of appropriated state patrol highway

1 account and general fund funding necessary to cover the costs for the  
2 patrol's use of the aircraft. The state patrol highway account and  
3 general fund--state funds shall be transferred proportionately in  
4 accordance with a cost allocation that differentiates between highway  
5 traffic enforcement services and general policing purposes.

6 (3) The patrol shall not account for or record locally provided DUI  
7 cost reimbursement payments as expenditure credits to the state patrol  
8 highway account. The patrol shall report the amount of expected  
9 locally provided DUI cost reimbursements to the transportation  
10 committees of the senate and house of representatives by December 31st  
11 of each year.

12 (4) The state patrol highway account--state appropriation for DUI  
13 reimbursements shall only be spent for pursuit vehicle video cameras,  
14 datamaster DUI testing equipment, tire deflator equipment, and taser  
15 guns. The Washington state patrol prior to the issuance of any taser  
16 guns will train the troopers on using the equipment. The agency will  
17 provide a report to the transportation committees of the senate and  
18 house of representatives by December 31st of each year on the  
19 occurrences where the taser guns were utilized along with any issues  
20 that have been identified.

21 (5) \$29,000 of the state patrol highway account--state  
22 appropriation is provided solely for the implementation of House Bill  
23 No. 1469. If House Bill No. 1469 is not enacted by June 30, 2005, the  
24 amount provided in this subsection shall lapse.

25 (6) \$5,580,000 of the total appropriation is provided solely for a  
26 3.8% salary increase for commissioned officers effective July 1, 2005,  
27 in addition to any other salary increases provided for in this act.

28 (7) The Washington state patrol is authorized to use certificates  
29 of participation to fund the King Air aircraft replacement over a term  
30 of not more than ten years and an amount not to exceed \$1,900,000.

31 (8)(a) \$834,000 of the state patrol highway account--state  
32 appropriation is provided solely for the collective bargaining  
33 agreement reached between the governor and the Washington state patrol  
34 troopers association under chapter 438, Laws of 2005. For commissioned  
35 troopers and sergeants covered under this section, funding is provided  
36 for a 2.6% salary increase effective July 1, 2006. This increase  
37 supersedes the fiscal year 2007 increase granted under section 501,  
38 chapter 313, Laws of 2005. Provisions of the collective bargaining

1 agreement contained in this subsection are described in general terms.  
2 Only major economic terms are included in this description. This  
3 description does not contain the complete contents of the agreement.  
4 Due to the timing challenges in negotiating the initial collective  
5 bargaining agreement under chapter 438, Laws of 2005, this agreement  
6 was not concluded by the October 1st statutory deadline. However, the  
7 legislature does not intend to fund bargaining agreements concluded  
8 after the October 1st deadline, or other salary increases not included  
9 in the governor's budget proposal, in future biennia.

10 (b) \$62,000 of the state patrol highway account--state  
11 appropriation is provided solely for salary increases for commissioned  
12 captains and lieutenants covered under this section, if a new  
13 collective bargaining agreement is reached between the governor and the  
14 Washington state patrol lieutenants association by July 1, 2006. The  
15 amount provided in this subsection is contingent on an agreement being  
16 reached by July 1, 2006, and shall be held in reserve status until the  
17 agreement is reached. If an agreement is not reached by July 1, 2006,  
18 the amount provided in this subsection shall lapse. If an agreement is  
19 reached by July 1, 2006, the increase supersedes the fiscal year 2007  
20 increase granted under section 501, chapter 313, Laws of 2005. Due to  
21 the timing challenges in negotiating a collective bargaining agreement  
22 funded under this subsection, the agreement will not have been  
23 concluded by the October 1st statutory deadline. However, the  
24 legislature does not intend to fund bargaining agreements concluded  
25 after the October 1st deadline, or other salary increases not included  
26 in the governor's budget proposal, in future biennia.

27 (9) The Washington state patrol, in consultation with the  
28 department of licensing, local law enforcement agencies, and other  
29 appropriate organizations, shall study the options for implementing an  
30 inspection program for tow truck operators that are not licensed as  
31 registered tow truck operators. This study shall also evaluate  
32 prospective sources of funding and the amount of funding necessary for  
33 the program. The Washington state patrol shall report to the  
34 transportation committees of the legislature by December 1, 2006, on  
35 the options, strategies, and recommendations for implementing an  
36 inspection program for tow truck operators that are not licensed as  
37 registered tow truck operators.



1 (10) \$2,040,000 of the state patrol highway account--state  
2 appropriation is provided solely for eighteen additional commissioned  
3 officers in the vessel and terminal security division.

4 (11) The office of financial management shall conduct a review of  
5 the state patrol highway account and report its findings to the  
6 legislature by January 1, 2007.

7 **Sec. 806.** 2006 c 370 s 209 (uncodified) is amended to read as  
8 follows:

9 **FOR THE WASHINGTON STATE PATROL--INVESTIGATIVE SERVICES BUREAU**  
10 State Patrol Highway Account--State Appropriation . . . ((~~\$1,358,000~~))  
11 \$778,000

12 **Sec. 807.** 2006 c 370 s 210 (uncodified) is amended to read as  
13 follows:

14 **FOR THE WASHINGTON STATE PATROL--TECHNICAL SERVICES BUREAU**  
15 State Patrol Highway Account--State Appropriation . . . ((~~\$91,359,000~~))  
16 \$91,742,000  
17 State Patrol Highway Account--Private/Local  
18 Appropriation . . . . . \$2,008,000  
19 TOTAL APPROPRIATION . . . . . ((~~\$93,367,000~~))  
20 \$93,750,000

21 The appropriations in this section are subject to the following  
22 conditions and limitations:

23 (1) \$247,000 of the state patrol highway account--state  
24 appropriation is provided solely for the implementation of Second  
25 Substitute House Bill No. 1188. If Second Substitute House Bill No.  
26 1188 is not enacted by June 30, 2005, the amount provided in this  
27 subsection shall lapse.

28 (2) The Washington state patrol is instructed to work with the risk  
29 management division in the office of financial management in compiling  
30 the state patrol data for establishing the agency's risk management  
31 insurance premiums to the tort claims account. The office of financial  
32 management and the Washington state patrol shall submit a report to the  
33 transportation committees of the senate and house of representatives by  
34 December 31st of each year on the number of claims, estimated claims to  
35 be paid, method of calculation, and the adjustment in the premium.

1 (3) \$8,678,000 of the total appropriation is provided solely for  
2 the purchase of pursuit vehicles.

3 (4) \$5,254,000 of the total appropriation is provided solely for  
4 vehicle repair and maintenance costs of vehicles used for highway  
5 purposes.

6 (5) \$384,000 of the total appropriation is provided solely for the  
7 purchase of mission vehicles used for highway purposes in the  
8 commercial vehicle and traffic investigation sections of the patrol.

9 (6)(a) \$28,000 of the state patrol highway account--state  
10 appropriation is provided solely for the collective bargaining  
11 agreement reached between the governor and the Washington state patrol  
12 troopers association under chapter 438, Laws of 2005. For commissioned  
13 troopers and sergeants covered under this section, funding is provided  
14 for a 2.6% salary increase effective July 1, 2006. This increase  
15 supersedes the fiscal year 2007 increase granted under section 501,  
16 chapter 313, Laws of 2005. Provisions of the collective bargaining  
17 agreement contained in this subsection are described in general terms.  
18 Only major economic terms are included in this description. This  
19 description does not contain the complete contents of the agreement.  
20 Due to the timing challenges in negotiating the initial collective  
21 bargaining agreement under chapter 438, Laws of 2005, this agreement  
22 was not concluded by the October 1st statutory deadline. However, the  
23 legislature does not intend to fund bargaining agreements concluded  
24 after the October 1st deadline, or other salary increases not included  
25 in the governor's budget proposal, in future biennia.

26 (b) \$2,000 of the state patrol highway account--state appropriation  
27 is provided solely for salary increases for commissioned captains and  
28 lieutenants covered under this section, if a new collective bargaining  
29 agreement is reached between the governor and the Washington state  
30 patrol lieutenants association by July 1, 2006. The amount provided in  
31 this subsection is contingent on an agreement being reached by July 1,  
32 2006, and shall be held in reserve status until the agreement is  
33 reached. If an agreement is not reached by July 1, 2006, the amount  
34 provided in this subsection shall lapse. If an agreement is reached by  
35 July 1, 2006, the increase supersedes the fiscal year 2007 increase  
36 granted under section 501, chapter 313, Laws of 2005. Due to the  
37 timing challenges in negotiating a collective bargaining agreement  
38 funded under this subsection, the agreement will not have been

1 concluded by the October 1st statutory deadline. However, the  
2 legislature does not intend to fund bargaining agreements concluded  
3 after the October 1st deadline, or other salary increases not included  
4 in the governor's budget proposal, in future biennia.

5 **Sec. 808.** 2006 c 370 s 215 (uncodified) is amended to read as  
6 follows:

7 **FOR THE DEPARTMENT OF TRANSPORTATION--TOLL OPERATIONS AND**  
8 **MAINTENANCE--PROGRAM B**

9 Tacoma Narrows Toll Bridge Account--State Appropriation ((~~\$8,294,000~~)  
10 \$5,288,000)

11 **Sec. 809.** 2006 c 370 s 218 (uncodified) is amended to read as  
12 follows:

13 **FOR THE DEPARTMENT OF TRANSPORTATION--AVIATION--PROGRAM F**

14 Aeronautics Account--State Appropriation . . . . . ((~~\$7,137,000~~)  
15 \$6,925,000)  
16 Aeronautics Account--Federal Appropriation . . . . . \$2,150,000  
17 Multimodal Transportation Account--State Appropriation . . . \$100,000  
18 Multimodal Transportation Account--Federal Appropriation . . \$900,000  
19 TOTAL APPROPRIATION . . . . . ((~~\$10,287,000~~)  
20 \$10,075,000)

21 The appropriations in this section are subject to the following  
22 conditions and limitations:

23 (1)(a) \$433,000 of the aeronautics account--state appropriation is  
24 provided solely for airport pavement projects. The department's  
25 aviation division shall complete a priority airport pavement project  
26 list by January 1, 2006, to be considered by the legislature in the  
27 2006 supplemental budget. If Substitute Senate Bill No. 5414 is not  
28 enacted by June 30, 2005, the amount provided in this subsection shall  
29 lapse.

30 (b) If Substitute Senate Bill No. 5414 is enacted by July 1, 2005,  
31 then the remaining unexpended fund balance in the aircraft search and  
32 rescue, safety, and education account shall be deposited into the state  
33 aeronautics account.

34 (2) The entire multimodal transportation account--state and federal  
35 appropriations are provided solely for implementing Engrossed  
36 Substitute Senate Bill No. 5121. If Engrossed Substitute Senate Bill

1 No. 5121 is not enacted by June 30, 2005, or if federal funds are not  
2 received by March 1, 2006, for the purpose of implementing Engrossed  
3 Substitute Senate Bill No. 5121, the amount provided in this subsection  
4 shall lapse.

5 **Sec. 810.** 2006 c 370 s 224 (uncodified) is amended to read as  
6 follows:

7 **FOR THE DEPARTMENT OF TRANSPORTATION--TRANSPORTATION PLANNING, DATA,**  
8 **AND RESEARCH--PROGRAM T**

9	Motor Vehicle Account--State Appropriation . . . . .	(( <del>\$24,052,000</del> ))
10		<u>\$23,053,000</u>
11	Motor Vehicle Account--Federal Appropriation . . . . .	\$16,756,000
12	Multimodal Transportation Account--State Appropriation . . .	\$2,279,000
13	Multimodal Transportation Account--Federal	
14	Appropriation . . . . .	\$2,829,000
15	Multimodal Transportation Account--Private/Local	
16	Appropriation . . . . .	\$100,000
17	Transportation Partnership Account--State	
18	Appropriation . . . . .	\$2,300,000
19	TOTAL APPROPRIATION . . . . .	(( <del>\$48,316,000</del> ))
20		<u>\$47,317,000</u>

21 The appropriations in this section are subject to the following  
22 conditions and limitations:

23 (1) In order to qualify for state planning funds available to  
24 regional transportation planning organizations under this section, a  
25 regional transportation planning organization containing any county  
26 with a population in excess of one million shall provide voting  
27 membership on its executive board to any incorporated principal city of  
28 a metropolitan statistical area within the region, as designated by the  
29 United States census bureau, and to any incorporated city within the  
30 region with a population in excess of eighty thousand as of July 1,  
31 2005. Additionally, a regional transportation planning organization  
32 described under this subsection shall conduct a review of its executive  
33 board membership criteria to ensure that the criteria appropriately  
34 reflects a true and comprehensive representation of the organization's  
35 jurisdictions of significance within the region.

36 (2) \$175,000 of the motor vehicle account--state appropriation is  
37 provided to the department in accordance with RCW 46.68.110(2) and

1 46.68.120(3) and shall be used by the department to support the  
2 processing and analysis of the backlog of city and county collision  
3 reports by January 2006. The amount provided in this subsection shall  
4 lapse if federal funds become available for this purpose.

5 (3) \$150,000 of the multimodal transportation account--state  
6 appropriation is provided solely for the implementation of Engrossed  
7 Second Substitute House Bill No. 1565. If Engrossed Second Substitute  
8 House Bill No. 1565 is not enacted by June 30, 2005, the amount  
9 provided in this subsection shall lapse.

10 (4) The department of transportation shall evaluate the number of  
11 spaces available for long-haul truck parking relative to current and  
12 projected future needs. The department of transportation shall also  
13 explore options for augmenting the number of spaces available,  
14 including, but not limited to, expanding state-owned rest areas or  
15 modifying regulations governing the use of these facilities, utilizing  
16 weigh stations and park and ride lots, and encouraging the expansion of  
17 the private sector's role. Finally, the department shall explore the  
18 utility of coordinating with neighboring states on long-haul truck  
19 parking and evaluate methodologies for alleviating any air quality  
20 issues relative to the issue. The department must report to the  
21 transportation committees of the legislature by December 1, 2005, on  
22 the options, strategies, and recommendations for long-haul truck  
23 parking.

24 (5) \$50,000 of the multimodal transportation account--state  
25 appropriation is provided solely for evaluating high-speed passenger  
26 transportation facilities and services, including rail or magnetic  
27 levitation transportation systems, to connect airports as a means to  
28 more efficiently utilize airport capacity, as well as connect major  
29 population and activity centers. This evaluation shall be coordinated  
30 with the airport capacity and facilities market analysis conducted  
31 pursuant to Engrossed Substitute Senate Bill No. 5121 and results of  
32 the evaluation shall be submitted by July 1, 2007. If Engrossed  
33 Substitute Senate Bill No. 5121 is not enacted by June 30, 2005, or if  
34 federal funds are not received by March 1, 2006, for the purpose of  
35 implementing Engrossed Substitute Senate Bill No. 5121, the amount  
36 provided in this subsection shall lapse.

37 (6) \$700,000 of the motor vehicle account--state appropriation is

1 provided solely for completing funding for a route development plan of  
2 U.S. route 2.

3 (7) The department shall conduct a study of the resources allocated  
4 to each of the seven department regions and the corresponding  
5 workloads. Given the magnitude of the investments in the Puget Sound  
6 region, particular emphasis shall be given to reviewing the resources  
7 allocated and corresponding workloads with respect to the urban  
8 corridors region and the northwest region. Based on the results of  
9 this study, the department shall submit recommendations by December 1,  
10 2006, to the legislature and the office of financial management  
11 regarding reallocating resources and revising regional boundaries  
12 within the department, as appropriate, in order to better coincide  
13 allocated resources with designated regional boundaries.

14 (8) \$750,000 of the multimodal transportation account--state  
15 appropriation is provided solely for implementing Engrossed Substitute  
16 House Bill No. 2871. If Engrossed Substitute House Bill No. 2871 is  
17 not enacted by June 30, 2006, the amount provided in this subsection  
18 shall lapse. The regional transportation commission's duties to  
19 develop, complete, and submit a governance proposal to the 2007  
20 legislature are highly time sensitive. As a result, the legislature  
21 finds that competitive bidding is not cost-effective or appropriate for  
22 personal service contracts entered into by the commission, and that the  
23 director of the office of financial management should, by the  
24 director's authority under RCW 39.29.011(5), exempt any such personal  
25 service contract from the competitive bidding requirements of chapter  
26 39.29 RCW.

27 (9) \$2,300,000 of the transportation partnership account--state  
28 appropriation is provided solely for the costs of the regional  
29 transportation investment district (RTID) and department of  
30 transportation project oversight. The department shall provide support  
31 from its urban corridors region to assist in preparing project costs,  
32 expenditure plans, and modeling. The department shall not deduct a  
33 management reserve, nor charge management or overhead fees. These  
34 funds are provided as a loan to the RTID and shall be repaid to the  
35 state motor vehicle account within one year following the certification  
36 of the election results related to the RTID.

37 (10) \$100,000 of the motor vehicle account--state appropriation is  
38 provided solely to the department in accordance with RCW 46.68.110(2)

1 and 46.68.120(3) and shall be used by the department solely to conduct  
2 an analysis of expanding the transportation concurrency requirements  
3 prescribed under the growth management act, chapter 36.70A RCW, to  
4 include development impacts on level of service standards applicable to  
5 state-owned transportation facilities, including state highways and  
6 state ferry routes. The objective of the analysis is to determine how  
7 to ensure that jurisdictional divisions do not defeat growth management  
8 act concurrency goals. The department shall convene a committee to  
9 oversee the analysis, with the committee comprised of, at a minimum,  
10 four members of the transportation committees of the legislature, four  
11 members of the appropriate land use committees of the legislature, and  
12 one member each from the association of Washington cities and the  
13 Washington state association of counties, or a designee thereof. The  
14 completed study, including recommendations, must be submitted to the  
15 appropriate standing committees of the legislature, and to the office  
16 of financial management, by December 1, 2006.

17 (11) The department of transportation, the Washington state  
18 economic revenue forecast council, and the office of financial  
19 management shall review and adopt a method of forecasting motor vehicle  
20 and special fuel prices, revenue, and the amount of consumption that  
21 has an increased rate of accuracy as compared to the existing method.  
22 The three agencies shall submit a report to the transportation  
23 committees of the legislature by December 1, 2006, outlining the  
24 methods researched and the criteria utilized to select and adopt the  
25 new fuel forecasting method.

26 (12) \$150,000 of the multimodal transportation account--state  
27 appropriation is provided solely for a transportation demand management  
28 program, developed by the Whatcom council of governments, to further  
29 reduce drive-alone trips and maximize the use of sustainable  
30 transportation choices. The community based program must focus on all  
31 trips, not only commute trips, by providing education, assistance, and  
32 incentives to four target audiences: (a) Large work sites; (b)  
33 employees of businesses in downtown areas; (c) school children; and (d)  
34 residents of Bellingham.

35 **Sec. 811.** 2006 c 370 s 225 (uncodified) is amended to read as  
36 follows:

1 **FOR THE DEPARTMENT OF TRANSPORTATION--CHARGES FROM OTHER AGENCIES--**  
2 **PROGRAM U**

3	Motor Vehicle Account--State Appropriation . . . . .	(( <del>\$46,874,000</del> ))
4		<u>\$47,334,000</u>
5	Motor Vehicle Account--Federal Appropriation . . . . .	\$400,000
6	TOTAL APPROPRIATION . . . . .	(( <del>\$47,274,000</del> ))
7		<u>\$47,734,000</u>

8 The appropriations in this section are subject to the following  
9 conditions and limitations:

10 (1) ((~~\$31,749,000~~)) \$32,209,000 of the motor vehicle fund--state  
11 appropriation is provided solely for the liabilities attributable to  
12 the department of transportation. The office of financial management  
13 must provide a detailed accounting of the revenues and expenditures of  
14 the self-insurance fund to the transportation committees of the  
15 legislature on December 31st and June 30th of each year.

16 (2) Payments in this section represent charges from other state  
17 agencies to the department of transportation.

18 (a) FOR PAYMENT OF OFFICE OF FINANCIAL MANAGEMENT  
19 DIVISION OF RISK MANAGEMENT FEES . . . . . \$1,667,000

20 (b) FOR PAYMENT OF COSTS OF THE OFFICE OF THE STATE  
21 AUDITOR . . . . . \$1,026,000

22 (c) FOR PAYMENT OF COSTS OF DEPARTMENT OF GENERAL  
23 ADMINISTRATION FACILITIES AND SERVICES AND CONSOLIDATED  
24 MAIL SERVICES . . . . . \$4,049,000

25 (d) FOR PAYMENT OF COSTS OF THE DEPARTMENT OF  
26 PERSONNEL . . . . . \$4,548,000

27 (e) FOR PAYMENT OF SELF-INSURANCE LIABILITY  
28 PREMIUMS AND ADMINISTRATION . . . . . ((~~\$31,749,000~~))  
29 \$32,209,000

30 (f) FOR PAYMENT OF THE DEPARTMENT OF GENERAL  
31 ADMINISTRATION CAPITAL PROJECTS SURCHARGE . . . . . \$1,717,000

32 (g) FOR ARCHIVES AND RECORDS MANAGEMENT . . . . . \$545,000

33 (h) FOR OFFICE OF MINORITIES AND WOMEN BUSINESS  
34 ENTERPRISES . . . . . \$1,124,000

35 (i) FOR PAYMENT OF THE DEPARTMENT OF PERSONNEL  
36 HRMS PAYROLL SYSTEM . . . . . \$817,000

37 (j) FOR PAYMENT OF THE OFFICE OF FINANCIAL  
38 MANAGEMENT ROADMAP CHARGES . . . . . \$12,000



1 (k) FOR PAYMENT OF OFFICE OF FINANCIAL MANAGEMENT  
 2 CAPITAL BUDGET SYSTEM CHARGES . . . . . \$15,000  
 3 (l) FOR PAYMENT OF DEPARTMENT OF INFORMATION SERVICES  
 4 RATE INCREASES . . . . . \$5,000

5 **Sec. 812.** 2006 c 370 s 226 (uncodified) is amended to read as  
 6 follows:

7 **FOR THE DEPARTMENT OF TRANSPORTATION--PUBLIC TRANSPORTATION--PROGRAM**  
 8 **V**

9 Multimodal Transportation Account--State

10	Appropriation . . . . .	(( <del>\$87,233,000</del> ))
11		<u>\$70,005,000</u>
12	Multimodal Transportation Account--Federal	
13	Appropriation . . . . .	\$2,603,000
14	Multimodal Transportation Account--Private/Local	
15	Appropriation . . . . .	\$155,000
16	TOTAL APPROPRIATION . . . . .	(( <del>\$89,991,000</del> ))
17		<u>\$72,763,000</u>

18 The appropriations in this section are subject to the following  
 19 conditions and limitations:

20 (1) \$25,000,000 of the multimodal transportation account--state  
 21 appropriation is provided solely for a grant program for special needs  
 22 transportation provided by transit agencies and nonprofit providers of  
 23 transportation.

24 (a) \$5,500,000 of the amount provided in this subsection is  
 25 provided solely for grants to nonprofit providers of special needs  
 26 transportation. Grants for nonprofit providers shall be based on need,  
 27 including the availability of other providers of service in the area,  
 28 efforts to coordinate trips among providers and riders, and the cost  
 29 effectiveness of trips provided.

30 (b) \$19,500,000 of the amount provided in this subsection is  
 31 provided solely for grants to transit agencies to transport persons  
 32 with special transportation needs. To receive a grant, the transit  
 33 agency must have a maintenance of effort for special needs  
 34 transportation that is no less than the previous year's maintenance of  
 35 effort for special needs transportation. Grants for transit agencies  
 36 shall be prorated based on the amount expended for demand response  
 37 service and route deviated service in calendar year 2003 as reported in

1 the "Summary of Public Transportation - 2003" published by the  
2 department of transportation. No transit agency may receive more than  
3 thirty percent of these distributions. The first \$450,000 provided to  
4 King county shall be used as follows:

5 (i) \$320,000 shall be used to provide electric buses, instead of  
6 diesel buses, for service on Capital Hill in Seattle, Washington  
7 through June 30, 2007;

8 (ii) \$130,000 shall be used to provide training for blind  
9 individuals traveling through Rainier Valley and the greater Seattle  
10 area. The training is to include destination training and retraining  
11 due to the expected closure of the downtown bus tunnel and training on  
12 how to use the Sound Transit light rail system.

13 (2) Funds are provided for the rural mobility grant program as  
14 follows:

15 (a) \$7,000,000 of the multimodal transportation account--state  
16 appropriation is provided solely for grants for those transit systems  
17 serving small cities and rural areas as identified in the Summary of  
18 Public Transportation - 2003 published by the department of  
19 transportation. Noncompetitive grants must be distributed to the  
20 transit systems serving small cities and rural areas in a manner  
21 similar to past disparity equalization programs.

22 (b) \$7,000,000 of the multimodal transportation account--state  
23 appropriation is provided solely to providers of rural mobility service  
24 in areas not served or underserved by transit agencies through a  
25 competitive grant process.

26 (3) \$8,900,000 of the multimodal transportation account--state  
27 appropriation is provided solely for a vanpool grant program for: (a)  
28 Public transit agencies to add vanpools; and (b) incentives for  
29 employers to increase employee vanpool use. The grant program for  
30 public transit agencies will cover capital costs only; no operating  
31 costs for public transit agencies are eligible for funding under this  
32 grant program. No additional employees may be hired from the funds  
33 provided in this section for the vanpool grant program, and supplanting  
34 of transit funds currently funding vanpools is not allowed. Additional  
35 criteria for selecting grants must include leveraging funds other than  
36 state funds.

37 (4) \$3,000,000 of the multimodal transportation account--state

1 appropriation is provided solely for the city of Seattle for the  
2 Seattle streetcar project on South Lake Union.

3 (5) \$1,200,000 of the multimodal transportation account--state  
4 appropriation is provided solely for the implementation of Engrossed  
5 Substitute House Bill No. 2124. If Engrossed Substitute House Bill No.  
6 2124 is not enacted by June 30, 2005, the amount provided in this  
7 subsection shall lapse.

8 (6)(a) (~~(\$20,000,000)~~) \$2,832,000 of the multimodal transportation  
9 account--state appropriation is provided solely for the regional  
10 mobility grant projects identified on the LEAP Transportation Document  
11 2006-D, Regional Mobility Grant Program Projects as developed March 8,  
12 2006. The department shall review all projects receiving grant awards  
13 under this program at least semiannually to determine whether the  
14 projects are making satisfactory progress. Any project that has been  
15 awarded funds, but does not report activity on the project within one  
16 year of the grant award, shall be reviewed by the department to  
17 determine whether the grant should be terminated. The department shall  
18 promptly close out grants when projects have been completed, and  
19 identify where unused grant funds remain because actual project costs  
20 were lower than estimated in the grant award. When funds become  
21 available either because grant awards have been rescinded for lack of  
22 sufficient project activity or because completed projects returned  
23 excess grant funds upon project closeout, the department shall  
24 expeditiously extend new grant awards to qualified alternative projects  
25 identified on the list.

26 (b) Pursuant to the grant program established in RCW 47.66.030, the  
27 department shall issue a call for projects and/or service proposals.  
28 Applications must be received by the department by November 1, 2005,  
29 and November 1, 2006. The department must submit a prioritized list  
30 for funding to the transportation committees of the legislature that  
31 reflects the department's recommendation, as well as, a list of all  
32 project or service proposals received.

33 (7) \$2,000,000 of the multimodal transportation account--state  
34 appropriation is provided solely for new tri-county connection service  
35 for Island, Skagit, and Whatcom transit agencies.

36 (8) \$2,000,000 of the multimodal transportation account--state  
37 appropriation is provided solely to King county as a state match to

1 obtain federal funding for a car sharing program for persons meeting  
2 certain income or employment criteria.

3 (9) \$750,000 of the multimodal transportation account--state  
4 appropriation is provided solely for the implementation of the local  
5 government and regional transportation planning requirements in  
6 Engrossed Substitute Senate Bill No. 6566 (commute trip reduction).  
7 The department may use contract or temporary employees to implement the  
8 bill and shall allocate the remaining funds to regional transportation  
9 planning organizations, counties, and cities on an as needed basis. If  
10 Engrossed Substitute Senate Bill No. 6566 is not enacted by June 30,  
11 2006, the amount provided in this subsection shall lapse.

12 (10) (~~(\$200,000)~~) \$140,000 of the multimodal account appropriation  
13 is provided solely for up to three low-income car ownership programs.  
14 The department shall seek to leverage available federal funds from the  
15 job access and reverse commute program to augment the funding provided  
16 in this subsection. Additionally, the department shall report back to  
17 the appropriate committees of the legislature with a review of the  
18 obstacles presented by state laws on surplus property disposal to  
19 community organizations reconditioning cars and selling those cars at  
20 below market rates to low-income families.

21 **Sec. 813.** 2006 c 370 s 227 (uncodified) is amended to read as  
22 follows:

23 **FOR THE DEPARTMENT OF TRANSPORTATION--MARINE--PROGRAM X**

24	Puget Sound Ferry Operations Account--State	
25	Appropriation . . . . .	(( <del>\$372,254,000</del> ))
26		<u>\$390,049,000</u>
27	Multimodal Transportation Account--State	
28	Appropriation . . . . .	\$3,660,000
29	TOTAL APPROPRIATION . . . . .	(( <del>\$375,914,000</del> ))
30		<u>\$393,709,000</u>

31 The appropriations in this section are subject to the following  
32 conditions and limitations:

33 (1) (~~(\$75,280,000)~~) \$81,664,000 of the total appropriation is  
34 provided solely for auto ferry vessel operating fuel in the 2005-2007  
35 biennium.

36 (2) The maximum amount of expenditures for compensation paid to  
37 ferry employees during the 2005-2007 biennium shall not exceed

1 (~~(\$226,455,000)~~) \$236,085,000. This amount reflects the sole source of  
2 state funding available to support the implementation of any collective  
3 bargaining agreements or arbitration awards with respect to state ferry  
4 employee compensation, including salaries, wages, and employee  
5 benefits, during the 2005-2007 biennium, which amount includes  
6 \$6,223,000 in full satisfaction of the arbitration awards for the  
7 2001-2003 biennium and \$1,339,000 for labor productivity gains  
8 agreements and \$8,870,000 in full satisfaction of the arbitration  
9 awards and the negotiated collective bargaining agreements for the  
10 2003-2005 and 2005-2007 biennia. The department's use of this  
11 expenditure authority constitutes a good faith attempt to implement  
12 such agreements and awards, including those applicable to prior  
13 biennia. It is the intent of the legislature that the expenditure  
14 authority provided in this subsection fully satisfy any agreements or  
15 awards required to be implemented during the 2005-2007 biennium, and  
16 that the provisions of Substitute House Bill No. 3178 (marine employees  
17 collective bargaining) will govern the implementation of agreements or  
18 awards effective beginning with the 2007-2009 biennium. For the  
19 purposes of this section, the expenditures for compensation paid to  
20 ferry employees shall be limited to salaries and wages and employee  
21 benefits as defined in the office of financial management's state  
22 administrative and accounting manual, chapter 75.70, named under  
23 objects of expenditure "A" and "B".

24 (3) \$1,116,000 of the Puget Sound ferry operations account--state  
25 appropriation is provided solely for ferry security operations  
26 necessary to comply with the ferry security plan submitted by the  
27 Washington state ferry system to the United States coast guard. The  
28 department shall track security costs and expenditures. Ferry security  
29 operations costs shall not be included as part of the operational costs  
30 that are used to calculate farebox recovery.

31 (4) The Washington state ferries must work with the department's  
32 information technology division to implement an electronic fare system,  
33 including the integration of the regional fare coordination system  
34 (smart card). Each December and June, semi-annual updates must be  
35 provided to the transportation committees of the legislature concerning  
36 the status of implementing and completing this project, with updates  
37 concluding the first December after full project implementation.

1 (5) The Washington state ferries shall continue to provide service  
2 to Sidney, British Columbia.

3 (6) \$3,660,000 of the multimodal transportation account--state  
4 appropriation is provided solely to provide passenger-only ferry  
5 service. The ferry system shall continue passenger-only ferry service  
6 from Vashon Island to Seattle until such time as a county ferry  
7 district's assumption of the route, as authorized by Substitute Senate  
8 Bill No. 6787. Beginning September 1, 2005, ferry system management  
9 shall implement its agreement with the Inlandboatmen's Union of the  
10 Pacific and the International Organization of Masters, Mates and Pilots  
11 providing for part-time passenger-only work schedules.

12 (7) \$350,000 of the Puget Sound ferry operations account--state  
13 appropriation is provided solely for the implementation of Substitute  
14 House Bill No. 3178 (marine employees collective bargaining). If  
15 Substitute House Bill No. 3178 is not enacted by June 30, 2006, the  
16 amount provided in this subsection shall lapse.

17 **Sec. 814.** 2006 c 370 s 228 (uncodified) is amended to read as  
18 follows:

19 **FOR THE DEPARTMENT OF TRANSPORTATION--RAIL--PROGRAM Y--OPERATING**

20 Multimodal Transportation Account--State

21 Appropriation . . . . . ((~~\$36,876,000~~))  
22 \$35,626,000

23 The appropriation in this section is subject to the following  
24 conditions and limitations:

25 (1)(a) \$29,091,000 of the multimodal transportation account--state  
26 appropriation is provided solely for the Amtrak service contract and  
27 Talgo maintenance contract associated with providing and maintaining  
28 the state-supported passenger rail service. Upon completion of the  
29 rail platform project in the city of Stanwood, the department shall  
30 provide daily Amtrak Cascades service to the city.

31 (b) The department shall negotiate with Amtrak and Burlington  
32 Northern Santa Fe to adjust the Amtrak Cascades schedule to leave  
33 Bellingham at a significantly earlier hour.

34 (2) ((~~\$2,750,000~~)) \$1,500,000 of the multimodal transportation  
35 account--state appropriation is provided solely for a new round trip  
36 rail service between Seattle and Portland beginning July 1, 2006.

37 (3) No AMTRAK Cascade runs may be eliminated.

1 (4) \$40,000 of the multimodal transportation account--state  
2 appropriation is provided solely for the produce railcar program. The  
3 department is encouraged to implement the produce railcar program by  
4 maximizing private investment.

5 (5) \$500,000 of the multimodal transportation account--state  
6 appropriation is provided solely for a study of the realignment of  
7 highway and rail in the Longview industrial area (SR 432) corridor,  
8 specifically regarding whether the construction of a limited access  
9 bypass highway to reduce congestion resulting from anticipated growth  
10 in future rail and truck traffic, is a feasible alternative. In  
11 conducting the study, the department shall consult port districts,  
12 local government planning staff, and rail road companies, and other  
13 appropriate stakeholders.

14 (6) \$60,000 of the multimodal transportation account--state  
15 appropriation is provided solely for a study of the need for  
16 transloading capabilities in the West Plains area that could be served  
17 by the Geiger Spur, including evaluation of prospective transloader  
18 sites, potential operators and users, and the type, size, and special  
19 needs of shippers/customers. The study must also evaluate the costs  
20 associated with building and operating a transloader site and the  
21 impact to local roadways and surrounding land uses. In conducting the  
22 study, the department shall consult with Spokane County.

23 **Sec. 815.** 2006 c 370 s 229 (uncodified) is amended to read as  
24 follows:

25 **FOR THE DEPARTMENT OF TRANSPORTATION--LOCAL PROGRAMS--PROGRAM Z--**  
26 **OPERATING**

27	Motor Vehicle Account--State Appropriation . . . . .	(( <del>\$8,500,000</del> ))
28		<u>\$8,836,000</u>
29	Motor Vehicle Account--Federal Appropriation . . . . .	\$2,597,000
30	Multimodal Transportation Account--State	
31	Appropriation . . . . .	(( <del>\$411,000</del> ))
32		<u>\$200,000</u>
33	TOTAL APPROPRIATION . . . . .	(( <del>\$11,508,000</del> ))
34		<u>\$11,633,000</u>

35 The appropriations in this section are subject to the following  
36 conditions and limitations:

1 (1) \$211,000 of the motor vehicle account--state appropriation and  
2 (~~(\$411,000)~~) \$200,000 of the multimodal transportation account--state  
3 appropriation are provided solely for the state's contribution to  
4 county and city studies of flood hazards in association with interstate  
5 highways. First priority shall be given to threats along the I-5  
6 corridor.

7 (2) (~~(\$525,000)~~) \$861,000 of the motor vehicle account--state  
8 appropriation is provided solely to the department in accordance with  
9 RCW 46.68.110(2) and 46.68.120(3) and shall be used by the department  
10 solely for contract services with the association of Washington cities  
11 and the Washington state association of counties for improving  
12 transportation permitting and mitigation processes.

13 **TRANSPORTATION AGENCIES--CAPITAL**

14 **Sec. 901.** 2005 c 313 s 301 (uncodified) is amended to read as  
15 follows:

16 **FOR THE WASHINGTON STATE PATROL**

17 State Patrol Highway Account--State Appropriation . . . (~~(\$2,801,000)~~)  
18 \$4,138,000

19 The appropriation in this section is subject to the following  
20 conditions and limitations:

21 (1) \$1,535,000 of the appropriation is provided solely for the  
22 Shelton training academy domestic water and wastewater treatment  
23 project.

24 (2) \$1,266,000 of the appropriation is provided solely for minor  
25 works projects.

26 **Sec. 902.** 2006 c 370 s 301 (uncodified) is amended to read as  
27 follows:

28 **FOR THE COUNTY ROAD ADMINISTRATION BOARD**

29 Rural Arterial Trust Account--State Appropriation . . . (~~(\$64,933,000)~~)  
30 \$38,046,000

31 Motor Vehicle Account--State Appropriation . . . . . \$355,000

32 County Arterial Preservation Account--State  
33 Appropriation . . . . . (~~(\$32,697,000)~~)  
34 \$31,882,000

35 TOTAL APPROPRIATION . . . . . (~~(\$97,985,000)~~)



1 \$70,283,000

2 The appropriations in this section are subject to the following  
3 conditions and limitations: \$355,000 of the motor vehicle account--  
4 state appropriation is provided for county ferries as set forth in RCW  
5 47.56.725(4).

6 **Sec. 903.** 2006 c 370 s 302 (uncodified) is amended to read as  
7 follows:

8 **FOR THE TRANSPORTATION IMPROVEMENT BOARD**

9 Urban Arterial Trust Account--State Appropriation . . . (~~(\$101,425,000)~~)  
10 \$93,425,000

11 Small City Preservation and Sidewalk  
12 Account--State Appropriation . . . . . (~~(\$2,000,000)~~)  
13 \$1,696,000

14 Transportation Improvement Account--State  
15 Appropriation . . . . . (~~(\$94,401,000)~~)  
16 \$82,258,000

17 TOTAL APPROPRIATION . . . . . (~~(\$197,826,000)~~)  
18 \$177,379,000

19 The appropriations in this section are subject to the following  
20 conditions and limitations:

21 (1) The transportation improvement account--state appropriation  
22 includes up to (~~(\$14,143,000)~~) \$7,000,000 in proceeds from the sale of  
23 bonds authorized in RCW 47.26.500.

24 (2) (~~(\$2,000,000)~~) \$1,696,000 of the small city preservation and  
25 sidewalk account--state appropriation is provided to fund the  
26 provisions of chapter 83, Laws of 2005 (Substitute Senate Bill No.  
27 5775).

28 **Sec. 904.** 2006 c 370 s 303 (uncodified) is amended to read as  
29 follows:

30 **FOR THE DEPARTMENT OF TRANSPORTATION--PROGRAM D (DEPARTMENT OF**  
31 **TRANSPORTATION-ONLY PROJECTS)--CAPITAL**

32 Motor Vehicle Account--State Appropriation . . . . . (~~(\$2,328,000)~~)  
33 \$1,911,000

34 The appropriation in this section is subject to the following  
35 conditions and limitations:

1 (1) \$584,000 of the motor vehicle account--state appropriation is  
2 provided solely for statewide administration.

3 (2) (~~(\$632,000)~~) \$561,000 of the motor vehicle account--state  
4 appropriation is provided solely for regional minor projects.

5 (3) (~~(\$305,000)~~) \$40,000 of the motor vehicle account--state  
6 appropriation is provided solely for designing the replacement of the  
7 existing outdated maintenance facility in Ephrata.

8 (4) (~~(\$239,000)~~) \$158,000 of the motor vehicle account--state  
9 appropriation is provided solely for the designing of the northwest  
10 regional maintenance complex in Seattle.

11 (5) \$568,000 of the motor vehicle account--state appropriation is  
12 provided solely for the Olympic region headquarters project.

13 (a) The department of transportation is authorized to use  
14 certificates of participation for the financing of the Olympic region  
15 project in the amount of \$34,874,000 plus financing expenses and  
16 required reserves pursuant to chapter 39.94 RCW.

17 (b) The Washington state department of transportation may utilize  
18 the design-build process in accordance with chapter 39.10 RCW for the  
19 Olympic region project. If the design-build process is used, it may be  
20 developed in partnership with the department of general administration.

21 **Sec. 905.** 2006 c 370 s 306 (uncodified) is amended to read as  
22 follows:

23 **FOR THE DEPARTMENT OF TRANSPORTATION--TRAFFIC OPERATIONS--PROGRAM Q--**  
24 **CAPITAL**

25	Motor Vehicle Account--State Appropriation . . . . .	( <del>(\$17,555,000)</del> )
26		<u>\$11,162,000</u>
27	Motor Vehicle Account--Federal Appropriation . . . . .	( <del>(\$15,068,000)</del> )
28		<u>\$10,308,000</u>
29	Motor Vehicle Account--Local Appropriation . . . . .	( <del>(\$108,000)</del> )
30		<u>\$50,000</u>
31	TOTAL APPROPRIATION . . . . .	( <del>(\$32,731,000)</del> )
32		<u>\$21,520,000</u>

33 The appropriations in this section are subject to the following  
34 conditions and limitations: The motor vehicle account--state  
35 appropriation includes (~~(\$11,255,000)~~) \$11,162,000 for state matching  
36 funds for federally selected competitive grant or congressional earmark

1 projects other than the commercial vehicle information systems and  
2 network. These moneys shall be placed into reserve status until such  
3 time as federal funds are secured that require a state match.

4 **Sec. 906.** 2006 c 370 s 304 (uncodified) is amended to read as  
5 follows:

6 **FOR THE DEPARTMENT OF TRANSPORTATION--IMPROVEMENTS--PROGRAM I**

7	Transportation 2003 Account (Nickel Account)--State	
8	Appropriation . . . . .	(( <del>\$1,190,511,000</del> ))
9		<u>\$1,079,697,000</u>
10	Motor Vehicle Account--State Appropriation . . . . .	(( <del>\$85,165,000</del> ))
11		<u>\$84,385,000</u>
12	Motor Vehicle Account--Federal Appropriation . . . . .	(( <del>\$395,043,000</del> ))
13		<u>\$352,856,000</u>
14	Motor Vehicle Account--Private/Local Appropriation . . . . .	(( <del>\$58,522,000</del> ))
15		<u>\$46,807,000</u>
16	Special Category C Account--State Appropriation . . . . .	(( <del>\$3,479,000</del> ))
17		<u>\$3,152,000</u>
18	Tacoma Narrows Toll Bridge Account Appropriation . . . . .	\$274,038,000
19	Transportation Partnership Account--State	
20	Appropriation . . . . .	(( <del>\$384,186,000</del> ))
21		<u>\$282,784,000</u>
22	Multimodal Transportation Account--State	
23	Appropriation . . . . .	(( <del>\$1,002,000</del> ))
24		<u>\$750,000</u>
25	TOTAL APPROPRIATION . . . . .	(( <del>\$2,391,946,000</del> ))
26		<u>\$2,124,469,000</u>

27 The appropriations in this section are subject to the following  
28 conditions and limitations:

29 (1)(a) The entire transportation 2003 account (nickel account)  
30 appropriation and the entire transportation partnership account  
31 appropriation are provided solely for the projects and activities as  
32 listed by ~~((fund,))~~ project ~~((and amount))~~ in LEAP Transportation  
33 Document 2006-1, Highway Improvement Program (I) as developed March 8,  
34 2006. ~~((However, limited transfers of allocations between projects may  
35 occur for those amounts listed subject to the conditions and  
36 limitations in section 603 of this act.))~~

1 (b) Within the amounts provided in this subsection, \$6,835,000 of  
2 the transportation partnership account--state appropriation, \$5,002,000  
3 of the transportation 2003 account (nickel account)--state  
4 appropriation, and \$2,645,000 of the motor vehicle account--federal  
5 appropriation are for project 109040T: I-90/Seattle to Mercer Island  
6 - Two way transit/HOV. Expenditure of these funds on construction is  
7 contingent upon the development of an access plan that provides  
8 equitable and dependable access for I-90 Mercer Island exit and entry.

9 (c) Within the amounts provided in this subsection, \$500,000 of the  
10 transportation partnership account--state appropriation is for a west  
11 Olympia access study, to complete an access study for state route  
12 101/west Olympia.

13 (d) Within the amounts provided in this subsection, \$800,000 of the  
14 transportation partnership account--state appropriation is for an SR  
15 534 access point decision report.

16 (f) Within the amounts provided within this subsection, \$6,000,000  
17 of the transportation partnership account--state appropriation is for  
18 project 509009B: I-90 Snoqualmie Pass East - Hyak to Keechelus dam.  
19 However, if the preferred alternative selected for this project results  
20 in a lower total project cost, the remaining funds may be used for  
21 concrete rehabilitation on I-90 in the vicinity of this project.

22 (g) Within the amounts provided in this subsection, \$12,841,000 of  
23 the transportation 2003 account (nickel account)--state appropriation  
24 and \$4,939,000 of the transportation partnership account--state  
25 appropriation are for construction of a new interchange on SR 522 to  
26 provide direct access to the University of Washington Bothell/Cascadia  
27 community college joint campus. This appropriation assumes an  
28 additional \$8,061,000 will be provided in the 2007-09 biennium from the  
29 transportation partnership account.

30 (h) Within the amounts provided in this subsection, \$19,262,149 of  
31 the motor vehicle account--federal appropriation and \$1,873,478 of the  
32 transportation 2003 account (nickel account) appropriation are for  
33 project 154302E: SR 543 (I-5 to the international boundary).

34 (2) The motor vehicle account--state appropriation includes up to  
35 \$50,000,000 in proceeds from the sale of bonds authorized by RCW  
36 47.10.843.

37 (3) The department shall not commence construction on any part of  
38 the state route number 520 bridge replacement and HOV project until a

1 record of decision has been reached providing reasonable assurance that  
2 project impacts will be avoided, minimized, or mitigated as much as  
3 practicable to protect against further adverse impacts on neighborhood  
4 environmental quality as a result of repairs and improvements made to  
5 the state route 520 bridge and its connecting roadways, and that any  
6 such impacts will be addressed through engineering design choices,  
7 mitigation measures, or a combination of both. The requirements of  
8 this section shall not apply to off-site pontoon construction  
9 supporting the state route number 520 bridge replacement and HOV  
10 project.

11 (4) The transportation partnership account--state appropriation  
12 includes up to \$150,000,000 in proceeds from the sale of bonds  
13 authorized in RCW 47.10.873.

14 (5) The Tacoma Narrows toll bridge account--state appropriation  
15 includes up to \$257,016,000 in proceeds from the sale of bonds  
16 authorized by RCW 47.10.843. The Tacoma Narrows toll bridge account--  
17 state appropriation includes up to \$17,022,000 in unexpended proceeds  
18 from the March 2005 bond sale authorized in RCW 47.10.843 for the  
19 Tacoma Narrows bridge project.

20 (6) The transportation 2003 account (nickel account)--state  
21 appropriation includes up to \$880,000,000 in proceeds from the sale of  
22 bonds authorized by chapter 147, Laws of 2003.

23 (7) The department shall, on a quarterly basis beginning July 1,  
24 2005, provide to the office of financial management and the legislature  
25 reports providing the status on each project in the project lists  
26 submitted pursuant to this act. Other projects may be reported on a  
27 programmatic basis. The department shall work with the office of  
28 financial management and the transportation committees of the  
29 legislature to agree on report formatting and elements. Elements shall  
30 include, but not be limited to, project scope, schedule, and costs.  
31 The department shall also provide the information required under this  
32 subsection on a quarterly basis via the transportation executive  
33 information systems (TEIS).

34 (8) The department of transportation shall conduct an analysis of  
35 the causes of traffic congestion on I-5 in the vicinity of Fort Lewis  
36 and develop recommendations for alleviating the congestion. The  
37 department must report to the transportation committees of the

1 legislature by December 1, 2005, on its analysis and recommendations  
2 regarding traffic congestion on I-5 in the vicinity of Fort Lewis.

3 (9) The department of transportation is authorized to proceed with  
4 the SR 519 Intermodal Access project if the city of Seattle has not  
5 agreed to a project configuration or design by July 1, 2006.

6 (10) The motor vehicle account--state appropriation includes up to  
7 \$14,214,000 in unexpended proceeds from the sale of bonds authorized in  
8 RCW 47.10.843.

9 (11) The special category C account--state appropriation includes  
10 up to \$1,710,000 in unexpended proceeds from the sale of bonds  
11 authorized in RCW 47.10.812.

12 (12) The department should consider using mitigation banking on  
13 appropriate projects whenever possible, without increasing the cost to  
14 projects. The department should consider using the advanced  
15 environmental mitigation revolving account (AEMRA) for corridor and  
16 watershed based mitigation opportunities, in addition to project  
17 specific mitigation.

18 (13) \$500,000 of the motor vehicle account--state appropriation is  
19 provided solely for a planning study regarding congestion mitigation  
20 improvements on state route 101 in the vicinity of the city of  
21 Aberdeen.

22 (14) \$6,200,000 of the motor vehicle account--federal appropriation  
23 is provided solely for eastern Washington international border crossing  
24 and freight mobility projects, including pavement preservation,  
25 pavement structural strengthening, and other safety enhancements.  
26 Projects shall include funding for U.S. route 97 international border  
27 vicinity paving and improvement projects.

28 (15) \$3,509,738 of the motor vehicle account--federal appropriation  
29 and \$30,793 of the motor vehicle account--state appropriation are  
30 provided solely for project 100598C: I-5 Blaine Exit interchange  
31 improvements.

32 ((+17)) (16) The legislature recognizes that the finance and  
33 project implementation planning processes required for the Alaskan Way  
34 viaduct and Seattle Seawall replacement project and the SR 520 bridge  
35 replacement and HOV project cannot guarantee appropriate decisions  
36 unless key study assumptions are reasonable with respect to each  
37 project.

1 To assure appropriate finance plan and project implementation plan  
2 assumptions, an expert review panel shall be appointed to provide  
3 independent financial and technical review for development of a finance  
4 plan and project implementation plan for the projects described in this  
5 subsection.

6 (a) The expert review panel shall consist of five to ten members  
7 who are recognized experts in relevant fields, such as planning,  
8 engineering, finance, law, the environment, emerging transportation  
9 technologies, geography, and economics.

10 (b) The expert review panel shall be selected cooperatively by the  
11 chairs of the senate and house transportation committees, the secretary  
12 of the department of transportation, and the governor to assure a  
13 balance of disciplines.

14 (c) The chair of the expert review panel shall be designated by the  
15 governor.

16 (d) The expert panel shall, with respect to completion of the  
17 project alternatives as described in the draft environmental impact  
18 statement of each project:

19 (i) Review the finance plan for the project to ensure that it  
20 clearly identifies secured and anticipated funding sources and is  
21 feasible and sufficient;

22 (ii) Review the project implementation plan covering all state and  
23 local permitting and mitigation approvals that ensure the most  
24 expeditious and cost-effective delivery of the project; and

25 (iii) Report its findings and recommendations on the items  
26 described in (d)(i) and (ii) of this subsection to the joint  
27 transportation committee, the office of financial management, and the  
28 governor no later than September 1, 2006.

29 (e) Upon receipt of the expert review panel's findings and  
30 recommendations under (d)(iii) of this subsection, the governor must  
31 make a finding of whether each finance plan is feasible and sufficient  
32 to complete the project as described in the draft environmental impact  
33 statement.

34 (f) Nothing in this section shall be interpreted to delay  
35 construction of any of the projects referenced in this subsection.

36 ~~((+18+))~~ (17)(a) Prior to commencing construction on either  
37 project, the department of transportation must complete all of the  
38 following requirements for both the Alaskan Way viaduct and Seattle

1 Seawall replacement project, and the state route number 520 bridge  
 2 replacement and HOV project: (i) In accordance with the national  
 3 environmental policy act, the department must designate the preferred  
 4 alternative, prepare a substantial project mitigation plan, and  
 5 complete a comprehensive cost estimate review using the department's  
 6 cost estimate validation process, for each project; (ii) in accordance  
 7 with all applicable federal highway administration planning and project  
 8 management requirements, the department must prepare a project finance  
 9 plan for each project that clearly identifies secured and anticipated  
 10 fund sources, cash flow timing requirements, and project staging and  
 11 phasing plans if applicable; and (iii) the department must report these  
 12 results for each project to the joint transportation committee.

13 (b) The requirements of this subsection shall not apply to (i)  
 14 utility relocation work, and related activities, on the Alaskan Way  
 15 viaduct and Seattle Seawall replacement project and (ii) off-site  
 16 pontoon construction supporting the state route number 520 bridge  
 17 replacement and HOV project.

18 **Sec. 907.** 2006 c 370 s 305 (uncodified) is amended to read as  
 19 follows:

20 **FOR THE DEPARTMENT OF TRANSPORTATION--PRESERVATION--PROGRAM P**

21 Transportation 2003 Account (Nickel Account)--State

22	Appropriation . . . . .	(( <del>\$1,687,000</del> ))
23		<u>\$1,690,000</u>
24	Motor Vehicle Account--State Appropriation . . . . .	(( <del>\$94,799,000</del> ))
25		<u>\$88,954,000</u>
26	Motor Vehicle Account--Federal Appropriation . . . . .	(( <del>\$435,310,000</del> ))
27		<u>\$426,297,000</u>
28	Motor Vehicle Account--Private/Local Appropriation . . . . .	(( <del>\$8,485,000</del> ))
29		<u>\$6,194,000</u>
30	(( <del>Puyallup Tribal Settlement Account--State</del>	
31	Appropriation . . . . .	<del>\$11,000,000</del> ))
32	Transportation Partnership Account--State	
33	Appropriation . . . . .	(( <del>\$24,540,000</del> ))
34		<u>\$20,180,000</u>
35	TOTAL APPROPRIATION . . . . .	(( <del>\$575,821,000</del> ))
36		<u>\$543,315,000</u>



1 The appropriations in this section are subject to the following  
2 conditions and limitations:

3 (1) The entire transportation 2003 account (nickel account)  
4 appropriation and the entire transportation partnership account  
5 appropriation are provided solely for the projects and activities as  
6 listed by ~~((fund,))~~ project ~~((and amount))~~ in LEAP Transportation  
7 Document 2006-1, Highway Preservation Program (P) as developed March 8,  
8 2006. ~~((However, limited transfers of allocations between projects may  
9 occur for those amounts listed subject to the conditions and  
10 limitations in section 603 of this act.))~~

11 (2) \$11,000,000 of the Puyallup tribal settlement account--state  
12 appropriation is provided solely for mitigation costs associated with  
13 the Murray Morgan/11th Street Bridge demolition. The department may  
14 negotiate with the city of Tacoma for the purpose of transferring  
15 ownership of the Murray Morgan/11th Street Bridge to the city. The  
16 department may use the Puyallup tribal settlement account  
17 appropriation, as well as any funds appropriated in the current  
18 biennium and planned in future biennia for the demolition and  
19 mitigation for the demolition of the bridge to rehabilitate or replace  
20 the bridge, if agreed to by the city. In no event shall the  
21 department's participation exceed \$26,500,000 and no funds may be  
22 expended unless the city of Tacoma agrees to take ownership of the  
23 bridge in its entirety and provide that the payment of these funds  
24 extinguishes any real or implied agreements regarding future  
25 expenditures on the bridge.

26 (3) \$740,000 of the motor vehicle account--state appropriation,  
27 \$106,149,000 of the motor vehicle account--federal appropriation, and  
28 \$10,305,000 of the transportation partnership account--state  
29 appropriation are provided solely for the Hood Canal bridge project.

30 (4) The motor vehicle account--state appropriation includes up to  
31 \$735,000 in unexpended proceeds from the sale of bonds authorized in  
32 RCW 47.10.761 and 47.10.762 for emergency purposes.

33 (5) The department of transportation shall continue to implement  
34 the lowest life cycle cost planning approach to pavement management  
35 throughout the state to encourage the most effective and efficient use  
36 of pavement preservation funds. Emphasis should be placed on  
37 increasing the number of roads addressed on time and reducing the  
38 number of roads past due.

1 (6) The department shall, on a quarterly basis beginning July 1,  
2 2005, provide to the office of financial management and the legislature  
3 reports providing the status on each project in the project lists  
4 submitted pursuant to this act. Other projects may be reported on a  
5 programmatic basis. The department shall work with the office of  
6 financial management and the transportation committees of the  
7 legislature to agree on report formatting and elements. Elements shall  
8 include, but not be limited to, project scope, schedule, and costs.  
9 The department shall also provide the information required under this  
10 subsection on a quarterly basis via the transportation executive  
11 information systems (TEIS).

12 (7) The motor vehicle account--state appropriation includes up to  
13 \$912,000 in unexpended proceeds from the sale of bonds authorized in  
14 RCW 47.10.843.

15 (8) The motor vehicle account--state appropriation includes up to  
16 \$6,000,000 in proceeds from the sale of bonds authorized by RCW  
17 47.10.843.

18 (9) (~~(\$4,000,000)~~) \$3,200,000 of the motor vehicle account--federal  
19 appropriation and \$6,000,000 of the motor vehicle account--state  
20 appropriation, as specified in subsection (8) of this section, are for  
21 expenditures on damaged state roads due to flooding, mudslides, rock  
22 fall, or other unforeseen events. Slide repair on state routes 101, 4,  
23 107, and 105 must be funded from this amount if federal emergency funds  
24 are not available.

25 **Sec. 908.** 2006 c 370 s 307 (uncodified) is amended to read as  
26 follows:

27 **FOR THE DEPARTMENT OF TRANSPORTATION--WASHINGTON STATE FERRIES**  
28 **CONSTRUCTION--PROGRAM W**

29	Puget Sound Capital Construction Account--State	
30	Appropriation . . . . .	(( <del>\$122,324,000</del> ))
31		<u>\$100,254,000</u>
32	Puget Sound Capital Construction Account--Federal	
33	Appropriation . . . . .	(( <del>\$73,590,000</del> ))
34		<u>\$62,842,000</u>
35	Puget Sound Capital Construction Account--Private/Local	
36	Appropriation . . . . .	\$26,000
37	Multimodal Transportation Account--State	

1	Appropriation . . . . .	(( <del>\$13,249,000</del> ))
2		<u>\$10,749,000</u>
3	Transportation 2003 Account (Nickel Account)--State	
4	Appropriation . . . . .	(( <del>\$34,991,000</del> ))
5		<u>\$18,275,000</u>
6	TOTAL APPROPRIATION . . . . .	(( <del>\$244,180,000</del> ))
7		<u>\$192,146,000</u>

8 The appropriations in this section are provided for improving the  
9 Washington state ferry system, including, but not limited to, vessel  
10 construction, major and minor vessel preservation, and terminal  
11 preservation, construction, and improvements. The appropriations in  
12 this section are subject to the following conditions and limitations:

13 (1) The Puget Sound capital construction account--state  
14 appropriation includes up to ((~~\$40,950,000~~)) \$40,288,000 in proceeds  
15 from the sale of bonds authorized by RCW 47.10.843 for vessel and  
16 terminal acquisition, major and minor improvements, and long lead time  
17 materials acquisition for the Washington state ferries.

18 (2) The multimodal transportation account--state appropriation  
19 includes up to ((~~\$10,249,000~~)) \$9,079,000 in proceeds from the sale of  
20 bonds authorized by RCW 47.10.867.

21 (3) \$15,617,000 of the Puget Sound capital construction account--  
22 state appropriation is provided solely for the Eagle Harbor Terminal  
23 Preservation project.

24 (4) The entire transportation 2003 account (nickel account)  
25 appropriation and \$10,249,000 of the multimodal transportation  
26 account--state appropriation are provided solely for the projects and  
27 activities as listed by fund, project and amount in LEAP Transportation  
28 Document 2006-1, Ferries Construction Program (W) as developed March 8,  
29 2006. However, limited transfers of allocations between projects may  
30 occur for those amounts listed subject to the conditions and  
31 limitations in section 603 of this act.

32 (5) The department shall, on a quarterly basis beginning July 1,  
33 2005, provide to the office of financial management and the legislature  
34 reports providing the status on each project in the project lists  
35 submitted pursuant to this act and on any additional projects for which  
36 the department has expended funds during the 2005-07 fiscal biennium.  
37 Elements shall include, but not be limited to, project scope, schedule,

1 and costs. The department shall also provide the information required  
2 under this subsection via the transportation executive information  
3 systems (TEIS).

4 (6) \$3,000,000 of the multimodal transportation account--state  
5 appropriation is provided solely for passenger-only projects. Projects  
6 may include vessel or terminal projects or costs associated with  
7 selling vessels.

8 (7) The multimodal transportation account--state appropriation  
9 includes up to \$1,170,000 in unexpended proceeds from the sale of bonds  
10 authorized in RCW 47.10.867.

11 **Sec. 909.** 2006 c 370 s 308 (uncodified) is amended to read as  
12 follows:

13 **FOR THE DEPARTMENT OF TRANSPORTATION--RAIL--PROGRAM Y--CAPITAL**

14	<del>((Essential Rail Assistance Account--State Appropriation .</del>	<del>\$250,000))</del>
15	<u>Motor Vehicle Account--Federal Appropriation . . . . .</u>	<u>\$1,485,000</u>
16	Multimodal Transportation Account--State	
17	Appropriation . . . . .	(( <del>\$68,176,000</del> ))
18		<u>\$57,814,000</u>
19	Multimodal Transportation Account--Private/Local	
20	Appropriation . . . . .	(( <del>\$8,287,000</del> ))
21		<u>\$551,000</u>
22	Multimodal Transportation Account--Federal	
23	Appropriation . . . . .	(( <del>\$17,268,000</del> ))
24		<u>\$10,198,000</u>
25	TOTAL APPROPRIATION . . . . .	(( <del>\$93,981,000</del> ))
26		<u>\$70,048,000</u>

27 The appropriations in this section are subject to the following  
28 conditions and limitations:

29 (1) The multimodal transportation account--state appropriation  
30 includes up to ((~~\$33,435,000~~)) \$1,422,000 in proceeds from the sale of  
31 bonds ((~~and up to \$830,000 in unexpended bond proceeds authorized by~~  
32 ~~RCW 47.10.867~~)).

33 (2) If federal block grant funding for freight or passenger rail is  
34 received, the department shall consult with the transportation  
35 committees of the legislature prior to spending the funds on additional  
36 projects.

1 (3)(a) (~~(\$68,176,000)~~) \$57,714,000 of the multimodal transportation  
2 account--state appropriation, (~~(\$17,268,000)~~) \$10,198,000 of the  
3 multimodal transportation account--federal appropriation,  
4 (~~(\$8,287,000)~~) \$551,000 of the multimodal transportation account--local  
5 appropriation, and (~~(\$250,000 of the essential rail assistance~~  
6 ~~account)~~) \$1,485,000 of the motor vehicle account--federal  
7 appropriation are provided solely for the projects and activities as  
8 listed by (~~fund,~~) project (~~and amount~~) in LEAP Transportation  
9 Document 2006-C, Rail Capital Program (Y) as developed March 8, 2006.  
10 (~~However, limited transfers of allocations between projects may occur~~  
11 ~~for those amounts listed subject to the conditions and limitations in~~  
12 ~~section 603 of this act.~~)

13 (b) Within the amounts provided in this subsection, (~~(\$6,500,000)~~)  
14 \$5,000,000 of the multimodal transportation account--state  
15 appropriation is for the (~~two~~) commuter rail project(~~s~~) listed in  
16 the LEAP Transportation Document 2006-C, Rail Capital Program (Y) as  
17 developed March 8, 2006.

18 (c) Within the amounts provided in this subsection, \$10,937,000 of  
19 the multimodal transportation account--state appropriation is for the  
20 cost of the memorandum of understanding for the acquisition of the  
21 Palouse River Coulee City (PCC) rail lines.

22 (i) The office of financial management shall negotiate the purchase  
23 of the CW line. The purchase agreement must include both the operating  
24 and capital rights of the CW line. If the office of financial  
25 management is unable to negotiate the purchase of the CW line, the  
26 office may stop all negotiations and acquire the line and operational  
27 rights through any other alternative means available. The office of  
28 financial management shall also negotiate a new operational agreement  
29 for the line for the 2007 and 2008 harvest seasons, in consultation  
30 with local governments and other stakeholders.

31 (~~d~~) (ii) The office of financial management shall negotiate the  
32 purchase of the operating rights of the P&L and PV Hooper lines. If  
33 the office of financial management is unable to negotiate the purchase  
34 of the operating rights of the P&L and PV Hooper lines, the office may  
35 stop all negotiations and acquire the operating rights through any  
36 other alternative means available. The office of financial management  
37 shall also negotiate new operational agreement(s) for the P&L and PV

1 Hooper lines, for the 2007 and 2008 harvest seasons, in consultation  
2 with local governments and other stakeholders.

3 ~~((e))~~ (iii) In order to maintain the operation of the Palouse  
4 River & Coulee City rail lines, the office of financial management is  
5 authorized to negotiate an agreement wherein they may forgive all or  
6 part of the existing freight rail assistance loan to the current  
7 operator of the Palouse River & Coulee City rail lines in exchange for  
8 good and valuable consideration.

9 (iv) Following acquisition of the PCC rail lines, the department  
10 shall not expend funds provided in (a) of this subsection to refurbish  
11 the lines or provide an operating subsidy for the lines.

12 (4) If the department issues a call for projects, applications must  
13 be received by the department by November 1, 2005, and November 1,  
14 2006.

15 (5) \$50,000 of the multimodal transportation account--state  
16 appropriation is provided solely for a study of eastern Skagit county  
17 freight rail. The study shall examine the feasibility of restoring  
18 portions of freight rail line to the towns of Lyman, Hamilton, and  
19 Concrete. The study must also identify existing and potential  
20 industrial sites available for development and redevelopment, and the  
21 freight rail service needs of the identified industrial sites.

22 (6) The department shall finalize and issue the Amtrak Cascades  
23 long range plan update as of the effective date of this act.

24 (7) Funds provided for the Tacoma rail improvement project may be  
25 expended for preconstruction engineering.

26 (8) \$2,500,000 of the multimodal transportation account--state  
27 appropriation is provided solely for a rail loop at the Port of Walla  
28 Walla.

29 **Sec. 910.** 2006 c 370 s 309 (uncodified) is amended to read as  
30 follows:

31 **FOR THE DEPARTMENT OF TRANSPORTATION--LOCAL PROGRAMS--PROGRAM Z--**  
32 **CAPITAL**

33	<del>((Highway Infrastructure Account--State Appropriation . . . .</del>	<del>\$207,000</del>
34	<del>Highway Infrastructure Account--Federal Appropriation . . . .</del>	<del>\$1,602,000))</del>
35	Motor Vehicle Account--Federal Appropriation . . . . .	(((\$48,998,000))
36		<u>\$16,734,000</u>
37	Motor Vehicle Account--State Appropriation . . . . .	(((\$8,340,000))

1		<u>\$1,900,000</u>
2	Transportation Partnership Account--State	
3	Appropriation . . . . .	(( <del>\$2,008,000</del> ))
4		<u>\$694,000</u>
5	<del>((Freight Mobility Investment Account--State</del>	
6	Appropriation . . . . .	<del>\$6,000,000</del>
7	<del>Passenger Ferry Account--State Appropriation . . . . .</del>	<del>\$9,000,000</del> )
8	Multimodal Transportation Account--State	
9	Appropriation . . . . .	(( <del>\$39,403,000</del> ))
10		<u>\$21,860,000</u>
11	Transportation 2003 Account (nickel account)--State	
12	Appropriation . . . . .	(( <del>\$557,000</del> ))
13		<u>\$145,000</u>
14	Freight Mobility Multimodal Account--State	
15	Appropriation . . . . .	(( <del>\$9,700,000</del> ))
16		<u>\$1,150,000</u>
17	<u>Freight Mobility Multimodal Account--</u>	
18	<u>Private/Local Appropriation . . . . .</u>	<u>\$3,050,000</u>
19	TOTAL APPROPRIATION . . . . .	(( <del>\$125,815,000</del> ))
20		<u>\$45,533,000</u>

21       The appropriations in this section are subject to the following  
22 conditions and limitations:

23       (1) To manage some projects more efficiently, federal funds may be  
24 transferred from program Z to programs I and P and state funds shall be  
25 transferred from programs I and P to program Z to replace those federal  
26 funds in a dollar-for-dollar match. Fund transfers authorized under  
27 this subsection shall not affect project prioritization status.  
28 Appropriations shall initially be allotted as appropriated in this act.  
29 The department may not transfer funds as authorized under this  
30 subsection without approval of the office of financial management. The  
31 department shall submit a report on those projects receiving fund  
32 transfers to the transportation committees of the senate and house of  
33 representatives by December 1, 2006.

34       (2) The department shall, on a quarterly basis, provide status  
35 reports to the legislature on the delivery of projects as outlined in  
36 the project lists distributed with this act, and on any additional  
37 projects for which the department has expended funds during the 2005-07  
38 fiscal biennium, except for projects managed by the freight mobility

1 strategic investment board. The department shall work with the  
2 transportation committees of the legislature to agree on report  
3 formatting and elements. For projects funded by new revenue in the  
4 2003 and 2005 transportation packages, reporting elements shall  
5 include, but not be limited to, project scope, schedule, and costs.  
6 Other projects may be reported on a programmatic basis. The department  
7 shall also provide the information required under this subsection on a  
8 quarterly basis via the transportation executive information system  
9 (TEIS).

10 (3) The multimodal transportation account--state appropriation  
11 includes up to \$6,000,000 in proceeds from the sale of bonds authorized  
12 by RCW 47.10.867.

13 (4) \$1,545,000 of the multimodal transportation account--state  
14 appropriation is reappropriated and provided solely to fund the  
15 multiphase cooperative project with the state of Oregon to dredge the  
16 Columbia River. The amount provided in this subsection shall lapse  
17 unless the state of Oregon appropriates a dollar-for-dollar match to  
18 fund its share of the project.

19 (5) Up to \$206,000 of the motor vehicle account--state  
20 appropriation is reappropriated and provided (~~solely~~) for additional  
21 traffic and pedestrian safety improvements near schools. The highways  
22 and local programs division within the department of transportation  
23 shall administer this program. The department shall review all  
24 projects receiving grant awards under this program at least  
25 semiannually to determine whether the projects are making satisfactory  
26 progress. Any project that has been awarded traffic and pedestrian  
27 safety improvement grant funds, but does not report activity on the  
28 project within one year of grant award should be reviewed by the  
29 department to determine whether the grant should be terminated. The  
30 department must promptly close out grants when projects have been  
31 completed, and identify where unused grant funds remain because actual  
32 project costs were lower than estimated in the grant award. The  
33 department shall expeditiously extend new grant awards to qualified  
34 projects when funds become available either because grant awards have  
35 been rescinded for lack of sufficient project activity or because  
36 completed projects returned excess grant funds upon project closeout.

37 (6) The motor vehicle account--state appropriation includes up to



1 \$905,000 in unexpended proceeds from the sale of bonds authorized by  
2 RCW 47.10.843.

3 (7) Up to \$607,000 of the multimodal transportation account--state  
4 appropriation is reappropriated and provided (~~((solely))~~) to support the  
5 safe routes to school program.

6 (8) (~~(\$16,110,000)~~) Up to \$7,488,000 of the motor vehicle account--  
7 federal appropriation is provided (~~((solely))~~) for the local freight  
8 capital projects in progress identified in this subsection. The  
9 specific funding listed is provided (~~((solely))~~) for the respective  
10 projects: SR 397 Ainsworth Ave. Grade Crossing, \$4,992,000; Colville  
11 Alternate Truck Route, \$1,746,000; (~~((S. 228th Street Extension and  
12 Grade Separation, \$6,500,000; Bigelow Gulch Road Urban Boundary to  
13 Argonne Rd., \$2,000,000; Granite Falls Alternate Route, \$122,000;))~~) and  
14 Pacific Hwy. E./Port of Tacoma Road to Alexander, \$750,000.

15 (9) (~~(\$2,898,000)~~) Up to \$1,011,000 of the motor vehicle account--  
16 state appropriation is provided (~~((solely))~~) for the local freight  
17 capital projects in progress identified in this subsection. The  
18 specific funding listed is provided (~~((solely))~~) for the respective  
19 projects: Duwamish Intelligent Transportation Systems (ITS),  
20 (~~(\$2,382,000)~~) \$495,000; Port of Kennewick/Piert Road, \$516,000.

21 (10) Up to \$6,000,000 of the multimodal account--state  
22 appropriation is provided (~~((solely))~~) for the local freight 'D' street  
23 grade separation project.

24 (11) The department shall issue a call for pedestrian safety  
25 projects, such as safe routes to schools and transit, and bicycle and  
26 pedestrian paths. Applications must be received by the department by  
27 November 1, 2005, and November 1, 2006. The department shall identify  
28 cost-effective projects, and submit a prioritized list to the  
29 legislature for funding by December 15th of each year. Recommendations  
30 made to the legislature for safe routes to schools and bicycle and  
31 pedestrian path projects must, to the extent practicable based on  
32 available funding, allocate sixty percent of available funds to bicycle  
33 and pedestrian path projects and forty percent to safe routes to  
34 schools. Preference shall be given to projects that provide a local  
35 match.

36 (12) (~~(\$18,370,000)~~) Up to \$12,000,000 of the multimodal  
37 transportation account--state appropriation, (~~(\$6,000,000)~~) up to  
38 \$2,440,000 of the freight mobility multimodal account--state

1 appropriation, and up to \$2,008,000 of the transportation partnership  
2 account--state appropriation(~~(, and \$6,000,000 of the freight mobility~~  
3 ~~investment account--state appropriation))~~) are provided (~~(solely)~~) for  
4 the projects and activities as listed by fund, project and amount in  
5 LEAP Transportation Document 2006-1, Local Programs (Z) as developed  
6 March 8, 2006. However, limited transfers of allocations between  
7 projects may occur for those amounts listed subject to the conditions  
8 and limitations in section 603 of this act.

9 (13) \$870,000 of the multimodal transportation account--state  
10 appropriation is provided solely for the Yakima Avenue, 9th Street to  
11 Front Street, pedestrian safety improvement project.

12 (14) Up to \$5,000,000 of the multimodal transportation account--  
13 state appropriation and up to \$2,000,000 of the motor vehicle account--  
14 federal appropriation are provided (~~(solely)~~) for the pedestrian and  
15 bicycle safety program projects and safe routes to schools program  
16 projects identified on the LEAP Transportation Document 2006-B,  
17 Pedestrian and Bicycle Safety Program Projects and Safe Routes to  
18 Schools Program Projects as developed March 8, 2006. Projects must be  
19 allocated funding based on order of priority. The department shall  
20 review all projects receiving grant awards under this program at least  
21 semiannually to determine whether the projects are making satisfactory  
22 progress. Any project that has been awarded funds, but does not report  
23 activity on the project within one year of the grant award, shall be  
24 reviewed by the department to determine whether the grant should be  
25 terminated. The department shall promptly close out grants when  
26 projects have been completed, and identify where unused grant funds  
27 remain because actual project costs were lower than estimated in the  
28 grant award. When funds become available either because grant awards  
29 have been rescinded for lack of sufficient project activity or because  
30 completed projects returned excess grant funds upon project closeout,  
31 the department shall expeditiously extend new grant awards to qualified  
32 alternative projects identified on the list.

33 (15) Up to \$9,700,000 of the motor vehicle account--federal  
34 appropriation is provided (~~(solely)~~) for the intersection and corridor  
35 safety program projects as identified on the LEAP Transportation  
36 Document 2006-A, Intersection and Corridor Safety Program Projects as  
37 developed March 8, 2006.

1 (16) Up to \$19,500,000 of the motor vehicle account--federal  
2 appropriation is provided (~~solely~~) for rural county two-lane roadway  
3 pilot projects including \$7,500,000 already under contract. Any  
4 further allocations shall be prioritized by the department based on  
5 high-accident-corridor criteria. For purposes of this subsection,  
6 "high-accident-corridor" means a highway corridor of one mile or more  
7 where analysis of collision history indicates that the section has  
8 higher than average collision and severity factors.

9 (17) Up to \$2,500,000 of the motor vehicle account--state  
10 appropriation is provided (~~solely~~) for the Yakima downtown futures  
11 initiative.

12 (18) Up to \$810,000 of the multimodal transportation account--state  
13 appropriation is provided (~~solely~~) for the projects identified in  
14 this subsection: Des Moines creek trail, \$250,000; SR 282 to Port of  
15 Ephrata connector, \$385,000; Mount Baker Ridge viewpoint, \$175,000.

16 (~~(19)~~) (19) Up to \$688,000 of the motor vehicle account--federal  
17 appropriation is provided (~~solely~~) for completion of the Coal Creek  
18 Parkway project.

19 (~~(21) \$9,000,000 of the passenger ferry account state~~  
20 ~~appropriation is provided solely for the implementation of the~~  
21 ~~passenger only ferry grant program created in Substitute Senate Bill~~  
22 ~~No. 6787. If Substitute Senate Bill No. 6787 is not enacted by June~~  
23 ~~30, 2006, the amount provided in this subsection shall lapse.))~~

24 (20) \$827,000 of the motor vehicle account--federal appropriation  
25 is provided solely for the projects identified in this subsection: The  
26 Franklin county slide project, \$800,000; and the Loomis-Oroville Road  
27 guardrail replacement project, \$27,000.

28 (21) \$252,000 of the multimodal transportation account--state  
29 appropriation is provided solely for the Winthrop pedestrian and bike  
30 path project.

## 31 TRANSFERS AND DISTRIBUTIONS

32 **Sec. 1001.** 2006 c 370 s 401 (uncodified) is amended to read as  
33 follows:

34 **FOR THE STATE TREASURER--BOND RETIREMENT AND INTEREST, AND ONGOING**  
35 **BOND REGISTRATION AND TRANSFER CHARGES: FOR BOND SALES DISCOUNTS AND**

1	<b>DEBT TO BE PAID BY MOTOR VEHICLE ACCOUNT AND TRANSPORTATION FUND</b>	
2	<b>REVENUE</b>	
3	Highway Bond Retirement Account Appropriation . . . . .	(( <del>\$334,313,000</del> ))
4		<u>\$329,713,000</u>
5	Nondebt-Limit Reimbursable Account Appropriation . . . . .	(( <del>\$6,091,000</del> ))
6		<u>\$5,791,000</u>
7	Ferry Bond Retirement Account Appropriation . . . . .	\$38,241,000
8	Transportation Improvement Board Bond Retirement	
9	Account--State Appropriation . . . . .	\$30,923,000
10	Motor Vehicle Account--State Appropriation . . . . .	(( <del>\$682,000</del> ))
11		<u>\$782,000</u>
12	Transportation Improvement Account--State	
13	Appropriation . . . . .	\$120,000
14	Multimodal Transportation Account--State	
15	Appropriation . . . . .	(( <del>\$370,000</del> ))
16		<u>\$390,000</u>
17	Transportation 2003 Account (Nickel Account)	
18	Appropriation . . . . .	\$6,600,000
19	Transportation Partnership Account--State	
20	Appropriation . . . . .	(( <del>\$1,125,000</del> ))
21		<u>\$975,000</u>
22	TOTAL APPROPRIATION . . . . .	(( <del>\$418,465,000</del> ))
23		<u>\$413,535,000</u>

24       **Sec. 1002.** 2006 c 370 s 402 (uncodified) is amended to read as  
25 follows:

26 **FOR THE STATE TREASURER--BOND RETIREMENT AND INTEREST, AND ONGOING**  
27 **BOND REGISTRATION AND TRANSFER CHARGES: FOR BOND SALE EXPENSES AND**  
28 **FISCAL AGENT CHARGES**

29	Motor Vehicle Account--State Appropriation . . . . .	\$248,000
30	Transportation Improvement Account--State Appropriation . . . . .	(( <del>\$13,000</del> ))
31		<u>\$18,000</u>
32	Multimodal Transportation Account--State Appropriation . . . . .	\$35,000
33	Transportation 2003 Account (Nickel Account)--State	
34	Appropriation . . . . .	\$2,200,000
35	Transportation Partnership Account--State	
36	Appropriation . . . . .	\$375,000
37	TOTAL APPROPRIATION . . . . .	(( <del>\$2,871,000</del> ))

1 \$2,876,000

2 **Sec. 1003.** 2006 c 370 s 404 (uncodified) is amended to read as  
3 follows:

4 **FOR THE STATE TREASURER--STATE REVENUES FOR DISTRIBUTION**

5 Motor Vehicle Account Appropriation for  
6 motor vehicle fuel tax distributions to cities  
7 and counties . . . . . ((~~\$487,612,000~~))  
8 \$468,391,000

9 **Sec. 1004.** 2006 c 370 s 405 (uncodified) is amended to read as  
10 follows:

11 **FOR THE STATE TREASURER--TRANSFERS**

12 Motor Vehicle Account--State  
13 Appropriation: For motor vehicle fuel tax  
14 refunds and transfers . . . . . ((~~\$1,037,342,000~~))  
15 \$1,031,321,000

16 **Sec. 1005.** 2006 c 370 s 406 (uncodified) is amended to read as  
17 follows:

18 **FOR THE DEPARTMENT OF TRANSPORTATION--TRANSFERS**

19 (1) RV Account--State Appropriation:  
20 For transfer to the Motor Vehicle Account--State . . . ((~~\$2,000,000~~))  
21 \$2,104,000

22 (2) Motor Vehicle Account--State Appropriation:  
23 For transfer to Puget Sound Capital Construction  
24 Account--State . . . . . ((~~\$73,000,000~~))  
25 \$70,223,000

26 (3) Highway Safety Account--State Appropriation:  
27 For transfer to the Motor Vehicle Account--State . . . . . \$5,000,000

28 (4) Motor Vehicle Account--State Appropriation:  
29 For transfer to the Puget Sound Ferry Operations  
30 Account--State . . . . . ((~~\$31,000,000~~))  
31 \$50,680,000

32 (5) Motor Vehicle Account--State Appropriation:  
33 For transfer to the Transportation Partnership  
34 Account--State . . . . . \$33,127,000

35 (6) Highway Safety Account--State Appropriation:

1	For transfer to the Multimodal Transportation	
2	Account--State . . . . .	\$25,980,000
3	(7) Transportation Partnership Account--State Appropriation:	
4	For transfer to the Small City Pavement and Sidewalk	
5	Account--State . . . . .	\$1,000,000
6	(8) Transportation Partnership Account--State Appropriation:	
7	For transfer to the Transportation Improvement	
8	Account--State . . . . .	\$2,500,000
9	(9) Transportation Partnership Account--State Appropriation:	
10	For transfer to the County Arterial Preservation	
11	Account--State . . . . .	\$1,500,000
12	(10) License Plate Technology Account--State Appropriation:	
13	For transfer to the Motor Vehicle Account--State . . . . .	\$2,500,000
14	(11) Multimodal Transportation Account--State Appropriation:	
15	For transfer to the Transportation Partnership	
16	Account--State . . . . .	\$29,417,000
17	(12) Motor Vehicle Account--State Appropriation:	
18	For transfer to the Freight Mobility Multimodal	
19	Account--State, up to a maximum of . . . . .	(( <del>\$3,700,000</del> ))
20		<u>\$3,537,000</u>
21	(13) Multimodal Transportation Account--State Appropriation:	
22	For transfer to the Tacoma Narrows Toll Bridge	
23	Account--State . . . . .	\$1,300,000
24	(14) Multimodal Transportation Account--State Appropriation:	
25	For transfer to the Freight Mobility Multimodal	
26	Account--State . . . . .	\$4,610,000
27	<u>(15) Motor Vehicle Account--State Appropriation:</u>	
28	<u>For transfer to the Tacoma Narrows Toll Bridge</u>	
29	<u>Account--State . . . . .</u>	<u>\$5,288,000</u>
30	<u>(16) Multimodal Transportation Account--State</u>	
31	<u>Appropriation: For transfer to the Transportation</u>	
32	<u>Infrastructure Account--State . . . . .</u>	<u>\$11,000,000</u>

33 The transfers identified in this section are subject to the  
34 following conditions and limitations:

- 35 (a) The department of transportation shall only transfer funds in
- 36 subsection (2) of this section up to the level provided, on an as-
- 37 needed basis.

1 (b) The amount transferred in subsection (12) of this section shall  
2 be the same as the Union Pacific Railroad's original contribution,  
3 adjusted for earned interest and expenditures, and shall be made on  
4 June 30, 2006.

5 (c) The amount transferred in subsection (14) of this section is  
6 the equivalent of the Burlington Northern Santa Fe funds advanced to  
7 the SR 519 project and shall be invested in a freight mobility project  
8 agreed to by the freight mobility strategic investment board and the  
9 BNSF railway if the final design of the SR 519 project does not include  
10 the original rail benefit.

11 (d) The amount transferred in subsection (13) of this section is  
12 appropriated as a nonreimbursable state financial contribution to the  
13 project and does not require repayment.

14 **MISCELLANEOUS**

15 **Sec. 1101.** RCW 46.68.060 and 1969 c 99 s 11 are each amended to  
16 read as follows:

17 There is hereby created in the state treasury a fund to be known as  
18 the highway safety fund to the credit of which shall be deposited all  
19 moneys directed by law to be deposited therein. This fund shall be  
20 used for carrying out the provisions of law relating to driver  
21 licensing, driver improvement, financial responsibility, cost of  
22 furnishing abstracts of driving records and maintaining such case  
23 records, and to carry out the purposes set forth in RCW 43.59.010.  
24 During the 2005-2007 fiscal biennium, the legislature may transfer from  
25 the highway safety fund to the motor vehicle fund and the multimodal  
26 transportation account such amounts as reflect the excess fund balance  
27 of the highway safety fund.

28 NEW SECTION. **Sec. 1102.** If any provision of this act or its  
29 application to any person or circumstance is held invalid, the  
30 remainder of the act or the application of the provision to other  
31 persons or circumstances is not affected.

32 NEW SECTION. **Sec. 1103.** This act is necessary for the immediate  
33 preservation of the public peace, health, or safety, or support of the

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

(End of bill)



INDEX	PAGE #
BOARD OF PILOTAGE COMMISSIONERS . . . . .	4
COLLECTIVE BARGAINING AGREEMENT	
FASPAA . . . . .	61
IBU . . . . .	59
MEBA-LICENSED . . . . .	59
MEBA-UNLICENSED . . . . .	59
METAL TRADES COUNCIL . . . . .	60
MM&P . . . . .	60
MM&P-WATCH SUPERVISORS . . . . .	60
OPEIU . . . . .	61
SEIU . . . . .	61
WSP LIEUTENANTS ASSOCIATION . . . . .	62
WSP TROOPERS ASSOCIATION . . . . .	62
COLLECTIVE BARGAINING AGREEMENT--IFPTE . . . . .	62
COLLECTIVE BARGAINING AGREEMENTS . . . . .	59
COMPENSATION	
NONREPRESENTED EMPLOYEES--INSURANCE BENEFITS . . . . .	55
PENSION CONTRIBUTIONS . . . . .	56
REPRESENTED EMPLOYEES OUTSIDE--SUPER COALITION INSURANCE BENEFITS	55
REPRESENTED EMPLOYEES--SUPER COALITION . . . . .	56
REVISE PENSION GAIN SHARING . . . . .	57
COUNTY ROAD ADMINISTRATION BOARD . . . . .	4, 32, 96
DEPARTMENT OF AGRICULTURE . . . . .	3
DEPARTMENT OF ARCHEOLOGY AND HISTORIC PRESERVATION . . . . .	3
DEPARTMENT OF LICENSING . . . . .	74
DEPARTMENT OF LICENSING	
DRIVER SERVICES . . . . .	15
INFORMATION SERVICES . . . . .	13
MANAGEMENT AND SUPPORT SERVICES . . . . .	11
TRANSFERS . . . . .	53
VEHICLE SERVICES . . . . .	14
DEPARTMENT OF TRANSPORTATION . . . . .	75
AVIATION--PROGRAM F . . . . .	18, 83
CHARGES FROM OTHER AGENCIES--PROGRAM U . . . . .	25, 88
FACILITIES--PROGRAM D--OPERATING . . . . .	18
HIGHWAY MAINTENANCE--PROGRAM M . . . . .	19
IMPROVEMENTS--PROGRAM I SPECIAL APPROPRIATIONS . . . . .	37

IMPROVEMENTS--PROGRAM I . . . . .	34, 99
INFORMATION TECHNOLOGY--PROGRAM C . . . . .	16
LOCAL PROGRAMS--PROGRAM Z--CAPITAL . . . . .	48, 110
LOCAL PROGRAMS--PROGRAM Z--OPERATING . . . . .	32, 95
MARINE--PROGRAM X . . . . .	30, 92
PRESERVATION--PROGRAM P . . . . .	40
PRESERVATION--PROGRAM P . . . . .	104
PROGRAM D (DEPARTMENT OF TRANSPORTATION-ONLY PROJECTS) . . . . .	97
PROGRAM D (DEPARTMENT OF TRANSPORTATION-ONLY PROJECTS)--CAPITAL	33
PROGRAM DELIVERY MANAGEMENT AND SUPPORT--PROGRAM H . . . . .	18
PUBLIC TRANSPORTATION--PROGRAM V . . . . .	26, 89
RAIL--PROGRAM Y--OPERATING . . . . .	31
RAIL--PROGRAM Y--CAPITAL . . . . .	45, 108
RAIL--PROGRAM Y--OPERATING . . . . .	94
TOLL OPERATIONS AND MAINTENANCE--PROGRAM B . . . . .	16, 83
TRAFFIC OPERATIONS--PROGRAM Q--CAPITAL . . . . .	42, 98
TRAFFIC OPERATIONS--PROGRAM Q--OPERATING . . . . .	20
TRANSFERS . . . . .	117
TRANSPORTATION MANAGEMENT AND SUPPORT--PROGRAM S . . . . .	22
TRANSPORTATION PLANNING, DATA, AND RESEARCH--PROGRAM T . . . . .	23, 84
WASHINGTON STATE FERRIES CONSTRUCTION--PROGRAM W . . . . .	42, 106
FOR THE DEPARTMENT OF TRANSPORTATION--ECONOMIC PARTNERSHIPS--PROGRAM K	19
FOR THE WASHINGTON STATE PATROL--INVESTIGATIVE SERVICES BUREAU . . . . .	10
FREIGHT MOBILITY STRATEGIC INVESTMENT BOARD . . . . .	8
INFORMATION SYSTEMS PROJECTS . . . . .	63
JOINT TRANSPORTATION COMMITTEE . . . . .	4, 75
LEGISLATIVE EVALUATION AND ACCOUNTABILITY PROGRAM COMMITTEE . . . . .	3
MARINE EMPLOYEES COMMISSION . . . . .	2
NONREPRESENTED EMPLOYEE COMPENSATION . . . . .	57
OFFICE OF FINANCIAL MANAGEMENT . . . . .	2
STATE PARKS AND RECREATION COMMISSION . . . . .	2
STATE TREASURER	
ADMINISTRATIVE TRANSFERS . . . . .	53
BOND RETIREMENT AND INTEREST . . . . .	51, 52, 115, 116
STATE REVENUES FOR DISTRIBUTION . . . . .	53, 117
TRANSFERS . . . . .	53, 117
STATUTORY APPROPRIATIONS . . . . .	54
TRANSPORTATION COMMISSION . . . . .	7
TRANSPORTATION IMPROVEMENT BOARD . . . . .	4, 33, 97
UTILITIES AND TRANSPORTATION COMMISSION . . . . .	2

WASHINGTON STATE PATROL . . . . . 32, 96  
 CRIMINAL HISTORY AND BACKGROUND CHECKS . . . . . 11  
 FIELD OPERATIONS BUREAU . . . . . 9, 78  
 INVESTIGATIVE SERVICES BUREAU . . . . . 81  
 TECHNICAL SERVICES BUREAU . . . . . 10, 81  
 WASHINGTON TRAFFIC SAFETY COMMISSION . . . . . 4"

**ESHB 1094** - S COMM AMD  
 By Committee on Transportation

**ADOPTED 3/31/07**

1        On page 1, line 1 of the title, after "appropriations;" strike the  
 2 remainder of the title and insert "amending RCW 46.68.170, 47.29.170,  
 3 46.16.685, 47.01.390, 88.16.090, 47.12.244, 70.95.521, and 46.68.060;  
 4 amending 2006 c 53 s 2 (uncodified); amending 2006 c 370 ss 205, 208,  
 5 209, 210, 215, 218, 224, 226, 227, 228, 229, 301, 302, 303, 304, 305,  
 6 306, 307, 308, 309, 401, 402, 404, 405, and 406 (uncodified); amending  
 7 2005 c 313 s 301 (uncodified); adding new sections to 2005 c 313  
 8 (uncodified); creating new sections; making appropriations and  
 9 authorizing expenditures for capital improvements; and declaring an  
 10 emergency."

--- END ---