
ENGROSSED SUBSTITUTE HOUSE BILL 1094

State of Washington

60th Legislature

2007 Regular Session

By House Committee on Transportation (originally sponsored by Representatives Clibborn, Jarrett and O'Brien; by request of Governor Gregoire)

READ FIRST TIME 03/22/07.

1 AN ACT Relating to transportation funding and appropriations;
2 amending RCW 46.68.170, 47.29.170, 88.16.090, 46.16.685, 46.68.060,
3 46.68.220, 47.12.244, 47.66.090, 46.16.685, 46.68.060, and 47.06A.030;
4 amending 2006 c 53 s 2 (uncodified); amending 2006 c 370 ss 205, 208,
5 210, 215, 218, 221, 224, 226, 227, 228, 229, 301, 302, 304, 305, 309,
6 401, 402, 404, and 406 (uncodified); amending 2005 c 313 s 301
7 (uncodified); adding a new section to 2005 c 313 (uncodified); creating
8 new sections; repealing RCW 47.01.390; making appropriations and
9 authorizing expenditures for capital improvements; and declaring an
10 emergency.

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

12 **2007-09 BIENNIUM**

13 NEW SECTION. **Sec. 1.** (1) The transportation budget of the state
14 is hereby adopted and, subject to the provisions set forth, the several
15 amounts specified, or as much thereof as may be necessary to accomplish
16 the purposes designated, are hereby appropriated from the several
17 accounts and funds named to the designated state agencies and offices
18 for employee compensation and other expenses, for capital projects, and

1 for other specified purposes, including the payment of any final
2 judgments arising out of such activities, for the period ending June
3 30, 2009.

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

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

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

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

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

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

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

21 (g) "LEAP" means the legislative evaluation and accountability
22 program committee.

23 **GENERAL GOVERNMENT AGENCIES--OPERATING**

24 NEW SECTION. **Sec. 101. FOR THE LEGISLATIVE EVALUATION AND**
25 **ACCOUNTABILITY PROGRAM COMMITTEE**

26 Motor Vehicle Account--State Appropriation \$1,645,000

27 (1) \$850,000 of the motor vehicle account--state appropriation is
28 provided solely for the continued maintenance and support of the
29 transportation executive information system (TEIS).

30 (2) \$795,000 of the motor vehicle account--state appropriation is
31 provided solely for development of a new transportation capital
32 budgeting system and transition of a copy of the TEIS system to LEAP.

33 NEW SECTION. **Sec. 102. FOR THE UTILITIES AND TRANSPORTATION**
34 **COMMISSION**

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

1 NEW SECTION. **Sec. 103. FOR THE OFFICE OF FINANCIAL MANAGEMENT**

2 Motor Vehicle Account--State Appropriation \$3,054,000

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

5 (1) \$2,545,000 of the motor vehicle account--state appropriation is
6 provided solely for the office of regulatory assistance integrated
7 permitting project.

8 (2) \$75,000 of the motor vehicle account--state appropriation is
9 provided solely to address transportation budget and reporting
10 requirements.

11 NEW SECTION. **Sec. 104. FOR THE MARINE EMPLOYEES COMMISSION**

12 Puget Sound Ferry Operations Account--State
13 Appropriation \$422,000

14 NEW SECTION. **Sec. 105. FOR THE STATE PARKS AND RECREATION**
15 **COMMISSION**

16 Motor Vehicle Account--State Appropriation \$985,000

17 The appropriation in this section is subject to the following
18 conditions and limitations: The entire appropriation in this section
19 is provided solely for road maintenance purposes.

20 NEW SECTION. **Sec. 106. FOR THE DEPARTMENT OF AGRICULTURE**

21 Motor Vehicle Account--State Appropriation \$1,358,000

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

24 (1) \$351,000 of the motor vehicle account--state appropriation is
25 provided solely for costs associated with the motor fuel quality
26 program.

27 (2) \$1,007,000 of the motor vehicle account--state appropriation is
28 provided solely to test the quality of biofuel. The department must
29 test fuel quality at the manufacturer, distributor, and retailer level.

30 NEW SECTION. **Sec. 107. FOR THE DEPARTMENT OF ARCHAEOLOGY AND**
31 **HISTORIC PRESERVATION**

32 Motor Vehicle Account--State Appropriation \$223,000

1 The appropriation in this section is subject to the following
2 conditions and limitations: The entire appropriation is provided
3 solely for staffing costs to be dedicated to state transportation
4 activities. Staff hired to support transportation activities must have
5 practical experience with complex construction projects.

6 NEW SECTION. **Sec. 108. FOR THE JOINT LEGISLATIVE AUDIT AND**
7 **REVIEW COMMITTEE**

8 As part of its 2007-09 biennium work plan, the joint legislative
9 audit and review committee shall:

10 (1) Review the Washington state ferries' assignment of preservation
11 costs as required by Engrossed Substitute House Bill No. 2358, for
12 fiscal year 2008, to determine whether costs are capital costs and
13 whether they meet the statutory requirements for preservation
14 activities, and report to the legislature not later than January, 2009;
15 and

16 (2) Evaluate the Washington state ferries' implementation of the
17 life cycle cost model, as required by Engrossed Substitute House Bill
18 No. 2358, and report to the legislature not later than June 30, 2009,
19 on whether the model:

20 (a) Complies with available industry standards or department-
21 adopted standards when industry standards are not available;

22 (b) Is maintained and updated when asset inspections are made; and

23 (c) Is used to appropriately develop maintenance, preservation, and
24 improvement plans and capital project lists.

25 **TRANSPORTATION AGENCIES--OPERATING**

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

28	Highway Safety Account--State Appropriation	\$2,601,000
29	Highway Safety Account--Federal Appropriation	\$15,884,000
30	School Zone Safety Account--State Appropriation	\$3,300,000
31	TOTAL APPROPRIATION	\$21,785,000

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

33	Rural Arterial Trust Account--State Appropriation	\$905,000
34	Motor Vehicle Account--State Appropriation	\$2,071,000

1 County Arterial Preservation Account--State
2 Appropriation \$918,000
3 TOTAL APPROPRIATION \$3,894,000

4 NEW SECTION. **Sec. 203. FOR THE TRANSPORTATION IMPROVEMENT BOARD**
5 Urban Arterial Trust Account--State Appropriation \$1,791,000
6 Transportation Improvement Account--State
7 Appropriation \$1,793,000
8 TOTAL APPROPRIATION \$3,584,000

9 NEW SECTION. **Sec. 204. FOR THE BOARD OF PILOTAGE COMMISSIONERS**
10 Pilotage Account--State Appropriation \$1,156,000

11 NEW SECTION. **Sec. 205. FOR THE JOINT TRANSPORTATION COMMITTEE**
12 Motor Vehicle Account--State Appropriation \$2,153,000

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

15 (1) \$500,000 of the motor vehicle account--state appropriation is
16 provided solely to implement Engrossed Substitute House Bill No. 2358
17 (regarding state ferries). In addition to committee members, or their
18 designees, the committee shall request the governor to appoint a
19 representative, and the committee may appoint other persons, to assist
20 in the committee's review of the department of transportation's
21 implementation of Engrossed Substitute House Bill No. 2358. The
22 committee shall report the progress and results of these tasks to the
23 legislative transportation committees by December 15, 2007. The joint
24 transportation committee shall:

25 (a) As directed by Engrossed Substitute House Bill No. 2358, review
26 the operational and pricing strategies, justification for preservation
27 funding, survey of ferry customers, reestablishment of vehicle level of
28 service standards, terminal design standards, and long-range capital
29 plan. The review of the customer survey shall include participation in
30 the development, and reviewing the results of, the survey;

31 (b) Review the Washington state ferries' update of the terminal
32 life cycle cost model directed by Engrossed Substitute House Bill No.
33 2358;

34 (c) Evaluate the maintenance and capital cost allocation

1 methodology developed by the department to implement Engrossed
2 Substitute House Bill No. 2358;

3 (d) Participate in the reconciliation of the ridership demand
4 forecasts used in the Washington state ferries draft long-range
5 strategic plan, and review the update of the plan and forecasts;

6 (e) Review and evaluate the following Washington state ferries'
7 programs and expenditures:

8 (i) Administrative operating costs;

9 (ii) Nonlabor and nonfuel operating costs;

10 (iii) Eagle Harbor maintenance facility program and maintenance
11 costs;

12 (iv) Administrative and systemwide capital costs; and

13 (v) Vessel preservation costs; and

14 (f) To the extent that Washington State ferries' capital needs are
15 determined by the methods identified in Engrossed Substitute House Bill
16 No. 2358, identify financing alternatives for the ferries' capital
17 needs.

18 (2) The joint transportation committee shall conduct a review of
19 the Washington state patrol aviation section including aircraft usage,
20 cost reimbursement methodologies, and aviation facilities. A final
21 report on findings and recommendations must be submitted to the
22 transportation committees of the legislature on or before December 1,
23 2007.

24 (3) \$400,000 of the motor vehicle account--state appropriation is
25 provided solely to implement House Bill No. 2101 (regional
26 transportation). If House Bill No. 2101 is not enacted by June 30,
27 2007, this amount shall lapse.

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

32 **NEW SECTION. Sec. 206. FOR THE TRANSPORTATION COMMISSION**

33 Motor Vehicle Account--State Appropriation	\$1,327,000
34 Multimodal Transportation Account--State Appropriation	\$112,000
35 TOTAL APPROPRIATION	\$1,439,000

36 The appropriations in this section are subject to the following
37 conditions and limitations: Until construction is complete and all

lanes are open to traffic, the transportation commission shall implement \$1.50 tolls for all users of the Good To Go electronic toll collection program on the Tacoma Narrows bridge in order to create an incentive for electronic toll payers.

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

Motor Vehicle Account--State Appropriation	\$1,015,000
Motor Vehicle Account--Federal Appropriation	\$128,000
TOTAL APPROPRIATION	\$1,143,000

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

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

(2) The freight mobility strategic investment board and the department of transportation shall collaborate to submit a report to the office of financial management and the transportation committees of the legislature by September 1, 2008, listing proposed freight highway and rail projects. The report must describe the analysis used for selecting such projects, as required by chapter 46.06A RCW for the board and as required by this act for the department.

(3) \$320,000 of the motor vehicle account--state appropriation and \$128,000 of the motor vehicle account--federal appropriation are provided solely for development of a freight database to help guide freight investment decisions and track project effectiveness. The database will be based on truck movement tracked through geographic information system technology. TransNow will contribute an additional \$192,000 in federal funds which are not appropriated in the transportation budget.

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

State Patrol Highway Account--State Appropriation	\$227,248,000
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1	State Patrol Highway Account--Federal	
2	Appropriation	\$10,602,000
3	State Patrol Highway Account--Private/Local	
4	Appropriation	\$410,000
5	TOTAL APPROPRIATION	\$238,260,000

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

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

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

25 (3) The Washington state patrol shall not account for or record
26 locally provided DUI cost reimbursement payments as expenditure credits
27 to the state patrol highway account. The Washington state patrol shall
28 report the amount of expected locally provided DUI cost reimbursements
29 to the governor and the legislative transportation committees by
30 September 30th of each year.

31 (4) \$1,662,000 of the state patrol highway account--state
32 appropriation is provided solely for the implementation of Substitute
33 House Bill No. 1304 (commercial vehicle enforcement). If Substitute
34 House Bill No. 1304 is not enacted by June 30, 2007, this amount shall
35 lapse.

36 (5) During fiscal year 2008, the Washington state patrol shall
37 continue to perform traffic accident investigations on Thurston, Mason,

1 and Lewis county roads. The Washington state patrol shall work with
2 the counties to transition the traffic accident investigations on
3 county roads to the counties by July 1, 2008.

4 NEW SECTION. **Sec. 209. FOR THE WASHINGTON STATE PATROL--**
5 **INVESTIGATIVE SERVICES BUREAU**

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

7 NEW SECTION. **Sec. 210. FOR THE WASHINGTON STATE PATROL--**
8 **TECHNICAL SERVICES BUREAU**

9 State Patrol Highway Account--State Appropriation \$103,170,000

10 State Patrol Highway Account--Private/Local

11 Appropriation \$2,008,000

12 TOTAL APPROPRIATION \$105,178,000

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

15 (1) The Washington state patrol shall work with the risk management
16 division in the office of financial management in compiling the
17 Washington state patrol's data for establishing the agency's risk
18 management insurance premiums to the tort claims account. The office
19 of financial management and the Washington state patrol shall submit a
20 report to the legislative transportation committees by December 31st of
21 each year on the number of claims, estimated claims to be paid, method
22 of calculation, and the adjustment in the premium.

23 (2) \$12,641,000 of the total appropriation is provided solely for
24 automobile fuel in the 2007-2009 biennium.

25 (3) \$8,678,000 of the total appropriation is provided solely for
26 the purchase of pursuit vehicles.

27 (4) \$5,254,000 of the total appropriation is provided solely for
28 vehicle repair and maintenance costs of vehicles used for highway
29 purposes.

30 (5) \$384,000 of the total appropriation is provided solely for the
31 purchase of mission vehicles used for highway purposes in the
32 commercial vehicle and traffic investigation sections of the Washington
33 state patrol.

34 (6) The Washington state patrol may submit information technology
35 related requests for funding only if the department has coordinated

1 with the department of information services as required by section 602
2 of this act.

3 NEW SECTION. **Sec. 211. FOR THE WASHINGTON STATE PATROL--CRIMINAL**
4 **HISTORY AND BACKGROUND CHECKS.** In accordance with RCW 10.97.100 and
5 chapter 43.43 RCW, the Washington state patrol is authorized to collect
6 reasonable fees to perform criminal history and background checks for
7 state and local agencies and nonprofit and other private entities and
8 disseminate the records resulting from these activities. For each type
9 of criminal history and background check and dissemination of these
10 records, the Washington state patrol shall, as nearly as practicable,
11 set fees at levels sufficient to cover the direct and indirect costs.
12 Pursuant to RCW 43.135.055, during the 2007-2009 fiscal biennium, the
13 Washington state patrol may increase fees in excess of the fiscal
14 growth factor if the increases are necessary to fully fund the cost of
15 supervision and regulation.

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

18	Marine Fuel Tax Refund Account--State Appropriation	\$4,000
19	Motorcycle Safety Education Account--State	
20	Appropriation	\$132,000
21	Wildlife Account--State Appropriation	\$100,000
22	Highway Safety Account--State Appropriation	\$14,622,000
23	Motor Vehicle Account--State Appropriation	\$9,107,000
24	Motor Vehicle Account--Federal Appropriation	\$15,000
25	Department of Licensing Services Account--State	
26	Appropriation	\$124,000
27	TOTAL APPROPRIATION	\$24,104,000

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

30 (1) \$91,000 of the motor vehicle account--state appropriation and
31 \$152,000 of the highway safety account--state appropriation are
32 provided solely for contracting with the office of the attorney general
33 to investigate criminal activity uncovered in the course of the
34 agency's licensing and regulatory activities. Funding is provided for
35 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 (2) \$182,000 of the highway safety account--state appropriation is
5 provided solely for the implementation of Substitute House Bill No.
6 1267 (modifying commercial driver's license requirements). If
7 Substitute House Bill No. 1267 is not enacted by June 30, 2007, this
8 amount shall lapse. The department shall informally report to the
9 legislature by December 1, 2008, with measurable data indicating the
10 department's progress in meeting its goal of improving public safety by
11 improving the quality of the commercial driver's license testing
12 process.

13 (3) \$23,000 of the motorcycle safety education account--state
14 appropriation is provided solely for the implementation of Senate Bill
15 No. 5273 (motorcycle driver's license endorsement and education). If
16 Senate Bill No. 5273 is not enacted by June 30, 2007, this amount shall
17 lapse. Funding is provided for the 2008 fiscal year. The department
18 may request funding for the 2009 fiscal year if the request is
19 submitted with an analysis of workload impacts following the initial
20 reviews of motorcycle safety training curriculums.

21 (4) \$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, this amount shall lapse.
27 The department may expend funds only after acceptance of the enhanced
28 Washington state driver's license for border crossing purposes by the
29 Canadian and United States governments. The department may expend
30 funds only after prior written approval of the director of financial
31 management.

32 (5) \$100,000 of the motor vehicle account--state appropriation is
33 provided solely for the implementation of Substitute House Bill No.
34 1046 (meeting financial responsibility requirements for automobiles).
35 If Substitute House Bill No. 1046 is not enacted by June 30, 2007, this
36 amount shall lapse.

37 (6) \$13,000 of the highway safety account--state appropriation is
38 provided solely for the implementation of Substitute House Bill No.

1 1588 (providing mobility education to students in driver training
2 programs). If Substitute House Bill No. 1588 is not enacted by June
3 30, 2007, this amount shall lapse.

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

6	Marine Fuel Tax Refund Account--State Appropriation	\$2,000
7	Washington State Patrol Highway Account--State	
8	Appropriation	\$1,126,000
9	Motorcycle Safety Education Account--State	
10	Appropriation	\$55,000
11	Wildlife Account--State Appropriation	\$47,000
12	Highway Safety Account--State Appropriation	\$27,234,000
13	Motor Vehicle Account--State Appropriation	\$13,286,000
14	Motor Vehicle Account--Private/Local Appropriation	\$500,000
15	Department of Licensing Services Account--State	
16	Appropriation	\$2,508,000
17	TOTAL APPROPRIATION	\$44,758,000

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

20 (1) \$153,000 of the highway safety 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, this
24 amount shall lapse. The department shall informally report to the
25 legislature by December 1, 2008, with measurable data indicating the
26 department's progress in meeting its goal of improving public safety by
27 improving the quality of the commercial driver's license testing
28 process.

29 (2) \$17,000 of the motorcycle safety education account--state
30 appropriation is provided solely for the implementation of Senate Bill
31 No. 5273 (motorcycle driver's license endorsement and education). If
32 Senate Bill No. 5273 is not enacted by June 30, 2007, this amount shall
33 lapse. Funding is provided for fiscal year 2008. The department may
34 request funding for fiscal year 2009 if the request is submitted with
35 an analysis of workload impacts following the initial reviews of
36 motorcycle safety training curriculums.

1 (3) \$6,014,000 of the highway safety account--state appropriation
2 is provided solely for costs associated with the systems development
3 and issuance of enhanced drivers' licenses and identicards to
4 facilitate crossing the Canadian border. If Engrossed Substitute House
5 Bill No. 1289 (relating to the issuance of enhanced drivers' licenses
6 and identicards) is not enacted by June 30, 2007, this amount shall
7 lapse. The department may expend funds only after acceptance of the
8 enhanced Washington state driver's license for border crossing purposes
9 by the Canadian and United States governments. The department may
10 expend funds only after prior written approval of the director of
11 financial management.

12 (4) \$225,000 of the motor vehicle account--state appropriation is
13 provided solely for the implementation of Substitute House Bill No.
14 1046 (meeting financial responsibility requirements for automobiles).
15 If Substitute House Bill No. 1046 is not enacted by June 30, 2007, this
16 amount shall lapse.

17 (5) \$1,126,000 of the state patrol highway account--state
18 appropriation is provided solely for the implementation of Substitute
19 House Bill No. 1304 (modifying commercial motor vehicle carrier
20 provisions). If Substitute House Bill No. 1304 is not enacted by June
21 30, 2007, this amount shall lapse.

22 (6) \$7,000 of the highway safety account--state appropriation is
23 provided solely for the implementation of Substitute House Bill No.
24 1588 (providing mobility education to students in driver training
25 programs). If Substitute House Bill No. 1588 is not enacted by June
26 30, 2007, this amount shall lapse.

27 (7) The department may submit information technology related
28 requests for funding only if the department has coordinated with the
29 department of information services as required by section 602 of this
30 act.

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

33 Marine Fuel Tax Refund Account--State Appropriation	\$26,000
34 Washington State Patrol Highway Account--State	
35 Appropriation	\$19,000
36 Wildlife Account--State Appropriation	\$694,000
37 Highway Safety Account--State Appropriation	\$460,000

1	Motor Vehicle Account--State Appropriation	\$58,169,000
2	Motor Vehicle Account--Private/Local Appropriation	\$872,000
3	Department of Licensing Services Account--State	
4	Appropriation	\$902,000
5	TOTAL APPROPRIATION	\$61,142,000

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

8 (1) \$975,000 of the motor vehicle account--state appropriation is
9 provided solely for the implementation of Substitute House Bill No.
10 1046 (meeting financial responsibility requirements for automobiles).
11 If Substitute House Bill No. 1046 is not enacted by June 30, 2007, this
12 amount shall lapse.

13 (2) \$19,000 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, this amount shall lapse.

18 NEW SECTION. **Sec. 215. FOR THE DEPARTMENT OF LICENSING--DRIVER**
19 **SERVICES**

20	Motorcycle Safety Education Account--State	
21	Appropriation	\$3,357,000
22	Highway Safety Account--State Appropriation	\$99,357,000
23	Highway Safety Account--Federal Appropriation	\$233,000
24	TOTAL APPROPRIATION	\$102,947,000

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

27 (1) \$2,606,000 of the highway safety account--state appropriation
28 is provided solely for the implementation of Substitute House Bill No.
29 1267 (modifying commercial driver's license requirements). If
30 Substitute House Bill No. 1267 is not enacted by June 30, 2007, this
31 amount shall lapse. The department shall informally report to the
32 legislature by December 1, 2008, with measurable data indicating the
33 department's progress in meeting its goal of improving public safety by
34 improving the quality of the commercial driver's license testing
35 process.

36 (2) \$319,000 of the motorcycle safety education account--state
37 appropriation is provided solely for implementing Senate Bill No. 5273

1 (motorcycle driver's license endorsement and education). If Senate
 2 Bill No. 5273 is not enacted by June 30, 2007, this amount shall lapse.
 3 Funding is provided for fiscal year 2008. The department may request
 4 funding for fiscal year 2009 if the request is submitted with an
 5 analysis of workload impacts following the initial reviews of
 6 motorcycle safety training curriculums.

7 (3) \$2,424,000 of the highway safety account--state appropriation
 8 is provided solely for costs associated with the systems development
 9 and issuance of enhanced drivers' licenses and identicards to
 10 facilitate crossing the Canadian border. If Engrossed Substitute House
 11 Bill No. 1289 (relating to the issuance of enhanced drivers' licenses
 12 and identicards) is not enacted by June 30, 2007, this amount shall
 13 lapse. The department may expend funds only after acceptance of the
 14 enhanced Washington state driver's license for border crossing purposes
 15 by the Canadian and United States governments. The department may
 16 expend funds only after prior written approval of the director of
 17 financial management.

18 (4) \$180,000 of the highway safety account--state appropriation is
 19 provided solely for the implementation of Substitute House Bill No.
 20 1588 (providing mobility education to students in driver training
 21 programs). If Substitute House Bill No. 1588 is not enacted by June
 22 30, 2007, this amount shall lapse.

23 NEW SECTION. **Sec. 216. FOR THE DEPARTMENT OF TRANSPORTATION--**
 24 **TOLL OPERATIONS AND MAINTENANCE**

25	High-Occupancy Toll Lanes Account--State	
26	Appropriation	\$2,436,000
27	Motor Vehicle Account--State Appropriation	\$900,000
28	Tacoma Narrows Toll Bridge Account--State	
29	Appropriation	\$28,236,000
30	TOTAL APPROPRIATION	\$31,572,000

31 NEW SECTION. **Sec. 217. FOR THE DEPARTMENT OF TRANSPORTATION--**
 32 **INFORMATION TECHNOLOGY**

33	Transportation Partnership Account--State	
34	Appropriation	\$4,556,000
35	Motor Vehicle Account--State Appropriation	\$70,660,000
36	Motor Vehicle Account--Federal Appropriation	\$1,096,000

1 the department's information systems network and infrastructure along
2 with resolving the identified security concerns (servers, mainframes,
3 software, circuits, equipment, ports, IP addressing, fiberoptic lines,
4 etc.). This amount also includes sufficient funds for the department's
5 mainframe migration to the department of information services.

6 (4) 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 (5) The department shall submit a progress report on the critical
11 application feasibility study to the house of representatives and
12 senate transportation committees on or before December 1, 2007, and
13 December 1, 2008, with a final report on or before June 30, 2009.

14 NEW SECTION. **Sec. 218. FOR THE DEPARTMENT OF TRANSPORTATION--**
15 **FACILITY MAINTENANCE, OPERATIONS AND CONSTRUCTION--OPERATING**

16 Motor Vehicle Account--State Appropriation \$34,547,000

17 NEW SECTION. **Sec. 219. FOR THE DEPARTMENT OF TRANSPORTATION--**
18 **AVIATION**

19 Aeronautics Account--State Appropriation \$6,885,000

20 Aeronautics Account--Federal Appropriation \$2,150,000

21 Multimodal Transportation Account--State Appropriation . . . \$631,000

22 TOTAL APPROPRIATION \$9,666,000

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

27 NEW SECTION. **Sec. 220. FOR THE DEPARTMENT OF TRANSPORTATION--**
28 **PROGRAM DELIVERY MANAGEMENT AND SUPPORT**

29 Transportation Partnership Account--State
30 Appropriation \$2,422,000

31 Motor Vehicle Account--State Appropriation \$50,374,000

32 Motor Vehicle Account--Federal Appropriation \$500,000

33 Multimodal Transportation Account--State
34 Appropriation \$250,000

35 Transportation 2003 Account (Nickel Account)--State

1 Appropriation \$2,422,000
2 TOTAL APPROPRIATION \$55,968,000

3 The appropriation in this section is subject to the following
4 conditions and limitations: \$2,422,000 of the transportation
5 partnership account appropriation and \$2,422,000 of the transportation
6 2003 account (nickel account)--state appropriation are provided solely
7 for consultant contracts to assist the department in the delivery of
8 the capital construction program by identifying improvements to program
9 delivery, program management, project controls, program and project
10 monitoring, forecasting, and reporting. The consultants shall work
11 with the department of information services in the development of the
12 project management and reporting system.

13 The consultants shall provide an updated copy of the capital
14 construction strategic plan to the legislative transportation
15 committees and to the office of financial management on June 30, 2008,
16 and each year thereafter.

17 The consultants shall also coordinate their work with other budget
18 and performance efforts, including Roadmap, the joint transportation
19 committee budget study, the findings of the critical applications
20 modernization and integration strategies study, including proposed next
21 steps, and the priorities of government process.

22 The department shall report to the transportation committees of the
23 house of representatives and senate, and the office of financial
24 management, by December 31, 2007, on the implementation status of
25 recommended capital budgeting and reporting options. Options must
26 include: Reporting against legislatively-established project
27 identification numbers and may include recommendations for reporting
28 against other appropriate project groupings; measures for reporting
29 progress, timeliness, and cost which create an incentive for the
30 department to manage effectively and report its progress in a
31 transparent manner; and criteria and process for transfers of funds
32 among projects.

33 NEW SECTION. **Sec. 221. FOR THE DEPARTMENT OF TRANSPORTATION--**
34 **ECONOMIC PARTNERSHIPS**
35 Motor Vehicle Account--State Appropriation \$951,000

1 (e) Raising the current targets to the average service levels
2 attained over the previous three calendar years.

3 NEW SECTION. **Sec. 223. FOR THE DEPARTMENT OF TRANSPORTATION--**
4 **TRAFFIC OPERATIONS--OPERATING**

5	Motor Vehicle Account--State Appropriation	\$51,980,000
6	Motor Vehicle Account--Federal Appropriation	\$2,050,000
7	Motor Vehicle Account--Private/Local Appropriation	\$127,000
8	TOTAL APPROPRIATION	\$54,157,000

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

11 (1) \$654,000 of the motor vehicle account--state appropriation is
12 provided solely for the department to time state-owned and operated
13 traffic signals. This funding may also be used to program incident,
14 emergency, or special event signal timing plans.

15 (2) \$346,000 of the motor vehicle account--state appropriation is
16 provided solely for the department to implement a pilot tow truck
17 incentive program. The department may provide incentive payments to
18 towing companies that meet clearance goals on accidents that involve
19 heavy trucks.

20 (3) \$6,800,000 of the motor vehicle account--state appropriation is
21 provided solely for low-cost enhancements. The department shall give
22 priority to low-cost enhancement projects that improve safety or
23 provide congestion relief. The department shall prioritize low-cost
24 enhancement projects on a statewide rather than regional basis.

25 NEW SECTION. **Sec. 224. FOR THE DEPARTMENT OF TRANSPORTATION--**
26 **TRANSPORTATION MANAGEMENT AND SUPPORT**

27	Motor Vehicle Account--State Appropriation	\$28,171,000
28	Motor Vehicle Account--Federal Appropriation	\$30,000
29	Puget Sound Ferry Operations Account--State	
30	Appropriation	\$1,321,000
31	Multimodal Transportation Account--State	
32	Appropriation	\$973,000
33	TOTAL APPROPRIATION	\$30,495,000

34 The appropriations in this section are subject to the following
35 conditions and limitations: The department shall conduct a study to
36 determine the resources needed to transition from using the

1 transportation executive information system for budget preparation to
2 using the capital budget system being developed by the office of
3 financial management. The report must include the amount of additional
4 effort necessary for the department to prepare, submit, and report on
5 capital budget requests submitted using the office of financial
6 management's capital budget system. The department shall give
7 consideration to future approaches to developing and presenting the
8 department's budget such as those recommended in the joint
9 transportation committee's budget methodology study. The department
10 must submit its report to the office of financial management and the
11 legislative transportation committees by September 1, 2007.

12 NEW SECTION. **Sec. 225. FOR THE DEPARTMENT OF TRANSPORTATION--**
13 **TRANSPORTATION PLANNING, DATA, AND RESEARCH**

14	Transportation Partnership Account--State	
15	Appropriation	\$3,900,000
16	Motor Vehicle Account--State Appropriation	\$26,424,000
17	Motor Vehicle Account--Federal Appropriation	\$19,035,000
18	Multimodal Transportation Account--State	
19	Appropriation	\$1,027,000
20	Multimodal Transportation Account--Federal	
21	Appropriation	\$2,809,000
22	Multimodal Transportation Account--Private/Local	
23	Appropriation	\$100,000
24	TOTAL APPROPRIATION	\$53,295,000

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

27 (1) \$3,900,000 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, including those expended since 2003, are provided as a loan to
35 the RTID and shall be repaid to the state motor vehicle account within
36 one year following the certification of the election results related to
37 the RTID.

1 (2) \$300,000 of the multimodal transportation account--state
 2 appropriation is provided solely for a transportation demand management
 3 program, developed by the Whatcom council of governments, to further
 4 reduce drive-alone trips and maximize the use of sustainable
 5 transportation choices. The community-based program must focus on all
 6 trips, not only commute trips, by providing education, assistance, and
 7 incentives to four target audiences: (a) Large work sites; (b)
 8 employees of businesses in downtown areas; (c) school children; and (d)
 9 residents of Bellingham.

10 (3) \$150,000 of the motor vehicle account--federal appropriation is
 11 provided solely for the costs to develop an electronic map-based
 12 computer application that will enable law enforcement officers and
 13 others to more easily locate collisions and other incidents in the
 14 field.

15 NEW SECTION. **Sec. 226. FOR THE DEPARTMENT OF TRANSPORTATION--**
 16 **CHARGES FROM OTHER AGENCIES**

17	Motor Vehicle Account--State Appropriation	\$63,710,000
18	Motor Vehicle Account--Federal Appropriation	\$400,000
19	Multimodal Transportation Account--State	
20	Appropriation	\$259,000
21	TOTAL APPROPRIATION	\$64,369,000

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

24 (1) \$33,229,000 of the motor vehicle fund--state appropriation is
 25 provided solely for the liabilities attributable to the department of
 26 transportation. The office of financial management must provide a
 27 detailed accounting of the revenues and expenditures of the self-
 28 insurance fund to the transportation committees of the legislature on
 29 December 31st and June 30th of each year.

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

32 (a) FOR PAYMENT OF OFFICE OF FINANCIAL MANAGEMENT
 33 DIVISION OF RISK MANAGEMENT FEES \$1,520,000

34 (b) FOR PAYMENT OF COSTS OF THE OFFICE OF THE STATE
 35 AUDITOR \$1,150,000

36 (c) FOR PAYMENT OF COSTS OF DEPARTMENT OF GENERAL
 37 ADMINISTRATION FACILITIES AND SERVICES AND CONSOLIDATED

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

7 (b) \$19,500,000 of the amount provided in this subsection is
8 provided solely for grants to transit agencies to transport persons
9 with special transportation needs. To receive a grant, the transit
10 agency must have a maintenance of effort for special needs
11 transportation that is no less than the previous year's maintenance of
12 effort for special needs transportation. Grants for transit agencies
13 shall be prorated based on the amount expended for demand response
14 service and route deviated service in calendar year 2005 as reported in
15 the "Summary of Public Transportation - 2005" published by the
16 department of transportation. No transit agency may receive more than
17 thirty percent of these distributions.

18 (2) Funds are provided for the rural mobility grant program as
19 follows:

20 (a) \$8,500,000 of the multimodal transportation account--state
21 appropriation is provided solely for grants for those transit systems
22 serving small cities and rural areas as identified in the "Summary of
23 Public Transportation - 2005" published by the department of
24 transportation. Noncompetitive grants must be distributed to the
25 transit systems serving small cities and rural areas in a manner
26 similar to past disparity equalization programs.

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

31 (3) \$6,000,000 of the multimodal transportation account--state
32 appropriation is provided solely for a vanpool grant program for: (a)
33 Public transit agencies to add vanpools; and (b) incentives for
34 employers to increase employee vanpool use. The grant program for
35 public transit agencies will cover capital costs only; no operating
36 costs for public transit agencies are eligible for funding under this
37 grant program. No additional employees may be hired from the funds
38 provided in this section for the vanpool grant program, and supplanting

1 of transit funds currently funding vanpools is not allowed. Additional
2 criteria for selecting grants must include leveraging funds other than
3 state funds.

4 (4) \$40,000,000 of the regional mobility grant program account--
5 state appropriation is provided solely for the regional mobility grant
6 projects identified on the LEAP Transportation Document 2007-D,
7 Regional Mobility Grant Program Projects as developed March 19, 2007.
8 The department shall review all projects receiving grant awards under
9 this program at least semiannually to determine whether the projects
10 are making satisfactory progress. Any project that has been awarded
11 funds, but does not report activity on the project within one year of
12 the grant award, shall be reviewed by the department to determine
13 whether the grant should be terminated. The department shall promptly
14 close out grants when projects have been completed, and identify where
15 unused grant funds remain because actual project costs were lower than
16 estimated in the grant award. When funds become available either
17 because grant awards have been rescinded for lack of sufficient project
18 activity or because completed projects returned excess grant funds upon
19 project closeout, the department shall expeditiously extend new grant
20 awards to qualified alternative projects identified on the list.

21 (5) \$2,000,000 of the multimodal transportation account--state
22 appropriation is provided solely for new tri-county connection service
23 for Island, Skagit, and Whatcom transit agencies. In the future, the
24 Island, Skagit, and Whatcom transit agencies shall apply to the
25 regional mobility grant program for funding.

26 (6) \$2,000,000 of the multimodal transportation account--state
27 appropriation is provided solely to King county as a state match to
28 obtain federal funding for a car sharing program for persons meeting
29 certain income or employment criteria. In the future, King county
30 shall apply to the regional mobility grant program for funding.

31 (7) \$6,000,000 of the multimodal transportation account--state
32 appropriation is provided solely for the commute trip reduction program
33 to allocate among the following: The growth and transportation
34 efficiency center program, vanpool expansion, and the trip reduction
35 performance program.

36 NEW SECTION. **Sec. 228. FOR THE DEPARTMENT OF TRANSPORTATION--**

1	MARINE	
2	Puget Sound Ferry Operations Account--State	
3	Appropriation	\$414,759,000
4	Multimodal Transportation Account--State	
5	Appropriation	\$1,830,000
6	TOTAL APPROPRIATION	\$416,589,000

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

9 (1) \$79,191,000 of the total appropriation is for ferry vessel
10 operating fuel in the 2007-2009 biennium.

11 (2) \$1,116,000 of the Puget Sound ferry operations account--state
12 appropriation is provided solely for ferry security operations
13 necessary to comply with the ferry security plan submitted by the
14 Washington state ferry system to the United States coast guard. The
15 department shall track security costs and expenditures. Ferry security
16 operations costs shall not be included as part of the operational costs
17 that are used to calculate farebox recovery.

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

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

27 (5) \$1,830,000 of the multimodal transportation account--state
28 appropriation is provided solely to provide passenger-only ferry
29 service. The ferry system shall continue passenger-only ferry service
30 from Vashon Island to Seattle through June 30, 2008. Ferry system
31 management shall continue to implement its agreement with the
32 inlandboatmen's union of the pacific and the international organization
33 of masters, mates and pilots providing for part-time passenger-only
34 work schedules.

35 (6) \$932,000 of the Puget Sound ferries operations account--state
36 appropriation is provided solely for compliance with department of
37 ecology rules regarding the transfer of oil on or near state waters.
38 Funding for compliance with on-board fueling rules is provided for the

1 2008 fiscal year. The department may request funding for the 2009
2 fiscal year if the request is submitted with an alternative compliance
3 plan filed with the department of ecology, as allowed by rule.

4 (7) \$378,000 of the Puget Sound ferry operations account--state
5 appropriation is provided solely to meet the United States coast guard
6 requirements for appropriate rest hours between shifts for vessel crews
7 on the Bainbridge to Seattle and Edmonds to Kingston ferry routes.

8 (8) \$1,044,000 of the Puget Sound ferries operations account--state
9 appropriation is provided solely for the implementation of Engrossed
10 Substitute House Bill No. 2358 (relating to state ferries), including,
11 but not limited to:

12 (a) Analysis of the level of service standards for state ferry
13 routes, including determining if boat wait is the appropriate measure;

14 (b) Development of a cost allocation methodology to conform to the
15 definitions and capital expenditure requirements in Engrossed
16 Substitute House Bill No. 2358;

17 (c) A survey to gather data on ferry users and help inform level of
18 service, operational, pricing, planning, and investment decisions;

19 (d) Development of operational and pricing strategies to ensure
20 existing assets are fully utilized and to guide future investment
21 decisions, including an evaluation of the one-way fare collection
22 policy;

23 (e) Update of the life cycle cost model on capital assets;

24 (f) Completion of the required predesign studies;

25 (g) Development of terminal design standards; and

26 (h) Updating the Washington state ferries long range strategic
27 plan, including reconciliation of the ridership demand forecasts.

28 If Engrossed Substitute House Bill No. 2358 is not enacted by June
29 30, 2007, this amount shall lapse.

30 NEW SECTION. **Sec. 229. FOR THE DEPARTMENT OF TRANSPORTATION--**
31 **RAIL--OPERATING**

32 Multimodal Transportation Account--State Appropriation . . \$37,030,000

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

35 (1) The department shall publish a final long-range plan for Amtrak
36 Cascades by September 30, 2007. By December 31, 2008, the department
37 shall submit to the office of financial management and the

1 transportation committees of the legislature a midrange plan for Amtrak
2 Cascades that identifies specific steps the department would propose to
3 achieve additional service beyond current levels.

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

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

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

14 (4) \$40,000 of the multimodal transportation account--state
15 appropriation is provided solely for the produce railcar program. The
16 department is encouraged to implement the produce railcar program by
17 maximizing private investment.

18 (5) Within the appropriation, the department shall add a position
19 within the freight office to provide expertise regarding the trucking
20 aspects of the state's freight system.

21 NEW SECTION. **Sec. 230. FOR THE DEPARTMENT OF TRANSPORTATION--**
22 **LOCAL PROGRAMS--OPERATING**

23	Motor Vehicle Account--State Appropriation	\$8,614,000
24	Motor Vehicle Account--Federal Appropriation	\$2,567,000
25	TOTAL APPROPRIATION	\$11,181,000

26 **TRANSPORTATION AGENCIES--CAPITAL**

27 NEW SECTION. **Sec. 301. FOR THE DEPARTMENT OF TRANSPORTATION--**
28 **FUND TRANSFERS**

29 The legislature finds that the delivery of the largest
30 transportation construction program in the state's history is
31 threatened by significant project cost increases, many of which are
32 beyond the state's control, such as extraordinary inflation. The cost
33 estimates for completing the 2003 and 2005 transportation funding
34 packages have surpassed the estimated funding resources dedicated to
35 complete these projects during the sixteen year plan. These

1 transportation funding packages improve and preserve the state's
2 transportation infrastructure and contain safety, mobility, and freight
3 projects which are critical to the state's continued economic growth
4 and competitiveness.

5 The legislature further finds that cost estimates for projects that
6 are in the early stages of design need substantial contingencies to
7 cover a range of potential costs. This cost range may be reduced by
8 further engineering work that identifies cost-effective alternative
9 approaches to deliver the results of the project.

10 The legislature further finds that management flexibility is needed
11 to take advantage of opportunities to achieve these results sooner and
12 at a lower cost and that a management reserve is a useful tool for
13 addressing minor project implementation issues as they arise.

14 The legislature intends that the department of transportation
15 deliver the promised results of the projects funded by the nickel and
16 transportation partnership acts as identified on the 2007 LEAP lists.
17 The legislature directs the department to manage project cost increases
18 by seeking cost-effective means of delivering project results,
19 including using value engineering, constructability reviews, and
20 reviewing design standards. In its subsequent biennial budget request,
21 the department shall clearly identify project results which can be
22 achieved more cost effectively, those which cannot, and additional
23 revenue needed to deliver the remainder of the construction program.

24 For the 2007-09 biennium, the department may add up to the greater
25 of \$500,000 or five percent of the project budget from the management
26 reserve to a project budget once during the 2007-09 biennium. The
27 department may only make withdrawals from the management reserve above
28 these thresholds with approval from the office of financial management.
29 The office of financial management may only approve such withdrawals to
30 keep a project moving and must assure that approval does not negatively
31 impact the overall project list for the 2007-09 biennium.

32 If the management reserve does not have sufficient resources to
33 accommodate project delivery, the department of transportation may
34 identify projects experiencing unavoidable implementation delays and
35 request that the office of financial management transfer funds from
36 that project to the management reserve. Any savings in nickel or
37 transportation partnership act funds from a project that is completed
38 under budget shall be deposited into the management reserve.

1 For budget accountability and transparency, the department must
2 report quarterly to the governor and the legislature its progress
3 compared to the legislative baseline funding and schedules by project
4 identification numbers used in the LEAP lists adopted in sections 306,
5 307, and 309 through 311 of this act. The report must also include the
6 amounts for each project taken from the management reserve.

7 NEW SECTION. **Sec. 302. FOR THE WASHINGTON STATE PATROL**
8 State Patrol Highway Account--State Appropriation \$1,550,000

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

- 11 (1) \$863,000 is provided solely for minor works projects.
- 12 (2) \$687,000 is provided solely for design and construction of
13 regional wastewater treatment systems for the Washington state patrol
14 Shelton academy.

15 NEW SECTION. **Sec. 303. FOR THE COUNTY ROAD ADMINISTRATION BOARD**
16 Rural Arterial Trust Account--State Appropriation \$64,000,000
17 Motor Vehicle Account--State Appropriation \$2,368,000
18 County Arterial Preservation Account--State
19 Appropriation \$33,342,000
20 TOTAL APPROPRIATION \$99,710,000

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

- 23 (1) \$2,020,000 of the motor vehicle account--state appropriation
24 may be used for county ferries. The board shall review the requests
25 for county ferry funding in consideration with other projects funded
26 from the board. If the board determines these projects are a priority
27 over the projects in the rural arterial and county arterial
28 preservation grant programs, then they may provide funding for these
29 requests.
- 30 (2) \$481,000 of the county arterial preservation account--state
31 appropriation is provided solely for continued development and
32 implementation of a maintenance management system to manage county
33 transportation assets.

34 NEW SECTION. **Sec. 304. FOR THE TRANSPORTATION IMPROVEMENT BOARD**
35 Small City Pavement and Sidewalk Account--State

1	Appropriation	\$4,500,000
2	Urban Arterial Trust Account--State Appropriation	\$129,600,000
3	Transportation Improvement Account--State	
4	Appropriation	\$90,643,000
5	State Capital Building Account--State Appropriation	\$1,750,000
6	TOTAL APPROPRIATION	\$226,493,000

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

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

12 (2) The urban arterial trust account--state appropriation includes
13 up to \$15,000,000 in proceeds from the sale of bonds authorized in RCW
14 47.26.420.

15 (3) \$1,750,000 in the state building construction account--state
16 appropriation is provided solely for the city of University Place for
17 the construction of a town square/plaza and the Drexler Drive
18 extension.

19 NEW SECTION. **Sec. 305. FOR THE DEPARTMENT OF TRANSPORTATION--**
20 **CAPITAL FACILITIES**

21	Motor Vehicle Account--State Appropriation	\$1,902,000
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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 NEW SECTION. **Sec. 306. FOR THE DEPARTMENT OF TRANSPORTATION--**
31 **IMPROVEMENTS**

32	Transportation Partnership Account--State	
33	Appropriation	\$1,186,925,000
34	Motor Vehicle Account--State Appropriation	\$76,354,000
35	Motor Vehicle Account--Federal Appropriation	\$403,644,000
36	Motor Vehicle Account--Private/Local	

1	Appropriation	\$44,436,000
2	Special Category C Account--State Appropriation	\$37,368,000
3	Tacoma Narrows Toll Bridge Account--State	
4	Appropriation	\$142,484,000
5	Transportation 2003 Account (Nickel Account)--State	
6	Appropriation	\$1,090,508,000
7	TOTAL APPROPRIATION	\$2,981,719,000

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

10 (1) The motor vehicle account--state appropriation includes up to
11 \$11,000,000 in proceeds from the sale of bonds authorized by RCW
12 47.10.843.

13 (2) The entire transportation 2003 account (nickel account)
14 appropriation and the entire transportation partnership account
15 appropriation are provided solely for the projects and activities as
16 listed by fund, project, and amount in the LEAP transportation document
17 2007-1, dated March 19, 2007. Transfers to specific line-item project
18 appropriations from the management reserve may occur subject to the
19 conditions and limitations in section 301 of this act.

20 (3) The department shall not commence construction on any part of
21 the SR 520 bridge replacement and HOV project until a record of
22 decision has been reached providing reasonable assurance that project
23 impacts will be avoided, minimized, or mitigated as much as practicable
24 to protect against further adverse impacts on neighborhood
25 environmental quality as a result of repairs and improvements made to
26 the SR 520 bridge and its connecting roadways, and that any such
27 impacts will be addressed through engineering design choices,
28 mitigation measures, or a combination of both. The requirements of
29 this section shall not apply to off-site pontoon construction
30 supporting the SR 520 bridge replacement and HOV project.

31 (4) The transportation partnership account--state appropriation
32 includes up to \$860,000,000 in proceeds from the sale of bonds
33 authorized in RCW 47.10.873.

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

37 (6) The transportation 2003 account (nickel account)--state

1 appropriation includes up to \$900,000,000 in proceeds from the sale of
2 bonds authorized by RCW 47.10.861.

3 (7) The special category C account--state appropriation includes up
4 to \$30,000,000 in proceeds from the sale of bonds authorized in House
5 Bill No. 2394. If House Bill No. 2394 is not enacted by June 30, 2007,
6 this amount shall lapse.

7 (8) The department should consider using mitigation banking on
8 appropriate projects whenever possible, without increasing the cost to
9 projects. The department should consider using the advanced
10 environmental mitigation revolving account (AEMRA) for corridor and
11 watershed based mitigation opportunities, in addition to project
12 specific mitigation.

13 (9) The department shall apply for surface transportation program
14 (STP) enhancement funds to be expended in lieu of or in addition to
15 state funds for eligible costs of projects in the improvement and
16 preservation programs, including, but not limited to, the SR 167, SR
17 395, SR 518, SR 519, SR 520, and Alaskan Way Viaduct projects.

18 (10) The department shall apply for federal transit administration
19 funds for eligible costs of the SR 520 bridge replacement and HOV
20 project.

21 (11) Within the amounts provided in this section, \$2,803,000 of the
22 transportation partnership account--state appropriation and \$9,187,000
23 of the transportation 2003 account (nickel account)--state
24 appropriation are for project 109040T as identified in the LEAP
25 transportation document in subsection (2) of this section: I-90/Two
26 Way Transit-Transit and HOV Improvements - Stage 1. Expenditure of the
27 funds on construction is contingent upon revising the access plan for
28 Mercer Island traffic such that Mercer Island traffic will have access
29 to the outer roadway high occupancy vehicle (HOV) lanes during the
30 period of operation of such lanes following the removal of Mercer
31 Island traffic from the center roadway and prior to conversion of the
32 outer roadway HOV lanes to high occupancy toll (HOT) lanes. Sound
33 transit may only have access to the center lanes when alternative R8A
34 is complete.

35 (12) The department shall, on a quarterly basis beginning July 1,
36 2007, provide to the office of financial management and the legislature
37 reports providing the status on each project in the project lists
38 submitted pursuant to this act. Other projects may be reported on a

1 programmatic basis. The department shall work with the office of
2 financial management and the transportation committees of the
3 legislature to agree on report formatting and elements. Elements shall
4 include, but not be limited to, project scope, schedule, and costs.
5 The department shall also provide the information required under this
6 subsection on a quarterly basis via the transportation executive
7 information systems (TEIS).

8 (13) The funding described in this section includes \$8,095,541 of
9 the transportation 2003 account (nickel account)--state appropriation
10 and \$237,241 of the motor vehicle account--private/local appropriation,
11 which are provided solely for the SR 519 project. The total project is
12 expected to cost no more than \$74,400,000 including an additional
13 \$8,400,000 in contributions from project partners.

14 (14) To promote and support community-specific noise reduction
15 solutions, the department shall:

16 (a) Prepare a draft directive that establishes how each community's
17 priorities and concerns may be identified and addressed in order to
18 allow consideration of a community's preferred methods of advanced
19 visual shielding and aesthetic screening, for the purpose of improving
20 the noise environment of major state roadway projects in locations that
21 do not meet the criteria for standard noise barriers. The intent is
22 for these provisions to be supportable by existing project budgets.
23 The directive shall also include direction on the coordination and
24 selection of visual and aesthetic options with local communities. The
25 draft directive shall be provided to the standing transportation
26 committees of the legislature by January 2008; and

27 (b) Pilot the draft directive established in (a) of this subsection
28 in two locations along major state roadways. If practicable, the
29 department should begin work on the pilot projects while the directive
30 is being developed. One pilot project shall be located in Clark county
31 on a significant capacity improvement project. The second pilot
32 project shall be located in urban King county, which shall be on a
33 corridor highway project through mixed land use areas that is nearing
34 or under construction. The department shall provide a written report
35 to the standing transportation committees of the legislature on the
36 findings of the Clark county pilot project by January 2009, and the
37 King county pilot project by January 2010. Based on results of the

1 pilot projects, the department shall update its design manual,
2 environmental procedures, or other appropriate documents to incorporate
3 the directive.

4 (15) Funding allocated for mitigation costs is provided solely for
5 the purpose of project impact mitigation, and shall not be used to
6 develop or otherwise participate in the environmental assessment
7 process.

8 (16) Of the amounts in this section provided for the SR
9 304/Bremerton transportation center access improvement tunnel project,
10 up to \$3,000,000 is provided for project cost increases.

11 (17) If the "Green Highway" provisions of House Bill No. 1303
12 (cleaner energy) are enacted, the department shall erect signs on the
13 interstate highways included in those provisions noting that these
14 interstates have been designated "Washington Green Highways."

15 (18) Funding provided by this act for the Alaskan Way Viaduct
16 project shall not be spent for preliminary engineering, design, right-
17 of-way acquisition, or construction on the project if completion of the
18 project would more likely than not reduce the capacity of the facility.
19 Capacity shall be measured by including the consideration of the
20 efficient movement of people and goods on the facility.

21 (19) If on the I-405/I-90 to SE 8th Street Widening project the
22 department finds that there is an alternative investment to preserve
23 reliable rail accessibility to major manufacturing sites within the
24 I-405 corridor that are less expensive than replacing the Wilburton
25 Tunnel, the department may enter into the necessary agreements to
26 implement that alternative provided that costs remain within the
27 approved project budget.

28 (20) The governor shall convene a collaborative process involving
29 key leaders to determine the final project design for the Alaskan Way
30 Viaduct.

31 (a) The process shall be guided by the following common principles:
32 Public safety must be maintained; the final project shall meet both
33 capacity and mobility needs; and taxpayer dollars must be spent
34 responsibly.

35 (b) The state's project expenditures shall not exceed
36 \$2,800,000,000.

37 (c) A final design decision will be made by December 31, 2008.

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

8 (22) Within the amounts provided in this section, \$11,039,945 of
 9 the transportation 2003 account (nickel)--state appropriation,
 10 \$11,798,042 of the transportation partnership account--state
 11 appropriation, and \$3,986,249 of the motor vehicle account--federal
 12 appropriation are provided for project 152219A as identified in the
 13 LEAP transportation document in subsection (2) of this section: SR
 14 522/University of Washington Bothell - Build Interchange. If
 15 Substitute House Bill No. 1092 (capital budget) is enacted without new
 16 appropriations for this project, increases in cost for this project
 17 shall be eligible for a transfer from the management reserve.

18 NEW SECTION. **Sec. 307. FOR THE DEPARTMENT OF TRANSPORTATION--**
 19 **PRESERVATION**

20 Transportation Partnership Account--State

21	Appropriation	\$221,075,000
22	Motor Vehicle Account--State Appropriation	\$71,591,000
23	Motor Vehicle Account--Federal Appropriation	\$425,159,000
24	Motor Vehicle Account--Private/Local Appropriation	\$15,285,000
25	Transportation 2003 Account (Nickel Account)--State	
26	Appropriation	\$5,791,000
27	Puyallup Tribal Settlement--State Appropriation	\$11,000,000
28	TOTAL APPROPRIATION	\$749,901,000

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

31 (1) The entire transportation 2003 account (nickel account)
 32 appropriation and the entire transportation partnership account
 33 appropriation are provided solely for the projects and activities as
 34 listed by fund, project, and amount in the LEAP transportation document
 35 2007-1, dated March 19, 2007. Transfers to specific line-item project
 36 appropriations from the management reserve may occur subject to the
 37 conditions and limitations in section 301 of this act.

1 (2) The motor vehicle account--state appropriation includes up to
2 \$3,000,000 in proceeds from the sale of bonds authorized by RCW
3 47.10.843.

4 (3) The department shall apply for surface transportation program
5 (STP) enhancement funds to be expended in lieu of or in addition to
6 state funds for eligible costs of projects in the improvement and
7 preservation programs, including, but not limited to, the SR 167, SR
8 395, SR 518, SR 519, SR 520, and Alaskan Way Viaduct projects.

9 (4) \$9,665 of the motor vehicle account--state appropriation,
10 \$12,652,812 of the motor vehicle account--federal appropriation, and
11 \$138,174,581 of the transportation partnership account--state
12 appropriation are provided solely for the Hood Canal bridge project.

13 (5) The department of transportation shall continue to implement
14 the lowest life cycle cost planning approach to pavement management
15 throughout the state to encourage the most effective and efficient use
16 of pavement preservation funds. Emphasis should be placed on
17 increasing the number of roads addressed on time and reducing the
18 number of roads past due.

19 (6) The department shall, on a quarterly basis beginning July 1,
20 2007, provide to the office of financial management and the legislature
21 reports providing the status on each project in the project lists
22 submitted pursuant to this act. Other projects may be reported on a
23 programmatic basis. The department shall work with the office of
24 financial management and the transportation committees of the
25 legislature to agree on report formatting and elements. Elements shall
26 include, but not be limited to, project scope, schedule, and costs.
27 The department shall also provide the information required under this
28 subsection on a quarterly basis via the transportation executive
29 information systems (TEIS).

30 (7) \$2,604,501 of the motor vehicle account--federal appropriation
31 and \$3,000,000 of the motor vehicle account--state appropriation are
32 for expenditures on damaged state roads due to flooding, mudslides,
33 rock fall, or other unforeseen events. Slide repair on SR 101, SR 4,
34 SR 107, and SR 105 must be funded from this amount if federal emergency
35 funds are not available.

36 NEW SECTION. **Sec. 308. FOR THE DEPARTMENT OF TRANSPORTATION--**

1 **TRAFFIC OPERATIONS--CAPITAL**

2	Motor Vehicle Account--State Appropriation	\$9,437,000
3	Motor Vehicle Account--Federal Appropriation	\$15,726,000
4	Motor Vehicle Account--Private/Local Appropriation	\$74,000
5	TOTAL APPROPRIATION	\$25,237,000

6 The appropriations in this section are subject to the following
7 conditions and limitations: The motor vehicle account--state
8 appropriation includes \$2,903,654 provided solely for state matching
9 funds for federally selected competitive grant or congressional earmark
10 projects other than the commercial vehicle information systems and
11 network. These moneys shall be placed into reserve status until such
12 time as federal funds are secured that require a state match.

13 NEW SECTION. **Sec. 309. FOR THE DEPARTMENT OF TRANSPORTATION--**
14 **WASHINGTON STATE FERRIES CONSTRUCTION**

15	Puget Sound Capital Construction Account--State	
16	Appropriation	\$128,744,000
17	Puget Sound Capital Construction Account--Federal	
18	Appropriation	\$51,742,000
19	Multimodal Transportation Account--State	
20	Appropriation	\$5,600,000
21	Transportation 2003 Account (Nickel Account)--State	
22	Appropriation	\$92,014,000
23	TOTAL APPROPRIATION	\$278,100,000

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 multimodal transportation account
28 appropriation are provided solely for the projects and activities as
29 listed by fund, project, and amount in the LEAP transportation document
30 2007-1, dated March 19, 2007. Transfers to specific line-item project
31 appropriations from the management reserve may occur subject to the
32 conditions and limitations in section 301 of this act. The department
33 may use funds from systemwide projects in the LEAP transportation
34 document 2007-1, dated March 19, 2007, for productive community
35 conversations regarding terminal improvement projects.

36 (2) The Puget Sound capital construction account--state

1 appropriation includes up to \$82,689,000 in proceeds from the sale of
2 bonds authorized by RCW 47.10.843.

3 (3) The multimodal transportation account--state appropriation
4 includes up to \$5,600,000 in proceeds from the sale of bonds authorized
5 by RCW 47.10.867.

6 (4) The department shall sell the M.V. Chinook and M.V. Snohomish
7 passenger-only fast ferries as soon as practicable and deposit the
8 proceeds of the sales into the passenger ferry account created in RCW
9 47.60.645.

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

19 NEW SECTION. **Sec. 310. FOR THE DEPARTMENT OF TRANSPORTATION--**
20 **RAIL--CAPITAL**

21	Essential Rail Assistance Account--State Appropriation . . .	\$500,000
22	Transportation Infrastructure Account--State	
23	Appropriation	\$2,500,000
24	Multimodal Transportation Account--State	
25	Appropriation	\$158,515,000
26	Multimodal Transportation Account--Federal	
27	Appropriation	\$27,050,000
28	Multimodal Transportation Account--Private/Local	
29	Appropriation	\$7,894,000
30	TOTAL APPROPRIATION	\$196,459,000

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

33 (1)(a) The entire essential rail assistance account appropriation
34 and the entire multimodal transportation account--state appropriation
35 are provided solely for the projects and activities as listed by fund,
36 project, and amount in the LEAP transportation document 2007-1, dated

1 March 19, 2007. Transfers to specific line-item project appropriations
2 from the management reserve may occur subject to the conditions and
3 limitations in section 301 of this act.

4 (b) The funding described in (a) of this subsection includes
5 \$2,500,000 of the transportation infrastructure account-state
6 appropriation, which is for low-interest loans or grants for rail
7 capital projects through the freight rail investment bank program. The
8 department shall submit criteria for the use of such funds to the
9 office of financial management and the transportation committees of the
10 legislature prior to issuing a call for projects.

11 (2) The multimodal transportation account--state appropriation
12 includes up to \$136,895,000 in proceeds from the sale of bonds
13 authorized by RCW 47.10.867.

14 (3) The department is directed to seek the use of unprogrammed
15 federal rail crossing funds to be expended in lieu of or in addition to
16 state funds for eligible costs of projects in the rail capital program,
17 including, but not limited to the "Tacoma - bypass of Pt. Defiance"
18 project.

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

23 (5)(a) The department shall develop and implement the
24 benefit/impact evaluation methodology recommended in the statewide rail
25 capacity and needs study finalized in December 2006.

26 (b) The department shall convene a work group to collaborate on the
27 development of the benefit/impact analysis method to be used in the
28 evaluation. The work group must include, at a minimum, the freight
29 mobility strategic investment board, the department of agriculture, and
30 representatives from the various users and modes of the state's rail
31 system.

32 (c) In addition to existing criteria established by the department
33 for evaluating rail projects, the department shall use the
34 benefit/impact analysis in subsection (5)(a) of this section when
35 submitting requests for state funding for rail projects. The
36 department shall develop a standardized format for submitting requests
37 for state funding for rail projects that includes an explanation of the
38 analysis undertaken, and the conclusions derived from the analysis.

1 (d) The Stampede Pass corridor rail project shall be evaluated
 2 using the benefit/impact analysis method developed under this section,
 3 as soon as the analysis method is completed, and the results reported
 4 to the office of financial management and to the house and senate
 5 transportation committees of the legislature.

6 (e) The department and the freight mobility strategic investment
 7 board shall collaborate to submit a report to the office of financial
 8 management and the transportation committees of the legislature by
 9 September 1, 2008, listing proposed freight highway and rail projects.
 10 The report must describe the analysis used for selecting such projects,
 11 as required by this act for the department and as required by chapter
 12 46.06A RCW for the board.

13 (6) Upon the expiration of the operating agreements contained in
 14 the memorandum of understanding between the office of financial
 15 management and Watco for the CW, P&L, and PV Hooper rail lines for the
 16 2007 harvest season, the state will transfer the operating rights to an
 17 intergovernmental entity or local rail district which will own the long
 18 term operating rights to the rail lines.

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

21	Transportation Infrastructure Account--State	
22	Appropriation	\$5,000,000
23	Highway Infrastructure Account--State Appropriation	\$207,000
24	Highway Infrastructure Account--Federal	
25	Appropriation	\$1,602,000
26	Freight Mobility Investment Account--State	
27	Appropriation	\$12,500,000
28	Transportation Partnership Account--State	
29	Appropriation	\$6,906,000
30	Motor Vehicle Account--State Appropriation	\$6,440,000
31	Motor Vehicle Account--Federal Appropriation	\$51,900,000
32	State Building Construction Account--State	
33	Appropriation	\$400,000
34	Freight Mobility Multimodal Account--State	
35	Appropriation	\$12,100,000
36	Multimodal Transportation Account--State	
37	Appropriation	\$27,167,000

1	Transportation 2003 Account (Nickel Account)--State	
2	Appropriation	\$2,706,000
3	Passenger Ferry Account--State Appropriation	\$8,500,000
4	TOTAL APPROPRIATION	\$135,428,000

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

7 (1) The entire freight mobility investment account appropriation,
8 \$2,906,000 of the transportation partnership account appropriation, the
9 entire freight mobility multimodal account appropriation, the entire
10 transportation 2003 account (nickel account) appropriation, and
11 \$15,495,000 of the multimodal transportation account--state
12 appropriation are provided solely for the projects and activities as
13 listed by fund, project, and amount in the LEAP transportation document
14 2007-1, dated March 19, 2007. Transfers to specific line-item project
15 appropriations from the management reserve may occur subject to the
16 conditions and limitations in section 301 of this act.

17 (2) The department shall seek the use of unprogrammed federal rail
18 crossing funds to be expended in lieu of or in addition to state funds
19 for eligible costs of projects in the rail program, including, but not
20 limited to the "Tacoma - bypass of Pt. Defiance" project.

21 (3) 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 the improvement and
24 preservation programs, including, but not limited to, the SR 167, SR
25 395, SR 518, SR 519, SR 520, and Alaskan Way Viaduct projects.

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

1 (5) \$8,500,000 of the passenger ferry account--state appropriation
2 is provided solely for near and long-term costs of capital improvements
3 in a business plan approved by the governor for passenger ferry
4 service.

5 (6) \$400,000 of the state building construction account--state
6 appropriation is provided solely for the Pasco SR 395 pedestrian and
7 bicycle overpass.

8 (7) \$11,672,000 of the multimodal transportation account--state
9 appropriation, \$8,711,000 of the motor vehicle account--federal
10 appropriation, and \$4,000,000 of the transportation partnership
11 account--state appropriation are provided solely for the pedestrian and
12 bicycle safety program projects and safe routes to schools program
13 projects identified on the LEAP Transportation Document 2007-B,
14 Pedestrian and Bicycle Safety Program Projects and Safe Routes to
15 Schools Program Projects as developed March 19, 2007. Projects must be
16 allocated funding based on order of priority. The department shall
17 review all projects receiving grant awards under this program at least
18 semiannually to determine whether the projects are making satisfactory
19 progress. Any project that has been awarded funds, but does not report
20 activity on the project within one year of the grant award, shall be
21 reviewed by the department to determine whether the grant should be
22 terminated. The department shall promptly close out grants when
23 projects have been completed, and identify where unused grant funds
24 remain because actual project costs were lower than estimated in the
25 grant award. When funds become available either because grant awards
26 have been rescinded for lack of sufficient project activity or because
27 completed projects returned excess grant funds upon project closeout,
28 the department shall expeditiously extend new grant awards to qualified
29 alternative projects identified on the list.

30 **TRANSFERS AND DISTRIBUTIONS**

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

35 Highway Bond Retirement Account Appropriation \$549,418,000
36 Ferry Bond Retirement Account Appropriation \$38,059,000

1	Transportation Improvement Board Bond Retirement	
2	Account--State Appropriation	\$27,650,000
3	Nondebt-Limit Reimbursable Account Appropriation	\$15,645,000
4	Transportation Partnership Account--State	
5	Appropriation	\$8,354,000
6	Motor Vehicle Account--State Appropriation	\$1,065,000
7	Transportation Improvement Account--State Appropriation . . .	\$211,000
8	Multimodal Transportation Account--State	
9	Appropriation	\$1,354,000
10	Transportation 2003 Account (Nickel Account)	
11	Appropriation	\$7,645,000
12	Special Category C Account Appropriation	\$285,000
13	Urban Arterial Trust Account--State Appropriation	\$113,000
14	TOTAL APPROPRIATION	\$649,799,000

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

18	Transportation Partnership Account--State Appropriation . . .	\$440,000
19	Motor Vehicle Account--State Appropriation	\$100,000
20	Transportation Improvement Account--State Appropriation . . .	\$11,000
21	Multimodal Transportation Account--State Appropriation . . .	\$130,000
22	Transportation 2003 Account (Nickel Account)--State	
23	Appropriation	\$600,000
24	Special Category C Account--State Appropriation	\$30,000
25	Urban Arterial Trust Account--State Appropriation	\$37,000
26	TOTAL APPROPRIATION	\$1,348,000

27 **NEW SECTION. Sec. 403. FOR THE STATE TREASURER--BOND RETIREMENT**
28 **AND INTEREST, AND ONGOING BOND REGISTRATION AND TRANSFER CHARGES: FOR**
29 **MVFT BONDS AND TRANSFERS**

30 (1) Motor Vehicle Account--State Reappropriation:
31 For transfer to the Tacoma Narrows toll bridge
32 account \$131,016,000

33 The department of transportation is authorized to sell up to
34 \$131,016,000 in bonds authorized by RCW 47.10.843 for the Tacoma
35 Narrows bridge project. Proceeds from the sale of the bonds shall be

1 deposited into the motor vehicle account. The department of
2 transportation shall inform the treasurer of the amount to be
3 deposited.

4 (2) Motor Vehicle Account--State Appropriation:
5 For transfer to the Puget Sound capital construction
6 account \$82,689,000

7 The department of transportation is authorized to sell up to
8 \$82,689,000 in bonds authorized by RCW 47.10.843.

9 NEW SECTION. **Sec. 404. FOR THE STATE TREASURER--STATE REVENUES**
10 **FOR DISTRIBUTION**

11 Motor Vehicle Account Appropriation for
12 motor vehicle fuel tax distributions to cities
13 and counties \$526,543,000

14 NEW SECTION. **Sec. 405. FOR THE STATE TREASURER--ADMINISTRATIVE**
15 **TRANSFERS**

16 (1) Recreational Vehicle Account--State
17 Appropriation: For transfer to the Motor Vehicle
18 Account--State \$2,954,000

19 (2) Highway Safety Account--State Appropriation:
20 For transfer to the State Patrol Highway Account--
21 State \$12,000,000

22 (3) License Plate Technology Account--State
23 Appropriation: For the Highway Safety Account--
24 State \$4,500,000

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

28 (5) Multimodal Transportation Account--State
29 Appropriation: For transfer to the Transportation
30 Partnership Account--State \$21,000,000

31 (6) Motor Vehicle Account--State Appropriation:
32 For transfer to the Puget Sound Capital Construction
33 Account--State \$25,000,000

34 (7) Motor Vehicle Account--State Appropriation:
35 For transfer to the State Patrol Highway Account--
36 State \$23,500,000

1 (8) Multimodal Transportation Account--State
 2 Appropriation: For transfer to the Puget Sound
 3 Ferry Operations Account--State \$44,100,000
 4 (9) Advanced Right-of-Way Revolving Account--State
 5 Appropriation: For transfer to the Motor Vehicle
 6 Account--State \$30,000,000
 7 (10) Licensing Service Account--State Appropriation:
 8 For transfer to the State Patrol Highway Account--State . . \$2,500,000
 9 (11) Motor Vehicle Account--State Appropriation:
 10 For transfer to the Transportation Partnership
 11 Account--State \$5,000,000

12 NEW SECTION. **Sec. 406. STATUTORY APPROPRIATIONS.** In addition to
 13 the amounts appropriated in this act for revenue for distribution,
 14 state contributions to the law enforcement officers' and firefighters'
 15 retirement system, and bond retirement and interest including ongoing
 16 bond registration and transfer charges, transfers, interest on
 17 registered warrants, and certificates of indebtedness, there is also
 18 appropriated such further amounts as may be required or available for
 19 these purposes under any statutory formula or under any proper bond
 20 covenant made under law.

21 NEW SECTION. **Sec. 407.** The department of transportation is
 22 authorized to undertake federal advance construction projects under the
 23 provisions of 23 U.S.C. Sec. 115 in order to maintain progress in
 24 meeting approved highway construction and preservation objectives. The
 25 legislature recognizes that the use of state funds may be required to
 26 temporarily fund expenditures of the federal appropriations for the
 27 highway construction and preservation programs for federal advance
 28 construction projects prior to conversion to federal funding.

29 **COMPENSATION**

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

33 (1)(a) The monthly employer funding rate for insurance benefit
 34 premiums, public employees' benefits board administration, and the

1 uniform medical plan, shall not exceed \$707 per eligible employee for
2 fiscal year 2008. For fiscal year 2009 the monthly employer funding
3 rate shall not exceed \$732 per eligible employee.

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

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

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

24 NEW SECTION. **Sec. 502. COMPENSATION--REPRESENTED EMPLOYEES**
25 **OUTSIDE SUPER COALITION--INSURANCE BENEFITS.** The appropriations for
26 state agencies, are subject to the following conditions and
27 limitations:

28 (1)(a) The monthly employer funding rate for insurance benefit
29 premiums, public employees' benefits board administration, and the
30 uniform medical plan, for represented employees outside the super
31 coalition under chapter 41.80 RCW, shall not exceed \$707 per eligible
32 employee for fiscal year 2008. For fiscal year 2009 the monthly
33 employer funding rate shall not exceed \$732 per eligible employee.

34 (b) In order to achieve the level of funding provided for health
35 benefits, the public employees' benefits board shall require any or all
36 of the following: Employee premium copayments, increases in

1 point-of-service cost sharing, the implementation of managed
2 competition, or make other changes to benefits consistent with RCW
3 41.05.065.

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

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

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

28 NEW SECTION. **Sec. 504. COMPENSATION--PENSION CONTRIBUTIONS.** The
29 appropriations for state agencies, including institutions of higher
30 education are subject to the following conditions and limitations:
31 Appropriations are provided to fund employer contributions to state
32 pension funds at the rates adopted by the pension funding council.

33 NEW SECTION. **Sec. 505. COMPENSATION--REVISE PENSION GAIN**
34 **SHARING.** The appropriations for (schools) state agencies, including
35 institutions of higher education are subject to the following

1 conditions and limitations: Appropriations are adjusted to reflect
2 changes to pension gain sharing as provided in House Bill No. 1711
3 (gainsharing).

4 NEW SECTION. **Sec. 506. NONREPRESENTED EMPLOYEE COMPENSATION.**

5 The appropriations for nonrepresented employee compensation adjustments
6 are provided solely for:

7 (1) Across the Board Adjustments.

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

16 The appropriations are also sufficient to fund a 3.2% salary
17 increase effective September 1, 2007, and for executive, legislative,
18 and judicial branch employees exempt from merit system rules whose
19 maximum salaries are not set by the commission on salaries for elected
20 officials.

21 (b) Appropriations are provided for a 2.0% salary increase
22 effective September 1, 2008, for all classified employees, except those
23 represented by a collective bargaining unit under chapter 41.80 RCW,
24 and except for the certificated employees of the state schools of the
25 deaf and blind and employees of community and technical colleges
26 covered by the provisions of Initiative Measure No. 732. Also included
27 are employees in the Washington management service, and exempt
28 employees under the jurisdiction of the director of personnel. The
29 appropriations are also sufficient to fund a 2.0% salary increase
30 effective September 1, 2008, for executive, legislative, and judicial
31 branch employees exempt from merit system rules whose maximum salaries
32 are not set by the commission on salaries for elected officials.

33 (2) Salary Survey.

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

1 (3) Classification Consolidation.

2 For state employees, except those represented by a bargaining unit
3 under chapters 41.80, 41.56, and 47.64 RCW, funding is provided for
4 implementation of the department of personnel's phase 4 job class
5 consolidation and revisions under the personnel system reform act of
6 2002.

7 (4) Agency Request Consolidation.

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

12 (5) Additional Pay Step.

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

16 (6) Retain Fiscal Year 2007 Pay Increase.

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

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

31 Provisions of the collective bargaining agreements contained in
32 sections 508 through 518 of this act are described in general terms.
33 Only major economic terms are included in the descriptions. These
34 descriptions do not contain the complete contents of the agreements.
35 The collective bargaining agreements contained in sections 506 through
36 516 may also be funded by expenditures from nonappropriated accounts.

1 If positions are funded with lidded grants or dedicated fund sources
2 with insufficient revenue, additional funding from other sources is not
3 provided.

4 NEW SECTION. **Sec. 508. COLLECTIVE BARGAINING AGREEMENT--IBU.**
5 Appropriations in this act contain funding for the collective
6 bargaining agreement reached between the governor and the
7 inlandboatmen's union of the pacific under chapter 47.64 RCW. For
8 employees covered under this agreement, provisions include a 1.6%
9 salary increase effective July 1, 2007, which continues the increase
10 that went into effect July 1, 2006, and is set to terminate June 30,
11 2007. Also included is a 3.2% salary increase effective July 1, 2007,
12 a 2% salary increase effective July 1, 2008, and increases ranging from
13 1.5% to 4% to address specific classifications which are below market
14 rates as established by the marine employees commission 2006 salary
15 survey.

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

27 NEW SECTION. **Sec. 510. COLLECTIVE BARGAINING AGREEMENT--**
28 **MEBA-UNLICENSED.** Appropriations in this act reflect the collective
29 bargaining agreement reached between the governor and the marine
30 engineers' beneficial association under chapter 47.64 RCW. For
31 employees covered under this agreement, provisions include a 1.6%
32 salary increase effective July 1, 2007, which continues the increase
33 that went into effect July 1, 2006, and is set to terminate June 30,
34 2007. Also included is a 3.2% salary increase effective July 1, 2007,
35 and a 2% salary increase effective July 1, 2008.

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

2 Appropriations in this act reflect the collective bargaining agreement
3 reached between the governor and the international organization of
4 master, mates & pilots, local 6, under chapter 47.64 RCW. For
5 employees covered under this agreement, provisions include a 1.6%
6 salary increase effective July 1, 2007, which continues the increase
7 that went into effect July 1, 2006, and is set to terminate June 30,
8 2007. Also included is a 3.2% salary increase effective July 1, 2007,
9 a 2% salary increase effective July 1, 2008, and increases ranging from
10 2.5% to 7.5% to address specific classifications which are below market
11 rates as established by the marine employees commission 2006 salary
12 survey.

13 NEW SECTION. **Sec. 512. COLLECTIVE BARGAINING AGREEMENT--**
14 **MM&P-WATCH SUPERVISORS.**

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

25 NEW SECTION. **Sec. 513. COLLECTIVE BARGAINING AGREEMENT--METAL**
26 **TRADES COUNCIL.**

27 Appropriations in this act reflect the collective
28 bargaining agreement reached between the governor and the Puget Sound
29 metal trades council under chapter 47.64 RCW. For employees covered
30 under this agreement, provisions include a 1.6% salary increase
31 effective July 1, 2007, which continues the increase that went into
32 effect July 1, 2006, and is set to terminate June 30, 2007. Also
33 included is a 3.2% salary increase effective July 1, 2007, a 2% salary
34 increase effective July 1, 2008, and a \$0.95/hour salary adjustment to
35 all classifications which are below market rates as established by the
marine employees commission 2006 salary survey.

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

2 Appropriations in this act reflect the collective bargaining agreement
3 reached between the governor and the ferry agents, supervisors, &
4 project administrators association under chapter 47.64 RCW. For
5 employees covered under this agreement, provisions include a 1.6%
6 salary increase effective July 1, 2007, which continues the increase
7 that went into effect July 1, 2006, and is set to terminate June 30,
8 2007. Also included is a 3.2% salary increase effective July 1, 2007,
9 a 2% salary increase effective July 1, 2008, and a 10% increase to
10 address specific classifications which are below market rates as
11 established by the marine employees commission 2006 salary survey.

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

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

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

24 Appropriations in this act reflect the collective bargaining agreement
25 reached between the governor and the service employees international
26 union, local 6, under chapter 47.64 RCW. For employees covered under
27 this agreement, provisions include a 1.6% salary increase effective
28 July 1, 2007, which continues the increase that went into effect July
29 1, 2006, and is set to terminate June 30, 2007. Also included is a
30 3.2% salary increase effective July 1, 2007, a 2% salary increase
31 effective July 1, 2008, and a 5% increase to address specific
32 classifications which are below market rates as established by the
33 marine employees commission 2006 salary survey.

34 NEW SECTION. **Sec. 517. COLLECTIVE BARGAINING AGREEMENT--WSP**
35 **TROOPERS ASSOCIATION.** Appropriations in this act reflect funding for

1 the collective bargaining agreement reached between the governor and
2 the Washington state patrol trooper's association under the provisions
3 of chapter 41.56 RCW. For employees covered under this agreement,
4 provisions include a 4.0% salary increase effective July 1, 2007, and
5 a 4.0% salary increase effective July 1, 2008. Also effective July 1,
6 2007, positions located in King (10%), Snohomish (5%), or Pierce (3%)
7 counties will receive geographic pay.

8 NEW SECTION. **Sec. 518. COLLECTIVE BARGAINING AGREEMENT--WSP**
9 **LIEUTENANTS ASSOCIATION.** Appropriations in this act reflect funding
10 for the collective bargaining agreement reached between the governor
11 and the Washington state patrol lieutenant's association under the
12 provisions of chapter 41.56 RCW. For employees covered under this
13 agreement, provisions include a 4.0% salary increase effective July 1,
14 2007, and a 4.0% salary increase effective July 1, 2008. Also
15 effective July 1, 2007, positions located in King (10%), Snohomish
16 (5%), or Pierce (3%) counties will receive geographic pay.

17 NEW SECTION. **Sec. 519. COLLECTIVE BARGAINING AGREEMENT--IFPTE.**
18 Appropriations in this act reflect the collective bargaining agreement
19 reached between the governor and the international federation of
20 professional and technical engineers under the provisions of chapter
21 41.80 RCW. For employees covered under this agreement, provisions
22 include a 1.6% salary increase effective July 1, 2007, which continues
23 the increase that went into effect July 1, 2006, and is set to
24 terminate June 30, 2007. Also included is a 3.2% salary increase
25 effective July 1, 2007, and a 2% salary increase effective July 1,
26 2008. Select classifications will receive wage increases due to the
27 implementation of the department of personnel's 2006 salary survey for
28 classes more than 25% below market rates. These increases will be
29 effective July 1, 2007. All employees covered under the agreement that
30 have been at the top step of their range for a year or longer will
31 progress to a new step L effective July 1, 2007.

32 **MISCELLANEOUS 2007-09 BIENNIUM**

33 NEW SECTION. **Sec. 601.** Executive Order number 05-05,
34 archaeological and cultural resources, was issued effective November

1 10, 2005. Agencies and higher education institutions that issue grants
2 or loans for capital projects shall comply with the requirements set
3 forth in this executive order.

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

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

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

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

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

34 (4) The agency shall produce a feasibility study for information
35 technology projects at the direction of the information services board
36 and in accordance with published department of information services
37 policies and guidelines. At a minimum, such studies shall include a

1 statement of: (a) The purpose or impetus for change; (b) the business
2 value to the agency, including an examination and evaluation of
3 benefits, advantages, and cost; (c) a comprehensive risk assessment
4 based on the proposed project's impact on both citizens and state
5 operations, its visibility, and the consequences of doing nothing; (d)
6 the impact on agency and statewide information infrastructure; and (e)
7 the impact of the proposed enhancements to an agency's information
8 technology capabilities on meeting service delivery demands.

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

21 (6) The agency shall produce quality assurance plans for
22 information technology projects. Consistent with the direction of the
23 information services board and the published policies and guidelines of
24 the department of information services, the quality assurance plan
25 shall address all factors critical to successful completion of the
26 project and successful integration with the agency and state
27 information technology infrastructure. At a minimum, quality assurance
28 plans shall provide time and budget benchmarks against which project
29 progress can be measured, a specification of quality assurance
30 responsibilities, and a statement of reporting requirements. The
31 quality assurance plans shall set out the functionality requirements
32 for each phase of a project.

33 (7) A copy of each feasibility study, project management plan, and
34 quality assurance plan shall be provided to the department of
35 information services, the office of financial management, and
36 legislative fiscal committees. The plans and studies shall demonstrate
37 a sound business case that justifies the investment of taxpayer funds
38 on any new project, an assessment of the impact of the proposed system

1 on the existing information technology infrastructure, the disciplined
2 use of preventative measures to mitigate risk, and the leveraging of
3 private-sector expertise as needed. Authority to expend any funds for
4 individual information systems projects is conditioned on the approval
5 of the relevant feasibility study, project management plan, and quality
6 assurance plan by the department of information services and the office
7 of financial management.

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

12 NEW SECTION. Sec. 603. MEGA-PROJECTS. (1) Mega-projects are
13 defined as individual or groups of related projects that cost
14 \$1,000,000,000 or more. These projects include, but are not limited
15 to: Alaskan Way Viaduct, SR 520, SR 167, SR 395, I-405, North Spokane
16 corridor, I-5 Tacoma HOV, and the Columbia River Crossing.

17 (2) The office of financial management shall track mega-projects
18 and report the financial status and schedule of these projects at least
19 once a year to the transportation committees of the legislature.

20 (3) The design of mega-projects must be evaluated considering cost,
21 capacity, safety, mobility needs, and how well the design of the
22 facility fits within its urban environment.

23 **Sec. 604.** RCW 46.68.170 and 1996 c 237 s 2 are each amended to
24 read as follows:

25 There is hereby created in the motor vehicle fund the RV account.
26 All moneys hereafter deposited in said account shall be used by the
27 department of transportation for the construction, maintenance, and
28 operation of recreational vehicle sanitary disposal systems at safety
29 rest areas in accordance with the department's highway system plan as
30 prescribed in chapter 47.06 RCW. During the 2005-2007 and 2007-2009
31 fiscal biennium, the legislature may transfer from the RV account to
32 the motor vehicle fund such amounts as reflect the excess fund balance
33 of the RV account.

34 **Sec. 605.** RCW 47.29.170 and 2006 c 370 s 604 are each amended to
35 read as follows:

1 Before accepting any unsolicited project proposals, the commission
2 must adopt rules to facilitate the acceptance, review, evaluation, and
3 selection of unsolicited project proposals. These rules must include
4 the following:

5 (1) Provisions that specify unsolicited proposals must meet
6 predetermined criteria;

7 (2) Provisions governing procedures for the cessation of
8 negotiations and consideration;

9 (3) Provisions outlining that unsolicited proposals are subject to
10 a two-step process that begins with concept proposals and would only
11 advance to the second step, which are fully detailed proposals, if the
12 commission so directed;

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

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

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

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

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

29 The commission may adopt other rules as necessary to avoid
30 conflicts with existing laws, statutes, or contractual obligations of
31 the state.

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

34 NEW SECTION. Sec. 606. To the extent that any appropriation
35 authorizes expenditures of state funds from the motor vehicle account,
36 special category C account, Tacoma Narrows toll bridge account,
37 transportation 2003 account (nickel account), transportation

1 partnership account, transportation improvement account, Puget Sound
2 capital construction account, multimodal transportation account, or
3 other transportation capital project account in the state treasury for
4 a state transportation program that is specified to be funded with
5 proceeds from the sale of bonds authorized in chapter 47.10 RCW, the
6 legislature declares that any such expenditures made prior to the issue
7 date of the applicable transportation bonds for that state
8 transportation program are intended to be reimbursed from proceeds of
9 those transportation bonds in a maximum amount equal to the amount of
10 such appropriation.

11 NEW SECTION. **Sec. 607.** The department of transportation, in
12 conjunction with the office of financial management, must implement the
13 governmental accounting standards board's (GASB) statement number 34
14 including a complete inventory and valuation of the state's highway
15 system. The financial reporting value of the state's highway system
16 must be adjusted for any new additions to the system. The biennial
17 reporting of the condition of the system must be related to the funding
18 levels of maintaining the system. The department must maintain a
19 current inventory of the state's highway system and estimate the actual
20 cost to maintain and preserve the assets. In addition to the GASB
21 statement 34, the department of transportation with the office of
22 financial management's assistance must establish an asset replacement
23 value for the entire state's highway system. During 2007, the speaker
24 of the house of representatives and the president of the senate must
25 select one member from each caucus to work with the office of financial
26 management and the department of transportation. The purpose of this
27 effort is to enhance decision making that will result in strategic
28 long-term investment decisions in transportation capital project
29 management and asset preservation. The office of financial management
30 will coordinate and manage the inventory and the valuation. The office
31 of financial management must submit a final report to the legislative
32 transportation committees on or before December 1, 2008.

33 NEW SECTION. **Sec. 608.** It is the intent of the legislature to
34 establish policy goals for the planning, operation, performance of, and
35 investment in, the state's transportation system. The policy goals
36 established under this section are deemed consistent with the benchmark

1 categories adopted by the state's blue ribbon commission on
2 transportation on November 30, 2000. Public investments in
3 transportation should support achievement of these policy goals:

4 (a) Preservation: To maintain, preserve, and extend the life and
5 utility of prior investments in transportation systems and services;

6 (b) Safety: To provide for and improve the safety and security of
7 transportation customers and the transportation system;

8 (c) Mobility: To improve the predictable movement of goods and
9 people throughout Washington state;

10 (d) Environment: To enhance Washington's quality of life through
11 transportation investments that promote energy conservation, enhance
12 healthy communities, and protect the environment; and

13 (e) Stewardship: To continuously improve the quality,
14 effectiveness, and efficiency of the transportation system.

15 NEW SECTION. **Sec. 609.** RCW 47.01.390 (Alaskan Way viaduct,
16 Seattle Seawall, and state route No. 520 improvements--Requirements--
17 Exceptions) and 2006 c 311 s 27 are each repealed.

18 **Sec. 610.** RCW 88.16.090 and 2005 c 26 s 2 are each amended to read
19 as follows:

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

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

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

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

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

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

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

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

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

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

14 (c) A person applying for a license under this section shall not
15 have been convicted of an offense involving drugs or the personal
16 consumption of alcohol in the twelve months prior to the date of
17 application. This restriction does not apply to license renewals under
18 this section.

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

21 (4) Pilot applicants shall be evaluated and ranked in a manner
22 specified by the board based on their experience, other qualifications
23 as may be set by the board, performance on a written examination or
24 examinations established by the board, and performance in such other
25 evaluation exercises as may be required by the board, for entry into a
26 board-specified training program.

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

33 After the completion of the training program the board shall
34 evaluate the trainee's performance and knowledge. The board, as it
35 deems appropriate, may then issue a pilot license, delay the issuance
36 of the pilot license, deny the issuance of the pilot license, or
37 require further training and evaluation.

1 (5) The board may appoint a special independent committee or may
2 contract with a firm knowledgeable and experienced in the development
3 of professional tests and evaluations for development and grading of
4 the examinations and other evaluation methods. Active licensed state
5 pilots may be consulted for the general development of any examinations
6 and evaluation exercises but shall have no knowledge of the specific
7 questions. The pilot members of the board may participate in the
8 grading of examinations. If the board does appoint a special
9 examination or evaluation development committee it is authorized to pay
10 the members of the committee the same compensation and travel expenses
11 as received by members of the board. Any person who willfully gives
12 advance knowledge of information contained on a pilot examination or
13 other evaluation exercise is guilty of a gross misdemeanor.

14 (6) Pilots are licensed under this section for a term of five years
15 from and after the date of the issuance of their respective state
16 licenses. Licenses must thereafter be renewed as a matter of course,
17 unless the board withholds the license for good cause. Each pilot
18 shall pay to the state treasurer an annual license fee (~~of three~~
19 ~~thousand dollars~~) in an amount set by the board by rule. The fees
20 established under this subsection (6) may be increased in excess of the
21 fiscal growth factor as provided in RCW 43.135.055 for the fiscal year
22 ending 2009. The fees must be deposited in the state treasury to the
23 credit of the pilotage account. The board may assess partially active
24 or inactive pilots a reduced fee.

25 (7) All pilots and applicants are subject to an annual physical
26 examination by a physician chosen by the board. The physician shall
27 examine the applicant's heart, blood pressure, circulatory system,
28 lungs and respiratory system, eyesight, hearing, and such other items
29 as may be prescribed by the board. After consultation with a physician
30 and the United States coast guard, the board shall establish minimum
31 health standards to ensure that pilots licensed by the state are able
32 to perform their duties. Within ninety days of the date of each annual
33 physical examination, and after review of the physician's report, the
34 board shall make a determination of whether the pilot or applicant is
35 fully able to carry out the duties of a pilot under this chapter. The
36 board may in its discretion check with the appropriate authority for
37 any convictions of offenses involving drugs or the personal consumption
38 of alcohol in the prior twelve months.

1 (8) The board may require vessel simulator training for a pilot
2 applicant and shall require vessel simulator training for a licensed
3 pilot subject to RCW 88.16.105. The board shall also require vessel
4 simulator training in the first year of active duty for a new pilot and
5 at least once every five years for all active pilots.

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

11 **Sec. 611.** RCW 46.16.685 and 2003 c 370 s 4 are each amended to
12 read as follows:

13 The license plate technology account is created in the state
14 treasury. All receipts collected under RCW 46.01.140(4)(e)(ii) must be
15 deposited into this account. Expenditures from this account must
16 support current and future license plate technology and systems
17 integration upgrades for both the department and correctional
18 industries. Moneys in the account may be spent only after
19 appropriation. Additionally, the moneys in this account may be used to
20 reimburse the motor vehicle account for any appropriation made to
21 implement the digital license plate system. During the 2007-09 fiscal
22 biennium, the legislature may transfer from the license plate
23 technology account to the highway safety fund such amounts as reflect
24 the excess account balance of the license plate technology account.

25 **Sec. 612.** RCW 46.68.060 and 1969 c 99 s 11 are each amended to
26 read as follows:

27 There is hereby created in the state treasury a fund to be known as
28 the highway safety fund to the credit of which shall be deposited all
29 moneys directed by law to be deposited therein. This fund shall be
30 used for carrying out the provisions of law relating to driver
31 licensing, driver improvement, financial responsibility, cost of
32 furnishing abstracts of driving records and maintaining such case
33 records, and to carry out the purposes set forth in RCW 43.59.010.
34 During the 2007-09 fiscal biennium, the legislature may transfer from
35 the highway safety fund to the state patrol highway account amounts as
36 reflect the excess fund balance of the highway safety fund.

1 **Sec. 613.** RCW 46.68.220 and 1992 c 216 s 5 are each amended to
2 read as follows:

3 The department of licensing services account is created in the
4 motor vehicle fund. All receipts from service fees received under RCW
5 46.01.140(4)(b) shall be deposited into the account. Moneys in the
6 account may be spent only after appropriation. Expenditures from the
7 account may be used only for information and service delivery systems
8 for the department, and for reimbursement of county licensing
9 activities. During the 2007-09 fiscal biennium, the legislature may
10 transfer from the department of licensing services account to the state
11 patrol highway account amounts as reflect the excess account balance of
12 the department of licensing services account.

13 **Sec. 614.** RCW 47.12.244 and 1991 c 291 s 2 are each amended to
14 read as follows:

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

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

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

25 (3) Any federal moneys available for acquisition of right of way
26 for future construction under the provisions of section 108 of Title
27 23, United States Code.

28 (4) During the 2007-09 fiscal biennium, the legislature may
29 transfer from the advance right of way revolving fund to the motor
30 vehicle account amounts as reflect the excess fund balance of the
31 advance right of way revolving fund.

32 **Sec. 615.** RCW 47.66.090 and 2005 c 312 s 4 are each amended to
33 read as follows:

34 The high-occupancy toll lanes operations account is created in the
35 state treasury. The department shall deposit all revenues received by
36 the department as toll charges collected from high-occupancy toll lane

1 users. Moneys in this account may be spent only if appropriated by the
2 legislature. Moneys in this account may be used for, but be not
3 limited to, debt service, planning, administration, construction,
4 maintenance, operation, repair, rebuilding, enforcement, and expansion
5 of high-occupancy toll lanes and to increase transit, vanpool and
6 carpool, and trip reduction services in the corridor. A reasonable
7 proportion of the moneys in this account must be dedicated to increase
8 transit, vanpool, carpool, and trip reduction services in the corridor.
9 A reasonable proportion of the moneys in this account must be dedicated
10 to increase transit, vanpool, carpool, and trip reduction services in
11 the corridor. During the 2007-09 fiscal biennium, any funds
12 transferred from the motor vehicle account shall be spent in a manner
13 consistent with Article II, section 40 of the state Constitution.

14 **Sec. 616.** RCW 47.06A.030 and 1999 c 216 s 2 are each amended to
15 read as follows:

16 (1) The freight mobility strategic investment board is created.
17 The board shall convene by July 1, 1998.

18 (2) The board is composed of twelve members. The following members
19 are appointed by the governor for terms of four years, except that five
20 members initially are appointed for terms of two years: (a) Two
21 members, one of whom is from a city located within or along a strategic
22 freight corridor, appointed from a list of at least four persons
23 nominated by the association of Washington cities or its successor; (b)
24 two members, one of whom is from a county having a strategic freight
25 corridor within its boundaries, appointed from a list of at least four
26 persons nominated by the Washington state association of counties or
27 its successor; (c) two members, one of whom is from a port district
28 located within or along a strategic freight corridor, appointed from a
29 list of at least four persons nominated by the Washington public ports
30 association or its successor; (d) one member representing the office of
31 financial management; (e) one member appointed as a representative of
32 the trucking industry; (f) one member appointed as a representative of
33 the railroads; (g) the secretary of the department of transportation;
34 (h) one member representing the steamship industry; and (i) one member
35 of the general public. For the 2007-09 biennium, the board shall also
36 include a representative of organized labor. In appointing the general
37 public member, the governor shall endeavor to appoint a member with

1 special expertise in relevant fields such as public finance, freight
2 transportation, or public works construction. The governor shall
3 appoint the general public member as chair of the board. In making
4 appointments to the board, the governor shall ensure that each
5 geographic region of the state is represented.

6 (3) Members of the board shall be reimbursed for reasonable and
7 customary travel expenses as provided in RCW 43.03.050 and 43.03.060.

8 (4) If a vacancy on the board occurs by death, resignation, or
9 otherwise, the governor shall fill the vacant position for the
10 unexpired term. Each vacancy in a position appointed from lists
11 provided by the associations and departments under subsection (2) of
12 this section must be filled from a list of at least four persons
13 nominated by the relevant association or associations.

14 (5) The appointments made in subsection (2) of this section are not
15 subject to confirmation.

16 **2005-07 BIENNIUM**

17 **TRANSPORTATION AGENCIES--OPERATING**

18 **Sec. 701.** 2006 c 53 s 2 (uncodified) is amended to read as
19 follows:

20 **FOR THE BOARD OF PILOTAGE COMMISSIONERS**

21 Pilotage Account--State Appropriation ((~~\$1,017,000~~))
22 \$1,317,000

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

27 **Sec. 702.** 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

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

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

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

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

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

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

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

1 (a) The study shall be guided by a 18 member task force consisting
2 of the chairs and ranking members of the house of representatives and
3 senate transportation committees, a designee of the director of the
4 office of financial management, a member of the transportation
5 commission, a designee of the secretary of transportation, a
6 representative of organized labor, and ten stakeholders to be appointed
7 by the governor as follows: Six representatives of ferry user
8 communities, two representatives of public transportation agencies, and
9 two representatives of commercial ferry operators.

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

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

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

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

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

33 ~~(5))~~ \$75,000 of the motor vehicle account--state appropriation is
34 provided solely for the joint transportation committee to contract for
35 a review of existing research on programs and policies which decrease
36 accidents by teenage drivers, including but not limited to publicly
37 operated driver education and intermediate drivers licensing programs.

1 The institute shall also evaluate the costs and benefits of programs
2 and policies showing the greatest positive impact on teenage driving
3 safety.

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

12 **Sec. 703.** 2006 c 370 s 208 (uncodified) is amended to read as
13 follows:

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

15 State Patrol Highway Account--State Appropriation . . .	(\$201,063,000)
16	<u>\$201,102,000</u>
17 State Patrol Highway Account--Federal Appropriation . . .	\$10,544,000
18 State Patrol Highway Account--Private/Local Appropriation . .	\$169,000
19 TOTAL APPROPRIATION	(\$211,776,000)
20	<u>\$211,815,000</u>

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

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

1 (2) In addition to the user fees, the patrol shall transfer into
2 the state patrol nonappropriated airplane revolving account under RCW
3 43.79.470 no more than the amount of appropriated state patrol highway
4 account and general fund funding necessary to cover the costs for the
5 patrol's use of the aircraft. The state patrol highway account and
6 general fund--state funds shall be transferred proportionately in
7 accordance with a cost allocation that differentiates between highway
8 traffic enforcement services and general policing purposes.

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

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

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

28 (6) \$5,580,000 of the total appropriation is provided solely for a
29 3.8% salary increase for commissioned officers effective July 1, 2005,
30 in addition to any other salary increases provided for in this act.

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

34 (8)(a) \$834,000 of the state patrol highway account--state
35 appropriation is provided solely for the collective bargaining
36 agreement reached between the governor and the Washington state patrol
37 troopers association under chapter 438, Laws of 2005. For commissioned
38 troopers and sergeants covered under this section, funding is provided

1 for a 2.6% salary increase effective July 1, 2006. This increase
2 supersedes the fiscal year 2007 increase granted under section 501,
3 chapter 313, Laws of 2005. Provisions of the collective bargaining
4 agreement contained in this subsection are described in general terms.
5 Only major economic terms are included in this description. This
6 description does not contain the complete contents of the agreement.
7 Due to the timing challenges in negotiating the initial collective
8 bargaining agreement under chapter 438, Laws of 2005, this agreement
9 was not concluded by the October 1st statutory deadline. However, the
10 legislature does not intend to fund bargaining agreements concluded
11 after the October 1st deadline, or other salary increases not included
12 in the governor's budget proposal, in future biennia.

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

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

1 the options, strategies, and recommendations for implementing an
2 inspection program for tow truck operators that are not licensed as
3 registered tow truck operators.

4 (10) \$2,040,000 of the state patrol highway account--state
5 appropriation is provided solely for eighteen additional commissioned
6 officers in the vessel and terminal security division.

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

10 **Sec. 704.** 2006 c 370 s 210 (uncodified) is amended to read as
11 follows:

12 **FOR THE WASHINGTON STATE PATROL--TECHNICAL SERVICES BUREAU**

13 State Patrol Highway Account--State Appropriation	((\$91,359,000))
14	<u>\$91,629,000</u>
15 State Patrol Highway Account--Private/Local	
16 Appropriation	\$2,008,000
17 TOTAL APPROPRIATION	((\$93,367,000))
18	<u>\$93,637,000</u>

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

21 (1) \$247,000 of the state patrol highway account--state
22 appropriation is provided solely for the implementation of Second
23 Substitute House Bill No. 1188. If Second Substitute House Bill No.
24 1188 is not enacted by June 30, 2005, the amount provided in this
25 subsection shall lapse.

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

34 (3) \$8,678,000 of the total appropriation is provided solely for
35 the purchase of pursuit vehicles.

36 (4) \$5,254,000 of the total appropriation is provided solely for

1 vehicle repair and maintenance costs of vehicles used for highway
2 purposes.

3 (5) \$384,000 of the total appropriation is provided solely for the
4 purchase of mission vehicles used for highway purposes in the
5 commercial vehicle and traffic investigation sections of the patrol.

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

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

1 after the October 1st deadline, or other salary increases not included
2 in the governor's budget proposal, in future biennia.

3 NEW SECTION. **Sec. 705.** A new section is added to 2005 c 313
4 (uncodified) to read as follows:

5 **FOR THE DEPARTMENT OF LICENSING.** The appropriations to the
6 department of licensing in chapter 370, Laws of 2006 shall be expended
7 for the programs and in the amounts specified herein. However, after
8 May 1, 2007, unless specifically prohibited, the department may
9 transfer motor vehicle account--state appropriations for the 2005-2007
10 fiscal biennium, highway safety account--state appropriations for the
11 2005-2007 fiscal biennium, and department of licensing services
12 account--state appropriations for the 2005-2007 fiscal biennium between
13 programs after approval by the director of financial management.
14 However, the department shall not transfer state moneys that are
15 provided solely for a specified purpose. The director of financial
16 management shall notify the appropriate fiscal committees of the senate
17 and house of representatives in writing prior to approving any
18 allotment modifications or transfers under this section.

19 **Sec. 706.** 2006 c 370 s 215 (uncodified) is amended to read as
20 follows:

21 **FOR THE DEPARTMENT OF TRANSPORTATION--TOLL OPERATIONS AND**
22 **MAINTENANCE--PROGRAM B**

23 Tacoma Narrows Toll Bridge Account--State Appropriation ((~~\$8,294,000~~))
24 \$5,200,000

25 **Sec. 707.** 2006 c 370 s 218 (uncodified) is amended to read as
26 follows:

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

28 Aeronautics Account--State Appropriation ((~~\$7,137,000~~))
29 \$6,925,000
30 Aeronautics Account--Federal Appropriation \$2,150,000
31 Multimodal Transportation Account--State Appropriation . . . \$100,000
32 Multimodal Transportation Account--Federal Appropriation . . \$900,000
33 TOTAL APPROPRIATION ((~~\$10,287,000~~))
34 \$10,075,000

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

3 (1)(a) \$433,000 of the aeronautics account--state appropriation is
4 provided solely for airport pavement projects. The department's
5 aviation division shall complete a priority airport pavement project
6 list by January 1, 2006, to be considered by the legislature in the
7 2006 supplemental budget. If Substitute Senate Bill No. 5414 is not
8 enacted by June 30, 2005, the amount provided in this subsection shall
9 lapse.

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

14 (2) The entire multimodal transportation account--state and federal
15 appropriations are provided solely for implementing Engrossed
16 Substitute Senate Bill No. 5121. If Engrossed Substitute Senate Bill
17 No. 5121 is not enacted by June 30, 2005, or if federal funds are not
18 received by March 1, 2006, for the purpose of implementing Engrossed
19 Substitute Senate Bill No. 5121, the amount provided in this subsection
20 shall lapse.

21 **Sec. 708.** 2006 c 370 s 221 (uncodified) is amended to read as
22 follows:

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

24 Motor Vehicle Account--State Appropriation	((\$299,720,000))
	<u>\$300,920,000</u>
26 Motor Vehicle Account--Federal Appropriation	((\$1,426,000))
	<u>\$3,926,000</u>
28 Motor Vehicle Account--Private/Local Appropriation	\$4,315,000
29 TOTAL APPROPRIATION	((\$305,461,000))
	<u>\$309,161,000</u>

30

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

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

1 (2) The department shall request an unanticipated receipt for any
2 federal moneys received for emergency snow and ice removal and shall
3 place an equal amount of the motor vehicle account--state into
4 unallotted status. This exchange shall not affect the amount of
5 funding available for snow and ice removal.

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

10 (4) Funding is provided for maintenance on the state system to
11 allow for a continuation of the level of service targets included in
12 the 2003-05 biennium. In delivering the program, the department should
13 concentrate on the following areas:

14 (a) Meeting or exceeding the target for structural bridge repair on
15 a statewide basis;

16 (b) Eliminating the number of activities delivered in the "f" level
17 of service at the region level;

18 (c) Reducing the number of activities delivered in the "d" level of
19 service by increasing the resources directed to those activities on a
20 statewide and region basis; and

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

25 (5) The department shall develop and implement a plan to improve
26 work zone safety on a statewide basis. As part of the strategy
27 included in the plan, the department shall fund equipment purchases
28 using a portion of the money from the annual OTEF equipment purchasing
29 and replacement process. The department shall also identify and
30 evaluate statewide equipment needs (such as work zone safety equipment)
31 and prioritize any such needs on a statewide basis. Substitute
32 purchasing at the statewide level, when appropriate, shall be utilized
33 to meet those identified needs. The department must report to the
34 transportation committees of the legislature by December 1, 2005, on
35 the plan, and by December 1, 2006, on the status of implementing the
36 plan.

1 (3) \$150,000 of the multimodal transportation account--state
2 appropriation is provided solely for the implementation of Engrossed
3 Second Substitute House Bill No. 1565. If Engrossed Second Substitute
4 House Bill No. 1565 is not enacted by June 30, 2005, the amount
5 provided in this subsection shall lapse.

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

20 (5) \$50,000 of the multimodal transportation account--state
21 appropriation is provided solely for evaluating high-speed passenger
22 transportation facilities and services, including rail or magnetic
23 levitation transportation systems, to connect airports as a means to
24 more efficiently utilize airport capacity, as well as connect major
25 population and activity centers. This evaluation shall be coordinated
26 with the airport capacity and facilities market analysis conducted
27 pursuant to Engrossed Substitute Senate Bill No. 5121 and results of
28 the evaluation shall be submitted by July 1, 2007. If Engrossed
29 Substitute Senate Bill No. 5121 is not enacted by June 30, 2005, or if
30 federal funds are not received by March 1, 2006, for the purpose of
31 implementing Engrossed Substitute Senate Bill No. 5121, the amount
32 provided in this subsection shall lapse.

33 (6) (~~(\$700,000)~~) \$440,000 of the motor vehicle account--state
34 appropriation is provided solely for completing funding for a route
35 development plan of U.S. route 2.

36 (7) The department shall conduct a study of the resources allocated
37 to each of the seven department regions and the corresponding
38 workloads. Given the magnitude of the investments in the Puget Sound

1 region, particular emphasis shall be given to reviewing the resources
2 allocated and corresponding workloads with respect to the urban
3 corridors region and the northwest region. Based on the results of
4 this study, the department shall submit recommendations by December 1,
5 2006, to the legislature and the office of financial management
6 regarding reallocating resources and revising regional boundaries
7 within the department, as appropriate, in order to better coincide
8 allocated resources with designated regional boundaries.

9 (8) \$750,000 of the multimodal transportation account--state
10 appropriation is provided solely for implementing Engrossed Substitute
11 House Bill No. 2871. If Engrossed Substitute House Bill No. 2871 is
12 not enacted by June 30, 2006, the amount provided in this subsection
13 shall lapse. The regional transportation commission's duties to
14 develop, complete, and submit a governance proposal to the 2007
15 legislature are highly time sensitive. As a result, the legislature
16 finds that competitive bidding is not cost-effective or appropriate for
17 personal service contracts entered into by the commission, and that the
18 director of the office of financial management should, by the
19 director's authority under RCW 39.29.011(5), exempt any such personal
20 service contract from the competitive bidding requirements of chapter
21 39.29 RCW.

22 (9) \$2,300,000 of the transportation partnership account--state
23 appropriation is provided solely for the costs of the regional
24 transportation investment district (RTID) and department of
25 transportation project oversight. The department shall provide support
26 from its urban corridors region to assist in preparing project costs,
27 expenditure plans, and modeling. The department shall not deduct a
28 management reserve, nor charge management or overhead fees. These
29 funds are provided as a loan to the RTID and shall be repaid to the
30 state motor vehicle account within one year following the certification
31 of the election results related to the RTID.

32 (10) \$100,000 of the motor vehicle account--state appropriation is
33 provided solely to the department in accordance with RCW 46.68.110(2)
34 and 46.68.120(3) and shall be used by the department solely to conduct
35 an analysis of expanding the transportation concurrency requirements
36 prescribed under the growth management act, chapter 36.70A RCW, to
37 include development impacts on level of service standards applicable to
38 state-owned transportation facilities, including state highways and

1 state ferry routes. The objective of the analysis is to determine how
2 to ensure that jurisdictional divisions do not defeat growth management
3 act concurrency goals. The department shall convene a committee to
4 oversee the analysis, with the committee comprised of, at a minimum,
5 four members of the transportation committees of the legislature, four
6 members of the appropriate land use committees of the legislature, and
7 one member each from the association of Washington cities and the
8 Washington state association of counties, or a designee thereof. The
9 completed study, including recommendations, must be submitted to the
10 appropriate standing committees of the legislature, and to the office
11 of financial management, by December 1, 2006.

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

21 (12) \$150,000 of the multimodal transportation account--state
22 appropriation is provided solely for a transportation demand management
23 program, developed by the Whatcom council of governments, to further
24 reduce drive-alone trips and maximize the use of sustainable
25 transportation choices. The community based program must focus on all
26 trips, not only commute trips, by providing education, assistance, and
27 incentives to four target audiences: (a) Large work sites; (b)
28 employees of businesses in downtown areas; (c) school children; and (d)
29 residents of Bellingham.

30 **Sec. 710.** 2006 c 370 s 226 (uncodified) is amended to read as
31 follows:

32 **FOR THE DEPARTMENT OF TRANSPORTATION--PUBLIC TRANSPORTATION--PROGRAM**
33 **V**

34 Multimodal Transportation Account--State
35 Appropriation (~~(\$87,233,000)~~)
36 \$70,005,000

37 Multimodal Transportation Account--Federal

1	Appropriation	\$2,603,000
2	Multimodal Transportation Account--Private/Local	
3	Appropriation	\$155,000
4	TOTAL APPROPRIATION	((\$89,991,000))
5		<u>\$72,763,000</u>

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

8 (1) \$25,000,000 of the multimodal transportation account--state
9 appropriation is provided solely for a grant program for special needs
10 transportation provided by transit agencies and nonprofit providers of
11 transportation.

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

18 (b) \$19,500,000 of the amount provided in this subsection is
19 provided solely for grants to transit agencies to transport persons
20 with special transportation needs. To receive a grant, the transit
21 agency must have a maintenance of effort for special needs
22 transportation that is no less than the previous year's maintenance of
23 effort for special needs transportation. Grants for transit agencies
24 shall be prorated based on the amount expended for demand response
25 service and route deviated service in calendar year 2003 as reported in
26 the "Summary of Public Transportation - 2003" published by the
27 department of transportation. No transit agency may receive more than
28 thirty percent of these distributions. The first \$450,000 provided to
29 King county shall be used as follows:

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

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

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

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

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

14 (3) \$8,900,000 of the multimodal transportation account--state
15 appropriation is provided solely for a vanpool grant program for: (a)
16 Public transit agencies to add vanpools; and (b) incentives for
17 employers to increase employee vanpool use. The grant program for
18 public transit agencies will cover capital costs only; no operating
19 costs for public transit agencies are eligible for funding under this
20 grant program. No additional employees may be hired from the funds
21 provided in this section for the vanpool grant program, and supplanting
22 of transit funds currently funding vanpools is not allowed. Additional
23 criteria for selecting grants must include leveraging funds other than
24 state funds.

25 (4) \$3,000,000 of the multimodal transportation account--state
26 appropriation is provided solely for the city of Seattle for the
27 Seattle streetcar project on South Lake Union.

28 (5) \$1,200,000 of the multimodal transportation account--state
29 appropriation is provided solely for the implementation of Engrossed
30 Substitute House Bill No. 2124. If Engrossed Substitute House Bill No.
31 2124 is not enacted by June 30, 2005, the amount provided in this
32 subsection shall lapse.

33 (6)(a) (~~(\$20,000,000)~~) \$2,832,000 of the multimodal transportation
34 account--state appropriation is provided solely for the regional
35 mobility grant projects identified on the LEAP Transportation Document
36 2006-D, Regional Mobility Grant Program Projects as developed March 8,
37 2006. The department shall review all projects receiving grant awards
38 under this program at least semiannually to determine whether the

1 projects are making satisfactory progress. Any project that has been
2 awarded funds, but does not report activity on the project within one
3 year of the grant award, shall be reviewed by the department to
4 determine whether the grant should be terminated. The department shall
5 promptly close out grants when projects have been completed, and
6 identify where unused grant funds remain because actual project costs
7 were lower than estimated in the grant award. When funds become
8 available either because grant awards have been rescinded for lack of
9 sufficient project activity or because completed projects returned
10 excess grant funds upon project closeout, the department shall
11 expeditiously extend new grant awards to qualified alternative projects
12 identified on the list.

13 (b) Pursuant to the grant program established in RCW 47.66.030, the
14 department shall issue a call for projects and/or service proposals.
15 Applications must be received by the department by November 1, 2005,
16 and November 1, 2006. The department must submit a prioritized list
17 for funding to the transportation committees of the legislature that
18 reflects the department's recommendation, as well as, a list of all
19 project or service proposals received.

20 (7) \$2,000,000 of the multimodal transportation account--state
21 appropriation is provided solely for new tri-county connection service
22 for Island, Skagit, and Whatcom transit agencies.

23 (8) \$2,000,000 of the multimodal transportation account--state
24 appropriation is provided solely to King county as a state match to
25 obtain federal funding for a car sharing program for persons meeting
26 certain income or employment criteria.

27 (9) \$750,000 of the multimodal transportation account--state
28 appropriation is provided solely for the implementation of the local
29 government and regional transportation planning requirements in
30 Engrossed Substitute Senate Bill No. 6566 (commute trip reduction).
31 The department may use contract or temporary employees to implement the
32 bill and shall allocate the remaining funds to regional transportation
33 planning organizations, counties, and cities on an as needed basis. If
34 Engrossed Substitute Senate Bill No. 6566 is not enacted by June 30,
35 2006, the amount provided in this subsection shall lapse.

36 (10) (~~(\$200,000)~~) \$140,000 of the multimodal account appropriation
37 is provided solely for up to three low-income car ownership programs.
38 The department shall seek to leverage available federal funds from the

1 job access and reverse commute program to augment the funding provided
2 in this subsection. Additionally, the department shall report back to
3 the appropriate committees of the legislature with a review of the
4 obstacles presented by state laws on surplus property disposal to
5 community organizations reconditioning cars and selling those cars at
6 below market rates to low-income families.

7 **Sec. 711.** 2006 c 370 s 227 (uncodified) is amended to read as
8 follows:

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

10 Puget Sound Ferry Operations Account--State

11	Appropriation	((\$372,254,000))
12		<u>\$388,061,000</u>

13 Multimodal Transportation Account--State

14	Appropriation	\$3,660,000
15	TOTAL APPROPRIATION	((\$375,914,000))
16		<u>\$391,721,000</u>

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

19 (1) ((~~\$75,280,000~~)) \$80,476,000 of the total appropriation is
20 provided solely for auto ferry vessel operating fuel in the 2005-2007
21 biennium.

22 (2) The maximum amount of expenditures for compensation paid to
23 ferry employees during the 2005-2007 biennium shall not exceed
24 ((~~\$226,455,000~~)) \$235,325,000. This amount reflects the sole source of
25 state funding available to support the implementation of any collective
26 bargaining agreements or arbitration awards with respect to state ferry
27 employee compensation, including salaries, wages, and employee
28 benefits, during the 2005-2007 biennium, which amount includes
29 \$6,223,000 in full satisfaction of the arbitration awards for the
30 2001-2003 biennium and \$1,339,000 for labor productivity gains
31 agreements and \$8,870,000 in full satisfaction of the arbitration
32 awards and the negotiated collective bargaining agreements for the
33 2003-2005 and 2005-2007 biennia. The department's use of this
34 expenditure authority constitutes a good faith attempt to implement
35 such agreements and awards, including those applicable to prior
36 biennia. It is the intent of the legislature that the expenditure
37 authority provided in this subsection fully satisfy any agreements or

1 awards required to be implemented during the 2005-2007 biennium, and
2 that the provisions of Substitute House Bill No. 3178 (marine employees
3 collective bargaining) will govern the implementation of agreements or
4 awards effective beginning with the 2007-2009 biennium. For the
5 purposes of this section, the expenditures for compensation paid to
6 ferry employees shall be limited to salaries and wages and employee
7 benefits as defined in the office of financial management's state
8 administrative and accounting manual, chapter 75.70, named under
9 objects of expenditure "A" and "B".

10 (3) \$1,116,000 of the Puget Sound ferry operations account--state
11 appropriation is provided solely for ferry security operations
12 necessary to comply with the ferry security plan submitted by the
13 Washington state ferry system to the United States coast guard. The
14 department shall track security costs and expenditures. Ferry security
15 operations costs shall not be included as part of the operational costs
16 that are used to calculate farebox recovery.

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

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

26 (6) \$3,660,000 of the multimodal transportation account--state
27 appropriation is provided solely to provide passenger-only ferry
28 service. The ferry system shall continue passenger-only ferry service
29 from Vashon Island to Seattle until such time as a county ferry
30 district's assumption of the route, as authorized by Substitute Senate
31 Bill No. 6787. Beginning September 1, 2005, ferry system management
32 shall implement its agreement with the Inlandboatmen's Union of the
33 Pacific and the International Organization of Masters, Mates and Pilots
34 providing for part-time passenger-only work schedules.

35 (7) \$350,000 of the Puget Sound ferry operations account--state
36 appropriation is provided solely for the implementation of Substitute
37 House Bill No. 3178 (marine employees collective bargaining). If

1 Substitute House Bill No. 3178 is not enacted by June 30, 2006, the
2 amount provided in this subsection shall lapse.

3 **Sec. 712.** 2006 c 370 s 228 (uncodified) is amended to read as
4 follows:

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

6	Multimodal Transportation Account--State	
7	Appropriation	((\$36,876,000))
8		<u>\$35,376,000</u>

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

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

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

20 (2) (~~(\$2,750,000)~~) \$1,500,000 of the multimodal transportation
21 account--state appropriation is provided solely for a new round trip
22 rail service between Seattle and Portland beginning July 1, 2006.

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

24 (4) \$40,000 of the multimodal transportation account--state
25 appropriation is provided solely for the produce railcar program. The
26 department is encouraged to implement the produce railcar program by
27 maximizing private investment.

28 (5) \$500,000 of the multimodal transportation account--state
29 appropriation is provided solely for a study of the realignment of
30 highway and rail in the Longview industrial area (SR 432) corridor,
31 specifically regarding whether the construction of a limited access
32 bypass highway to reduce congestion resulting from anticipated growth
33 in future rail and truck traffic, is a feasible alternative. In
34 conducting the study, the department shall consult port districts,
35 local government planning staff, and rail road companies, and other
36 appropriate stakeholders.

1 (6) \$60,000 of the multimodal transportation account--state
2 appropriation is provided solely for a study of the need for
3 transloading capabilities in the West Plains area that could be served
4 by the Geiger Spur, including evaluation of prospective transloader
5 sites, potential operators and users, and the type, size, and special
6 needs of shippers/customers. The study must also evaluate the costs
7 associated with building and operating a transloader site and the
8 impact to local roadways and surrounding land uses. In conducting the
9 study, the department shall consult with Spokane county.

10 **Sec. 713.** 2006 c 370 s 229 (uncodified) is amended to read as
11 follows:

12 **FOR THE DEPARTMENT OF TRANSPORTATION--LOCAL PROGRAMS--PROGRAM Z--**
13 **OPERATING**

14 Motor Vehicle Account--State Appropriation	((\$8,500,000))
15	<u>\$8,836,000</u>
16 Motor Vehicle Account--Federal Appropriation	\$2,597,000
17 Multimodal Transportation Account--State Appropriation . . .	\$411,000
18 TOTAL APPROPRIATION	((\$11,508,000))
19	<u>\$11,844,000</u>

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

22 (1) \$211,000 of the motor vehicle account--state appropriation and
23 \$411,000 of the multimodal transportation account--state appropriation
24 are provided solely for the state's contribution to county and city
25 studies of flood hazards in association with interstate highways.
26 First priority shall be given to threats along the I-5 corridor.

27 (2) ((~~\$525,000~~)) \$861,000 of the motor vehicle account--state
28 appropriation is provided solely to the department in accordance with
29 RCW 46.68.110(2) and 46.68.120(3) and shall be used by the department
30 solely for contract services with the association of Washington cities
31 and the Washington state association of counties for improving
32 transportation permitting and mitigation processes.

33 **TRANSPORTATION AGENCIES--CAPITAL**

34 **Sec. 801.** 2005 c 313 s 301 (uncodified) is amended to read as
35 follows:

1 **FOR THE WASHINGTON STATE PATROL**

2 State Patrol Highway Account--State Appropriation . . . ((~~\$2,801,000~~))
3 \$4,138,000

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

6 (1) \$1,535,000 of the appropriation is provided solely for the
7 Shelton training academy domestic water and wastewater treatment
8 project.

9 (2) \$1,266,000 of the appropriation is provided solely for minor
10 works projects.

11 **Sec. 802.** 2006 c 370 s 301 (uncodified) is amended to read as
12 follows:

13 **FOR THE COUNTY ROAD ADMINISTRATION BOARD**

14 Rural Arterial Trust Account--State Appropriation . . . ((~~\$64,933,000~~))
15 \$38,046,000

16 Motor Vehicle Account--State Appropriation \$355,000

17 County Arterial Preservation Account--State
18 Appropriation ((~~\$32,697,000~~))
19 \$31,882,000

20 TOTAL APPROPRIATION ((~~\$97,985,000~~))
21 \$70,283,000

22 The appropriations in this section are subject to the following
23 conditions and limitations: \$355,000 of the motor vehicle account--
24 state appropriation is provided for county ferries as set forth in RCW
25 47.56.725(4).

26 **Sec. 803.** 2006 c 370 s 302 (uncodified) is amended to read as
27 follows:

28 **FOR THE TRANSPORTATION IMPROVEMENT BOARD**

29 Urban Arterial Trust Account--State Appropriation . . . ((~~\$101,425,000~~))
30 \$93,425,000

31 Small City Preservation and Sidewalk
32 Account--State Appropriation ((~~\$2,000,000~~))
33 \$1,696,000

34 Transportation Improvement Account--State
35 Appropriation ((~~\$94,401,000~~))
36 \$82,258,000

1 TOTAL APPROPRIATION ((~~\$197,826,000~~))
2 \$177,379,000

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

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

8 (2) ((~~\$2,000,000~~)) \$1,696,000 of the small city preservation and
9 sidewalk account--state appropriation is provided to fund the
10 provisions of chapter 83, Laws of 2005 (Substitute Senate Bill No.
11 5775).

12 **Sec. 804.** 2006 c 370 s 304 (uncodified) is amended to read as
13 follows:

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

15 Transportation 2003 Account (Nickel Account)--State

16 Appropriation ((~~\$1,190,511,000~~))
17 \$1,190,261,000

18 Motor Vehicle Account--State Appropriation \$85,165,000

19 Motor Vehicle Account--Federal Appropriation \$395,043,000

20 Motor Vehicle Account--Private/Local Appropriation \$58,522,000

21 Special Category C Account--State Appropriation \$3,479,000

22 Tacoma Narrows Toll Bridge Account Appropriation \$274,038,000

23 Transportation Partnership Account--State

24 Appropriation \$384,186,000

25 Multimodal Transportation Account--State

26 Appropriation ((~~\$1,002,000~~))
27 \$750,000

28 TOTAL APPROPRIATION ((~~\$2,391,946,000~~))
29 \$2,391,444,000

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

32 (1)(a) The entire transportation 2003 account (nickel account)
33 appropriation and the entire transportation partnership account
34 appropriation are provided solely for the projects and activities as
35 listed by fund, project and amount in LEAP Transportation Document
36 2006-1, Highway Improvement Program (I) as developed March 8, 2006.

1 However, limited transfers of allocations between projects may occur
2 for those amounts listed subject to the conditions and limitations in
3 section 603 of this act.

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

12 (c) Within the amounts provided in this subsection, \$500,000 of the
13 transportation partnership account--state appropriation is for a west
14 Olympia access study, to complete an access study for state route
15 101/west Olympia.

16 (d) Within the amounts provided in this subsection, \$800,000 of the
17 transportation partnership account--state appropriation is for an SR
18 534 access point decision report.

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

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

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

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

1 \$50,000,000 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 transportation partnership account--state appropriation
16 includes up to \$150,000,000 in proceeds from the sale of bonds
17 authorized in RCW 47.10.873.

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

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

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

1 (8) The department of transportation shall conduct an analysis of
2 the causes of traffic congestion on I-5 in the vicinity of Fort Lewis
3 and develop recommendations for alleviating the congestion. The
4 department must report to the transportation committees of the
5 legislature by December 1, 2005, on its analysis and recommendations
6 regarding traffic congestion on I-5 in the vicinity of Fort Lewis.

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

10 (10) The motor vehicle account--state appropriation includes up to
11 \$14,214,000 in unexpended proceeds from the sale of bonds authorized in
12 RCW 47.10.843.

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

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

22 (13) \$500,000 of the motor vehicle account--state appropriation is
23 provided solely for a planning study regarding congestion mitigation
24 improvements on state route 101 in the vicinity of the city of
25 Aberdeen.

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

32 (15) \$3,509,738 of the motor vehicle account--federal appropriation
33 and \$30,793 of the motor vehicle account--state appropriation are
34 provided solely for project 100598C: I-5 Blaine Exit interchange
35 improvements.

36 ((+17)) (16) The legislature recognizes that the finance and
37 project implementation planning processes required for the Alaskan Way
38 viaduct and Seattle Seawall replacement project and the SR 520 bridge

1 replacement and HOV project cannot guarantee appropriate decisions
2 unless key study assumptions are reasonable with respect to each
3 project.

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

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

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

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

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

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

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

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

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

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

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

9 (2) \$11,000,000 of the Puyallup tribal settlement account--state
10 appropriation is provided solely for mitigation costs associated with
11 the Murray Morgan/11th Street Bridge demolition. The department may
12 negotiate with the city of Tacoma for the purpose of transferring
13 ownership of the Murray Morgan/11th Street Bridge to the city. The
14 department may use the Puyallup tribal settlement account
15 appropriation, as well as any funds appropriated in the current
16 biennium and planned in future biennia for the demolition and
17 mitigation for the demolition of the bridge to rehabilitate or replace
18 the bridge, if agreed to by the city. In no event shall the
19 department's participation exceed \$26,500,000 and no funds may be
20 expended unless the city of Tacoma agrees to take ownership of the
21 bridge in its entirety and provide that the payment of these funds
22 extinguishes any real or implied agreements regarding future
23 expenditures on the bridge.

24 (3) \$740,000 of the motor vehicle account--state appropriation,
25 \$106,149,000 of the motor vehicle account--federal appropriation, and
26 \$10,305,000 of the transportation partnership account--state
27 appropriation are provided solely for the Hood Canal bridge project.

28 (4) The motor vehicle account--state appropriation includes up to
29 \$735,000 in unexpended proceeds from the sale of bonds authorized in
30 RCW 47.10.761 and 47.10.762 for emergency purposes.

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

37 (6) The department shall, on a quarterly basis beginning July 1,
38 2005, provide to the office of financial management and the legislature

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

10 (7) The motor vehicle account--state appropriation includes up to
 11 \$912,000 in unexpended proceeds from the sale of bonds authorized in
 12 RCW 47.10.843.

13 (8) The motor vehicle account--state appropriation includes up to
 14 \$6,000,000 in proceeds from the sale of bonds authorized by RCW
 15 47.10.843.

16 (9) (~~(\$4,000,000)~~) \$3,200,000 of the motor vehicle account--federal
 17 appropriation and \$6,000,000 of the motor vehicle account--state
 18 appropriation, as specified in subsection (8) of this section, are for
 19 expenditures on damaged state roads due to flooding, mudslides, rock
 20 fall, or other unforeseen events. Slide repair on state routes 101, 4,
 21 107, and 105 must be funded from this amount if federal emergency funds
 22 are not available.

23 **Sec. 806.** 2006 c 370 s 309 (uncodified) is amended to read as
 24 follows:

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

27	(Highway Infrastructure Account--State Appropriation	\$207,000
28	Highway Infrastructure Account--Federal Appropriation	\$1,602,000)
29	Motor Vehicle Account--Federal Appropriation	((\$48,998,000))
30		<u>\$16,734,000</u>
31	Motor Vehicle Account--State Appropriation	((\$8,340,000))
32		<u>\$1,900,000</u>
33	Transportation Partnership Account--State Appropriation ((\$2,008,000))	
34		<u>\$694,000</u>
35	(Freight Mobility Investment Account--State	
36	Appropriation	\$6,000,000
37	Passenger Ferry Account--State Appropriation	\$9,000,000)

1	Multimodal Transportation Account--State	
2	Appropriation	((\$39,403,000))
3		<u>\$21,110,000</u>
4	Transportation 2003 Account (nickel account)--State	
5	Appropriation	((\$557,000))
6		<u>\$145,000</u>
7	Freight Mobility Multimodal Account--State	
8	Appropriation	((\$9,700,000))
9		<u>\$1,900,000</u>
10	<u>Freight Mobility Multimodal Account--</u>	
11	<u>Private/Local Appropriation</u>	<u>\$3,050,000</u>
12	TOTAL APPROPRIATION	((\$125,815,000))
13		<u>\$45,533,000</u>

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

16 (1) To manage some projects more efficiently, federal funds may be
17 transferred from program Z to programs I and P and state funds shall be
18 transferred from programs I and P to program Z to replace those federal
19 funds in a dollar-for-dollar match. Fund transfers authorized under
20 this subsection shall not affect project prioritization status.
21 Appropriations shall initially be allotted as appropriated in this act.
22 The department may not transfer funds as authorized under this
23 subsection without approval of the office of financial management. The
24 department shall submit a report on those projects receiving fund
25 transfers to the transportation committees of the senate and house of
26 representatives by December 1, 2006.

27 (2) The department shall, on a quarterly basis, provide status
28 reports to the legislature on the delivery of projects as outlined in
29 the project lists distributed with this act, and on any additional
30 projects for which the department has expended funds during the 2005-07
31 fiscal biennium, except for projects managed by the freight mobility
32 strategic investment board. The department shall work with the
33 transportation committees of the legislature to agree on report
34 formatting and elements. For projects funded by new revenue in the
35 2003 and 2005 transportation packages, reporting elements shall
36 include, but not be limited to, project scope, schedule, and costs.
37 Other projects may be reported on a programmatic basis. The department

1 shall also provide the information required under this subsection on a
2 quarterly basis via the transportation executive information system
3 (TEIS).

4 (3) The multimodal transportation account--state appropriation
5 includes up to \$6,000,000 in proceeds from the sale of bonds authorized
6 by RCW 47.10.867.

7 (4) \$1,545,000 of the multimodal transportation account--state
8 appropriation is reappropriated and provided solely to fund the
9 multiphase cooperative project with the state of Oregon to dredge the
10 Columbia River. The amount provided in this subsection shall lapse
11 unless the state of Oregon appropriates a dollar-for-dollar match to
12 fund its share of the project.

13 (5) (~~(\$206,000 of the motor vehicle account--state appropriation is~~
14 ~~reappropriated and provided solely for additional traffic and~~
15 ~~pedestrian safety improvements near schools. The highways and local~~
16 ~~programs division within the department of transportation shall~~
17 ~~administer this program. The department shall review all projects~~
18 ~~receiving grant awards under this program at least semiannually to~~
19 ~~determine whether the projects are making satisfactory progress. Any~~
20 ~~project that has been awarded traffic and pedestrian safety improvement~~
21 ~~grant funds, but does not report activity on the project within one~~
22 ~~year of grant award should be reviewed by the department to determine~~
23 ~~whether the grant should be terminated. The department must promptly~~
24 ~~close out grants when projects have been completed, and identify where~~
25 ~~unused grant funds remain because actual project costs were lower than~~
26 ~~estimated in the grant award. The department shall expeditiously~~
27 ~~extend new grant awards to qualified projects when funds become~~
28 ~~available either because grant awards have been rescinded for lack of~~
29 ~~sufficient project activity or because completed projects returned~~
30 ~~excess grant funds upon project closeout.~~

31 (6) ~~The motor vehicle account--state appropriation includes up to~~
32 ~~\$905,000 in unexpended proceeds from the sale of bonds authorized by~~
33 ~~RCW 47.10.843.~~

34 (7) ~~\$607,000 of the multimodal transportation account--state~~
35 ~~appropriation is reappropriated and provided solely to support the safe~~
36 ~~routes to school program.~~

37 (8) ~~\$16,110,000 of the motor vehicle account--federal appropriation~~
38 ~~is provided solely for the local freight capital projects in progress~~

1 identified in this subsection. The specific funding listed is provided
2 solely for the respective projects: SR 397 Ainsworth Ave. Grade
3 Crossing, \$4,992,000; Colville Alternate Truck Route, \$1,746,000; S.
4 228th Street Extension and Grade Separation, \$6,500,000; Bigelow Gulch
5 Road Urban Boundary to Argonne Rd., \$2,000,000; Granite Falls Alternate
6 Route, \$122,000; and Pacific Hwy. E./Port of Tacoma Road to Alexander,
7 \$750,000.

8 (9) \$2,898,000 of the motor vehicle account state appropriation is
9 provided solely for the local freight capital projects in progress
10 identified in this subsection. The specific funding listed is provided
11 solely for the respective projects: Duwamish Intelligent
12 Transportation Systems (ITS), \$2,382,000; Port of Kennewick/Piert Road,
13 \$516,000.

14 (10) \$6,000,000 of the multimodal account state appropriation is
15 provided solely for the local freight 'D' street grade separation
16 project.

17 (11) The department shall issue a call for pedestrian safety
18 projects, such as safe routes to schools and transit, and bicycle and
19 pedestrian paths. Applications must be received by the department by
20 November 1, 2005, and November 1, 2006. The department shall identify
21 cost-effective projects, and submit a prioritized list to the
22 legislature for funding by December 15th of each year. Recommendations
23 made to the legislature for safe routes to schools and bicycle and
24 pedestrian path projects must, to the extent practicable based on
25 available funding, allocate sixty percent of available funds to bicycle
26 and pedestrian path projects and forty percent to safe routes to
27 schools. Preference shall be given to projects that provide a local
28 match.

29 (12) \$18,370,000 of the multimodal transportation account state
30 appropriation, \$6,000,000 of the freight mobility multimodal account
31 state appropriation, \$2,008,000 of the transportation partnership
32 account state appropriation, and \$6,000,000 of the freight mobility
33 investment account state appropriation are provided solely for the
34 projects and activities as listed by fund, project and amount in LEAP
35 Transportation Document 2006-1, Local Programs (Z) as developed March
36 8, 2006. However, limited transfers of allocations between projects
37 may occur for those amounts listed subject to the conditions and
38 limitations in section 603 of this act.

1 ~~(13) \$870,000 of the multimodal transportation account state~~
2 ~~appropriation is provided solely for the Yakima Avenue, 9th Street to~~
3 ~~Front Street, pedestrian safety improvement project.~~

4 ~~(14) \$5,000,000 of the multimodal transportation account state~~
5 ~~appropriation and \$2,000,000 of the motor vehicle account federal~~
6 ~~appropriation are provided solely for the pedestrian and bicycle safety~~
7 ~~program projects and safe routes to schools program projects identified~~
8 ~~on the LEAP Transportation Document 2006 B, Pedestrian and Bicycle~~
9 ~~Safety Program Projects and Safe Routes to Schools Program Projects as~~
10 ~~developed March 8, 2006. Projects must be allocated funding based on~~
11 ~~order of priority. The department shall review all projects receiving~~
12 ~~grant awards under this program at least semiannually to determine~~
13 ~~whether the projects are making satisfactory progress. Any project~~
14 ~~that has been awarded funds, but does not report activity on the~~
15 ~~project within one year of the grant award, shall be reviewed by the~~
16 ~~department to determine whether the grant should be terminated. The~~
17 ~~department shall promptly close out grants when projects have been~~
18 ~~completed, and identify where unused grant funds remain because actual~~
19 ~~project costs were lower than estimated in the grant award. When funds~~
20 ~~become available either because grant awards have been rescinded for~~
21 ~~lack of sufficient project activity or because completed projects~~
22 ~~returned excess grant funds upon project closeout, the department shall~~
23 ~~expeditiously extend new grant awards to qualified alternative projects~~
24 ~~identified on the list.~~

25 ~~(15) \$9,700,000 of the motor vehicle account federal appropriation~~
26 ~~is provided solely for the intersection and corridor safety program~~
27 ~~projects as identified on the LEAP Transportation Document 2006 A,~~
28 ~~Intersection and Corridor Safety Program Projects as developed March 8,~~
29 ~~2006.~~

30 ~~(16) \$19,500,000 of the motor vehicle account federal~~
31 ~~appropriation is provided solely for rural county two lane roadway~~
32 ~~pilot projects including \$7,500,000 already under contract. Any~~
33 ~~further allocations shall be prioritized by the department based on~~
34 ~~high accident corridor criteria. For purposes of this subsection,~~
35 ~~"high accident corridor" means a highway corridor of one mile or more~~
36 ~~where analysis of collision history indicates that the section has~~
37 ~~higher than average collision and severity factors.~~

1	Transportation Improvement Account--State	
2	Appropriation	\$120,000
3	Multimodal Transportation Account--State	
4	Appropriation	((\$370,000))
5		<u>\$390,000</u>
6	Transportation 2003 Account (Nickel Account)	
7	Appropriation	\$6,600,000
8	Transportation Partnership Account--State	
9	Appropriation	((\$1,125,000))
10		<u>\$975,000</u>
11	TOTAL APPROPRIATION	((\$418,465,000))
12		<u>\$413,535,000</u>

13 **Sec. 902.** 2006 c 370 s 402 (uncodified) is amended to read as
14 follows:

15 **FOR THE STATE TREASURER--BOND RETIREMENT AND INTEREST, AND ONGOING**
16 **BOND REGISTRATION AND TRANSFER CHARGES: FOR BOND SALE EXPENSES AND**
17 **FISCAL AGENT CHARGES**

18	Motor Vehicle Account--State Appropriation	\$248,000
19	Transportation Improvement Account--State Appropriation	((\$13,000))
20		<u>\$18,000</u>
21	Multimodal Transportation Account--State Appropriation	\$35,000
22	Transportation 2003 Account (Nickel Account)--State	
23	Appropriation	((\$2,200,000))
24		<u>\$2,098,000</u>
25	Transportation Partnership Account--State	
26	Appropriation	\$375,000
27	TOTAL APPROPRIATION	((\$2,871,000))
28		<u>\$2,876,000</u>

29 **Sec. 903.** 2006 c 370 s 404 (uncodified) is amended to read as
30 follows:

31 **FOR THE STATE TREASURER--STATE REVENUES FOR DISTRIBUTION**

32	Motor Vehicle Account Appropriation for	
33	motor vehicle fuel tax distributions to cities	
34	and counties	((\$487,612,000))
35		<u>\$468,391,000</u>

1 **Sec. 904.** 2006 c 370 s 406 (uncodified) is amended to read as
2 follows:

3 **FOR THE DEPARTMENT OF TRANSPORTATION--TRANSFERS**

4 (1) RV Account--State Appropriation:
5 For transfer to the Motor Vehicle Account--State . . . ((~~\$2,000,000~~))
6 \$815,000

7 (2) Motor Vehicle Account--State Appropriation:
8 For transfer to Puget Sound Capital Construction
9 Account--State \$73,000,000

10 (3) Highway Safety Account--State Appropriation:
11 For transfer to the Motor Vehicle Account--State \$5,000,000

12 (4) Motor Vehicle Account--State Appropriation:
13 For transfer to the Puget Sound Ferry Operations
14 Account--State ((~~\$31,000,000~~))
15 \$50,680,000

16 (5) Motor Vehicle Account--State Appropriation:
17 For transfer to the Transportation Partnership
18 Account--State \$33,127,000

19 (6) Highway Safety Account--State Appropriation:
20 For transfer to the Multimodal Transportation
21 Account--State \$25,980,000

22 (7) Transportation Partnership Account--State Appropriation:
23 For transfer to the Small City Pavement and Sidewalk
24 Account--State \$1,000,000

25 (8) Transportation Partnership Account--State Appropriation:
26 For transfer to the Transportation Improvement
27 Account--State \$2,500,000

28 (9) Transportation Partnership Account--State Appropriation:
29 For transfer to the County Arterial Preservation
30 Account--State \$1,500,000

31 (10) License Plate Technology Account--State Appropriation:
32 For transfer to the Motor Vehicle Account--State \$2,500,000

33 (11) Multimodal Transportation Account--State Appropriation:
34 For transfer to the Transportation Partnership
35 Account--State \$29,417,000

36 (12) Motor Vehicle Account--State Appropriation:
37 For transfer to the Freight Mobility Multimodal
38 Account--State, up to a maximum of ((~~\$3,700,000~~))

1		<u>\$3,537,000</u>
2	(13) Multimodal Transportation Account--State Appropriation:	
3	For transfer to the Tacoma Narrows Toll Bridge	
4	Account--State	\$1,300,000
5	(14) Multimodal Transportation Account--State Appropriation:	
6	For transfer to the Freight Mobility Multimodal	
7	Account--State	\$4,610,000
8	<u>(15) Motor Vehicle Account--State Appropriation:</u>	
9	<u>For transfer to the Tacoma Narrows Toll Bridge</u>	
10	<u>Account--State</u>	<u>\$5,288,000</u>

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

13 (a) The department of transportation shall only transfer funds in
14 subsection (2) of this section up to the level provided, on an as-
15 needed basis.

16 (b) The amount transferred in subsection (12) of this section shall
17 be the same as the Union Pacific Railroad's original contribution,
18 adjusted for earned interest and expenditures, and shall be made on
19 June 30, 2006.

20 (c) The amount transferred in subsection (14) of this section is
21 the equivalent of the Burlington Northern Santa Fe funds advanced to
22 the SR 519 project and shall be invested in a freight mobility project
23 agreed to by the freight mobility strategic investment board and the
24 BNSF railway if the final design of the SR 519 project does not include
25 the original rail benefit.

26 (d) The amount transferred in subsection (13) of this section is
27 appropriated as a nonreimbursable state financial contribution to the
28 project and does not require repayment.

29 **Sec. 905.** RCW 46.16.685 and 2003 c 370 s 4 are each amended to
30 read as follows:

31 The license plate technology account is created in the state
32 treasury. All receipts collected under RCW 46.01.140(4)(e)(ii) must be
33 deposited into this account. Expenditures from this account must
34 support current and future license plate technology and systems
35 integration upgrades for both the department and correctional
36 industries. Moneys in the account may be spent only after
37 appropriation. Additionally, the moneys in this account may be used to

1 reimburse the motor vehicle account for any appropriation made to
2 implement the digital license plate system. During the 2005-07 fiscal
3 biennium, the legislature may transfer from the license plate
4 technology account to the highway safety fund such amounts as reflect
5 the excess account balance of the license plate technology account.

6 **Sec. 906.** RCW 46.68.060 and 1969 c 99 s 11 are each amended to
7 read as follows:

8 There is hereby created in the state treasury a fund to be known as
9 the highway safety fund to the credit of which shall be deposited all
10 moneys directed by law to be deposited therein. This fund shall be
11 used for carrying out the provisions of law relating to driver
12 licensing, driver improvement, financial responsibility, cost of
13 furnishing abstracts of driving records and maintaining such case
14 records, and to carry out the purposes set forth in RCW 43.59.010.
15 During the 2005-07 fiscal biennium, the legislature may transfer from
16 the highway safety fund to the state patrol highway account amounts as
17 reflect the excess fund balance of the highway safety fund.

18 **MISCELLANEOUS**

19 NEW SECTION. **Sec. 1001.** If any provision of this act or its
20 application to any person or circumstance is held invalid, the
21 remainder of the act or the application of the provision to other
22 persons or circumstances is not affected.

23 NEW SECTION. **Sec. 1002.** This act is necessary for the immediate
24 preservation of the public peace, health, or safety, or support of the
25 state government and its existing public institutions, and takes effect
26 immediately.

(End of bill)

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