
HOUSE BILL 1094

State of Washington

60th Legislature

2007 Regular Session

By Representatives Clibborn, Jarrett and O'Brien; by request of Governor Gregoire

Read first time 01/10/2007. Referred to Committee on Transportation.

1 AN ACT Relating to transportation funding and appropriations;
2 amending RCW 46.68.170 and 47.29.170; creating new sections; making
3 appropriations and authorizing expenditures for capital improvements;
4 and declaring an emergency.

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

6 **2007-09 BIENNIUM**

7 NEW SECTION. **Sec. 1.** (1) The transportation budget of the state
8 is hereby adopted and, subject to the provisions set forth, the several
9 amounts specified, or as much thereof as may be necessary to accomplish
10 the purposes designated, are hereby appropriated from the several
11 accounts and funds named to the designated state agencies and offices
12 for employee compensation and other expenses, for capital projects, and
13 for other specified purposes, including the payment of any final
14 judgments arising out of such activities, for the period ending June
15 30, 2009.

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

- 1 (a) "Fiscal year 2008" or "FY 2008" means the fiscal year ending
 2 June 30, 2008.
- 3 (b) "Fiscal year 2009" or "FY 2009" means the fiscal year ending
 4 June 30, 2009.
- 5 (c) "FTE" means full-time equivalent.
- 6 (d) "Lapse" or "revert" means the amount shall return to an
 7 unappropriated status.
- 8 (e) "Provided solely" means the specified amount may be spent only
 9 for the specified purpose. Unless otherwise specifically authorized in
 10 this act, any portion of an amount provided solely for a specified
 11 purpose which is not expended subject to the specified conditions and
 12 limitations to fulfill the specified purpose shall lapse.
- 13 (f) "Reappropriation" means appropriation and, unless the context
 14 clearly provides otherwise, is subject to the relevant conditions and
 15 limitations applicable to appropriations.
- 16 (g) "LEAP" means the legislative evaluation and accountability
 17 program committee.

18 **GENERAL GOVERNMENT AGENCIES--OPERATING**

19 NEW SECTION. **Sec. 101. FOR THE UTILITIES AND TRANSPORTATION**
 20 **COMMISSION**

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

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

27 NEW SECTION. **Sec. 102. FOR THE OFFICE OF FINANCIAL MANAGEMENT**
 28 Motor Vehicle Account--State Appropriation \$1,269,000

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

31 (1) \$760,000 of the motor vehicle account--state appropriation is
 32 provided solely for the office of regulatory assistance integrated
 33 permitting project. If Z-0316/07 is not enacted by June 30, 2007, the
 34 amount provided in this subsection shall lapse.

1 (2) \$75,000 of the motor vehicle account state appropriation is to
2 address transportation budget and reporting requirements.

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

4 Puget Sound Ferry Operations Account--State
5 Appropriation \$426,000

6 NEW SECTION. **Sec. 104. FOR THE STATE PARKS AND RECREATION**
7 **COMMISSION**

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

9 The appropriation in this section is subject to the following
10 conditions and limitations: The entire appropriation in this section
11 is provided solely for road maintenance purposes.

12 NEW SECTION. **Sec. 105. FOR THE DEPARTMENT OF AGRICULTURE**

13 Motor Vehicle Account--State Appropriation \$1,358,000
14 Energy Freedom Account--State Appropriation \$500,000
15 TOTAL APPROPRIATION \$1,858,000

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

18 (1) \$351,000 of the motor vehicle account--state appropriation is
19 provided solely for costs associated with the motor fuel quality
20 program.

21 (2) \$1,007,000 of the motor vehicle account--state appropriation
22 and \$500,000 of the energy freedom account--state appropriation are
23 provided solely to test the quality of biodiesel fuel. The department
24 must test fuel quality at the biodiesel manufacturer, distributor, and
25 retailer.

26 NEW SECTION. **Sec. 106. FOR THE DEPARTMENT OF ARCHEOLOGY AND**
27 **HISTORIC PRESERVATION**

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

29 **TRANSPORTATION AGENCIES--OPERATING**

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

32 Highway Safety Account--State Appropriation \$2,600,000

1 Highway Safety Account--Federal Appropriation \$15,882,000
 2 School Zone Safety Account--State Appropriation \$3,300,000
 3 TOTAL APPROPRIATION \$21,782,000

4 NEW SECTION. **Sec. 202. FOR THE COUNTY ROAD ADMINISTRATION BOARD**
 5 Rural Arterial Trust Account--State Appropriation \$905,000
 6 Motor Vehicle Account--State Appropriation \$2,069,000
 7 County Arterial Preservation Account--State
 8 Appropriation \$918,000
 9 TOTAL APPROPRIATION \$3,892,000

10 NEW SECTION. **Sec. 203. FOR THE TRANSPORTATION IMPROVEMENT BOARD**
 11 Urban Arterial Trust Account--State Appropriation \$1,790,000
 12 Transportation Improvement Account--State
 13 Appropriation \$1,792,000
 14 TOTAL APPROPRIATION \$3,582,000

15 NEW SECTION. **Sec. 204. FOR THE BOARD OF PILOTAGE COMMISSIONERS**
 16 Pilotage Account--State Appropriation \$1,155,000

17 NEW SECTION. **Sec. 205. FOR THE JOINT TRANSPORTATION COMMITTEE**
 18 Motor Vehicle Account--State Appropriation \$939,000

19 NEW SECTION. **Sec. 206. FOR THE TRANSPORTATION COMMISSION**
 20 Motor Vehicle Account--State Appropriation \$1,504,000
 21 Multimodal Transportation Account--State Appropriation . . . \$112,000
 22 TOTAL APPROPRIATION \$1,616,000

23 The appropriations in this section are subject to the following
 24 conditions and limitations: The Washington state transportation
 25 commission shall review the ferry tariff structure, including long-term
 26 system revenue requirements necessary to balance the ferry operations
 27 account and evaluate how travel demand management strategies can
 28 improve system capacity utilization. The commission shall conduct
 29 surveys of ferry customers in performing their review. The commission
 30 shall report its findings to the office of financial management and the
 31 legislative transportation committees by September 1, 2007.

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

3	Motor Vehicle Account--State Appropriation	\$1,003,000
4	Motor Vehicle Account--Federal Appropriation	\$128,000
5	TOTAL APPROPRIATION	\$1,131,000

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

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

12 (2) The freight mobility strategic investment board and the
13 department of transportation shall develop a list of freight highway
14 and rail projects funded by the board and the department. The board
15 and the department shall collaborate to submit a report to the office
16 of financial management and the transportation committees of the
17 legislature by September 1, 2007, describing how the freight projects
18 address state freight priorities. The criteria used for selecting
19 among competing projects shall be clearly identified.

20 (3) \$320,000 of the motor vehicle account--state appropriation and
21 \$128,000 of the motor vehicle account--federal appropriation are
22 provided solely for development of a freight database to help guide
23 freight investment decisions and track project effectiveness. The
24 database will be based on truck movement tracked through geographic
25 information system technology. TransNow will contribute an additional
26 \$192,000 in federal funds which are not appropriated in the
27 transportation budget.

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

30	State Patrol Highway Account--State	
31	Appropriation	\$227,973,000
32	State Patrol Highway Account--Federal	
33	Appropriation	\$10,602,000
34	State Patrol Highway Account--Private/Local	
35	Appropriation	\$410,000
36	TOTAL APPROPRIATION	\$238,985,000

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

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

11 (2) In addition to the user fees, the patrol shall transfer into
12 the state patrol nonappropriated airplane revolving account under RCW
13 43.79.470 no more than the amount of appropriated state patrol highway
14 account and general fund funding necessary to cover the costs for the
15 patrol's use of the aircraft. The state patrol highway account and
16 general fund--state funds shall be transferred proportionately in
17 accordance with a cost allocation that differentiates between highway
18 traffic enforcement services and general policing purposes.

19 (3) The patrol shall not account for or record locally provided DUI
20 cost reimbursement payments as expenditure credits to the state patrol
21 highway account. The patrol shall report the amount of expected
22 locally provided DUI cost reimbursements to the governor and
23 transportation committees of the senate and house of representatives by
24 September 30th of each year.

25 NEW SECTION. **Sec. 209. FOR THE WASHINGTON STATE PATROL--**
26 **INVESTIGATIVE SERVICES BUREAU**

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

28 NEW SECTION. **Sec. 210. FOR THE WASHINGTON STATE PATROL--**
29 **TECHNICAL SERVICES BUREAU**

30 State Patrol Highway Account--State Appropriation \$108,332,000

31 State Patrol Highway Account--Private/Local
32 Appropriation \$2,008,000

33 TOTAL APPROPRIATION \$110,340,000

34 NEW SECTION. **Sec. 211. FOR THE WASHINGTON STATE PATROL--CRIMINAL**
35 **HISTORY AND BACKGROUND CHECKS.** In accordance with RCW 10.97.100 and

1 chapter 43.43 RCW, the Washington state patrol is authorized to perform
 2 criminal history and background checks for state and local agencies and
 3 nonprofit and other private entities and disseminate the records
 4 resulting from these activities. The Washington state patrol is
 5 required to charge a fee for these activities, for which it is the
 6 policy of the state of Washington that the fees cover the direct and
 7 indirect costs of performing the criminal history and background checks
 8 and disseminating the information. For each type of criminal history
 9 and background check and dissemination of these records, the Washington
 10 state patrol shall, as nearly as practicable, set fees at levels
 11 sufficient to cover the direct and indirect costs. Pursuant to RCW
 12 43.135.055, during the 2007-2009 fiscal biennium, the Washington state
 13 patrol may increase fees in excess of the fiscal growth factor if the
 14 increases are necessary to fully fund the cost of supervision and
 15 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	\$159,000
21	Wildlife Account--State Appropriation	\$101,000
22	Highway Safety Account--State Appropriation	\$15,268,000
23	Motor Vehicle Account--State Appropriation	\$9,317,000
24	Motor Vehicle Account--Federal Appropriation	\$15,000
25	Department of Licensing Services Account--State	
26	Appropriation	\$182,000
27	TOTAL APPROPRIATION	\$25,046,000

28 The appropriations in this section are subject to the following
 29 conditions and limitations: \$434,000 of the highway safety
 30 account--state appropriation is provided solely for costs associated
 31 with the systems development and issuance of enhanced drivers' licenses
 32 and identicards to facilitate crossing the Canadian border. If agency
 33 request legislation Z-0234/07 (relating to the issuance of enhanced
 34 drivers' licenses and identicards) is not enacted by June 30, 2007,
 35 this amount shall lapse. The department may expend funds only after
 36 acceptance of the enhanced Washington state driver's license for border

1 crossing purposes by the Canadian and United States governments. The
2 department may expend funds only after prior written approval of the
3 director of financial management.

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

6	Marine Fuel Tax Refund Account--State Appropriation	\$2,000
7	Motorcycle Safety Education Account--State	
8	Appropriation	\$71,000
9	Wildlife Account--State Appropriation	\$46,000
10	Highway Safety Account--State Appropriation	\$27,244,000
11	Motor Vehicle Account--State Appropriation	\$13,056,000
12	Motor Vehicle Account--Private/Local Appropriation	\$500,000
13	Department of Licensing Services Account--State	
14	Appropriation	\$2,643,000
15	TOTAL APPROPRIATION	\$43,562,000

16 The appropriations in this section are subject to the following
17 conditions and limitations: \$6,014,000 of the highway safety
18 account--state appropriation is provided solely for costs associated
19 with the systems development and issuance of enhanced drivers' licenses
20 and identicards to facilitate crossing the Canadian border. If agency
21 request legislation Z-0234/07 (relating to the issuance of enhanced
22 drivers' licenses and identicards) is not enacted by June 30, 2007,
23 this amount shall lapse. The department may expend funds only after
24 acceptance of the enhanced Washington state driver's license for border
25 crossing purposes by the Canadian and United States governments. The
26 department may expend funds only after prior written approval of the
27 director of financial management.

28 NEW SECTION. **Sec. 214. FOR THE DEPARTMENT OF LICENSING--VEHICLE**
29 **SERVICES**

30	Marine Fuel Tax Refund Account--State Appropriation	\$26,000
31	Wildlife Account--State Appropriation	\$694,000
32	Highway Safety Account--State Appropriation	\$460,000
33	Motor Vehicle Account--State Appropriation	\$57,462,000
34	Motor Vehicle Account--Federal Appropriation	\$102,000
35	Motor Vehicle Account--Private/Local Appropriation	\$872,000
36	Department of Licensing Services Account--State	

1 Appropriation \$1,670,000
 2 TOTAL APPROPRIATION \$61,286,000

3 NEW SECTION. **Sec. 215. FOR THE DEPARTMENT OF LICENSING--DRIVER**
 4 **SERVICES**

5 Motorcycle Safety Education Account--State
 6 Appropriation \$3,675,000
 7 Highway Safety Account--State Appropriation \$99,795,000
 8 Highway Safety Account--Federal Appropriation \$233,000
 9 TOTAL APPROPRIATION \$103,703,000

10 The appropriations in this section are subject to the following
 11 conditions and limitations: \$2,544,000 of the highway safety
 12 account--state appropriation is provided solely for costs associated
 13 with the systems development and issuance of enhanced drivers' licenses
 14 and identicards to facilitate crossing the Canadian border. If agency
 15 request legislation Z-0234/07 (relating to the issuance of enhanced
 16 drivers' licenses and identicards) is not enacted by June 30, 2007,
 17 this amount shall lapse. The department may expend funds only after
 18 acceptance of the enhanced Washington state driver's license for border
 19 crossing purposes by the Canadian and United States governments. The
 20 department may expend funds only after prior written approval of the
 21 director of financial management.

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

24 High-Occupancy Toll Lanes Account--State
 25 Appropriation \$2,596,000
 26 Motor Vehicle Account--State Appropriation \$1,345,000
 27 Tacoma Narrows Toll Bridge Account--State
 28 Appropriation \$31,198,000
 29 TOTAL APPROPRIATION \$35,139,000

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

32 Motor Vehicle Account--State Appropriation \$70,510,000
 33 Motor Vehicle Account--Federal Appropriation \$1,096,000
 34 Puget Sound Ferry Operations Account--State
 35 Appropriation \$9,184,000

1 TOTAL APPROPRIATION \$57,624,000

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

4 Motor Vehicle Account--State Appropriation \$3,151,000

5 The appropriation in this section is subject to the following
6 conditions and limitations: \$2,200,000 of the motor vehicle account--
7 state appropriation is for the professional services and administration
8 necessary to evaluate proposals solicited under the state's
9 transportation innovative partnership program as provided in chapter
10 47.29 RCW. If a solicited proposal is received for a project that is
11 currently funded, the cost of evaluating the proposal may be charged to
12 the project.

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

15 Motor Vehicle Account--State Appropriation \$321,618,000

16 Motor Vehicle Account--Federal Appropriation \$2,000,000

17 Motor Vehicle Account--Private/Local Appropriation \$5,797,000

18 TOTAL APPROPRIATION \$329,415,000

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

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

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

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

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

9 NEW SECTION. **Sec. 225. FOR THE DEPARTMENT OF TRANSPORTATION--**
10 **TRANSPORTATION PLANNING, DATA, AND RESEARCH--PROGRAM T**

11 Transportation Partnership Account--State

12	Appropriation	\$3,900,000
13	Motor Vehicle Account--State Appropriation	\$25,425,000
14	Motor Vehicle Account--Federal Appropriation	\$19,035,000
15	Multimodal Transportation Account--State	
16	Appropriation	\$1,177,000
17	Multimodal Transportation Account--Federal	
18	Appropriation	\$2,809,000
19	Multimodal Transportation Account--Private/Local	
20	Appropriation	\$100,000
21	TOTAL APPROPRIATION	\$52,446,000

22 The appropriations in this section are subject to the following
23 conditions and limitations: \$3,900,000 of the transportation
24 partnership account--state appropriation is provided solely for the
25 costs of the regional transportation investment district (RTID) and
26 department of transportation project oversight. The department shall
27 provide support from its urban corridors region to assist in preparing
28 project costs, expenditure plans, and modeling. The department shall
29 not deduct a management reserve, nor charge management or overhead
30 fees. These funds, including those expended since 2003, are provided
31 as a loan to the RTID and shall be repaid to the state motor vehicle
32 account within one year following the certification of the election
33 results related to the RTID.

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

36 Motor Vehicle Account--State Appropriation \$58,070,000

1	Motor Vehicle Account--Federal Appropriation	\$400,000
2	Multimodal Transportation Account--State	
3	Appropriation	\$259,000
4	TOTAL APPROPRIATION	\$58,729,000

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

7 (1) \$33,229,000 of the motor vehicle fund--state appropriation is
8 provided solely for the liabilities attributable to the department of
9 transportation. The office of financial management must provide a
10 detailed accounting of the revenues and expenditures of the self-
11 insurance fund to the transportation committees of the legislature on
12 December 31st and June 30th of each year.

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

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

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

19 (c) FOR PAYMENT OF COSTS OF DEPARTMENT OF GENERAL
20 ADMINISTRATION FACILITIES AND SERVICES AND CONSOLIDATED
21 MAIL SERVICES \$4,157,000

22 (d) FOR PAYMENT OF COSTS OF THE DEPARTMENT OF
23 PERSONNEL \$4,033,000

24 (e) FOR PAYMENT OF SELF-INSURANCE LIABILITY
25 PREMIUMS AND ADMINISTRATION \$33,229,000

26 (f) FOR PAYMENT OF THE DEPARTMENT OF GENERAL
27 ADMINISTRATION CAPITAL PROJECTS SURCHARGE \$1,838,000

28 (g) FOR ARCHIVES AND RECORDS MANAGEMENT \$647,000

29 (h) FOR OFFICE OF MINORITIES AND WOMEN BUSINESS
30 ENTERPRISES \$1,070,000

31 (i) FOR USE OF FINANCIAL SYSTEMS PROVIDED BY
32 THE OFFICE OF FINANCIAL MANAGEMENT \$930,000

33 (j) FOR POLICY ASSISTANCE FROM THE DEPARTMENT
34 OF INFORMATION SERVICES \$1,138,000

35 (k) FOR LEGAL SERVICE PROVIDED BY THE ATTORNEY
36 GENERAL'S OFFICE \$8,859,000

37 (l) FOR LEGAL SERVICE PROVIDED BY THE ATTORNEY
38 GENERAL'S OFFICE FOR THE SECOND PHASE OF THE BOLDT

1 LITIGATION \$158,000

2 NEW SECTION. **Sec. 227. FOR THE DEPARTMENT OF TRANSPORTATION--**
3 **PUBLIC TRANSPORTATION--PROGRAM V**

4 Regional Mobility Grant Program Account--State

5 Appropriation \$40,000,000

6 Multimodal Transportation Account--State

7 Appropriation \$63,766,000

8 Multimodal Transportation Account--Federal

9 Appropriation \$2,582,000

10 Multimodal Transportation Account--Private/Local

11 Appropriation \$291,000

12 TOTAL APPROPRIATION \$106,639,000

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

15 (1) \$25,000,000 of the multimodal transportation account--state
16 appropriation is provided solely for a grant program for special needs
17 transportation provided by transit agencies and nonprofit providers of
18 transportation.

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

25 (b) \$19,500,000 of the amount provided in this subsection is
26 provided solely for grants to transit agencies to transport persons
27 with special transportation needs. To receive a grant, the transit
28 agency must have a maintenance of effort for special needs
29 transportation that is no less than the previous year's maintenance of
30 effort for special needs transportation. Grants for transit agencies
31 shall be prorated based on the amount expended for demand response
32 service and route deviated service in calendar year 2005 as reported in
33 the "Summary of Public Transportation - 2005" published by the
34 department of transportation. No transit agency may receive more than
35 thirty percent of these distributions.

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

1 (a) \$8,500,000 of the multimodal transportation account--state
2 appropriation is provided solely for grants for those transit systems
3 serving small cities and rural areas as identified in the Summary of
4 Public Transportation - 2005 published by the department of
5 transportation. Noncompetitive grants must be distributed to the
6 transit systems serving small cities and rural areas in a manner
7 similar to past disparity equalization programs.

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

12 (3) \$6,000,000 of the multimodal transportation account--state
13 appropriation is provided solely for a vanpool grant program for: (a)
14 Public transit agencies to add vanpools; and (b) incentives for
15 employers to increase employee vanpool use. The grant program for
16 public transit agencies will cover capital costs only; no operating
17 costs for public transit agencies are eligible for funding under this
18 grant program. No additional employees may be hired from the funds
19 provided in this section for the vanpool grant program, and supplanting
20 of transit funds currently funding vanpools is not allowed. Additional
21 criteria for selecting grants must include leveraging funds other than
22 state funds.

23 (4) \$40,000,000 of the multimodal transportation account--state
24 appropriation is provided solely for the regional mobility grant
25 program. The department shall provide annual status reports on
26 December 15, 2007, and December 15, 2008, to the office of financial
27 management and the transportation committees of the legislature
28 regarding the projects receiving grants.

29 NEW SECTION. **Sec. 228. FOR THE DEPARTMENT OF TRANSPORTATION--**
30 **MARINE--PROGRAM X**

31 Puget Sound Ferry Operations Account--State

32	Appropriation	\$400,428,000
33	Multimodal Transportation Account--State	
34	Appropriation	\$1,830,000
35	TOTAL APPROPRIATION	\$402,258,000

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

1 (1) \$86,438,000 of the total appropriation is provided for auto
2 ferry vessel operating fuel in the 2007-2009 biennium.

3 (2) The department shall:

4 (a) Revise the lifecycle cost model for terminal preservation;

5 (b) Use the definition of capital improvement and preservation in
6 the office of financial management capital budget instructions;

7 (c) Perform a predesign study on all terminal projects that exceed
8 \$5,000,000; and

9 (d) Hire a consultant or consultants with the expertise to study:

10 (i) The level of service standards for vehicles, including whether
11 boat wait is the appropriate level-of-service measurement; and

12 (ii) The two ridership models used by the ferry division to develop
13 a single model that can be used for short and long-term planning.

14 The costs associated with these studies may be charged to the terminal
15 projects as appropriated in section 308 of this act. The department
16 shall submit a report of its findings to the office of financial
17 management and the legislative transportation committees by September
18 1, 2007.

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

27 (4) \$1,830,000 of the multimodal transportation account--state
28 appropriation is provided solely to provide passenger-only ferry
29 service through June 30, 2008.

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

32 Multimodal Transportation Account--State Appropriation . . \$36,780,000

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

35 (1) The freight mobility strategic investment board and the
36 department of transportation shall develop a list of freight highway
37 and rail projects funded by the board and the department. The board

1 and the department shall collaborate to submit a report to the office
2 of financial management and the transportation committees of the
3 legislature by September 1, 2007, describing how the freight projects
4 address state freight priorities. The criteria used for selecting
5 among competing projects shall be clearly identified.

6 (2) The department shall publish a final long-range plan for Amtrak
7 Cascades by September 30, 2007. By December 31, 2008, the department
8 shall submit to the office of financial management and the
9 transportation committees of the legislature a midrange plan for Amtrak
10 Cascades that identifies specific steps the department would propose to
11 achieve additional service beyond current levels.

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

14	Motor Vehicle Account--State Appropriation	\$10,399,000
15	Motor Vehicle Account--Federal Appropriation	\$2,567,000
16	TOTAL APPROPRIATION	\$12,966,000

17 The appropriations in this section are subject to the following
18 conditions and limitations: \$1,785,000 of the motor vehicle account--
19 state appropriation is provided solely to the department in accordance
20 with RCW 46.68.110(2) and 46.68.120(3) and shall be used by the
21 department solely for contract services with the association of
22 Washington cities and the Washington state association of counties for
23 improving transportation permitting and mitigation processes.

24 **TRANSPORTATION AGENCIES--CAPITAL**

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

26	State Patrol Highway Account--State Appropriation	\$6,300,000
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27 The appropriation in this section is subject to the following
28 conditions and limitations:

- 29 (1) \$2,200,000 is provided solely for minor works projects.
- 30 (2) \$850,000 is provided for design and construction of regional
31 wastewater treatment systems for the Washington state patrol Shelton
32 academy.
- 33 (3) \$250,000 is provided solely for master planning for the
34 Washington state patrol academy facility.

1 (4) \$3,000,000 is provided solely for replacement of the aviation
2 section hanger and offices located at the Olympia airport.

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

4 Rural Arterial Trust Account--State Appropriation	\$64,000,000
5 Motor Vehicle Account--State Appropriation	\$2,368,000
6 County Arterial Preservation Account--State	
7 Appropriation	\$33,342,000
8 TOTAL APPROPRIATION	\$99,710,000

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

11 (1) \$2,069,000 of the motor vehicle account--state appropriation is
12 provided solely for county ferries, as set forth in RCW 47.56.725(4),
13 for the following projects: Pierce county replacement ferry, \$754,000;
14 Whatcom county replacement ferry, \$815,000; and Wahkiakum county ferry
15 ramp reconstruction, \$500,000.

16 (2) \$481,000 of the county arterial preservation account--state
17 appropriation is provided solely for continued development and
18 implementation of a maintenance management system to manage county
19 transportation assets.

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

21 Small City Pavement and Sidewalk Account--State	
22 Appropriation	\$2,500,000
23 Urban Arterial Trust Account--State Appropriation	\$116,200,000
24 Transportation Improvement Account--State	
25 Appropriation	\$90,643,000
26 TOTAL APPROPRIATION	\$209,343,000

27 The appropriations in this section are subject to the following
28 conditions and limitations: The transportation improvement account--
29 state appropriation includes up to \$7,143,000 in proceeds from the sale
30 of bonds authorized in RCW 47.26.500.

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

33 Motor Vehicle Account--State Appropriation	\$12,956,000
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1 The appropriation in this section is subject to the following
2 conditions and limitations:

3 (1) \$584,000 of the motor vehicle account--state appropriation is
4 for statewide administration.

5 (2) \$732,000 of the motor vehicle account--state appropriation is
6 for regional minor projects.

7 (3) \$785,000 of the motor vehicle account--state appropriation is
8 for the replacement of the existing Ephrata area maintenance facility.

9 (4) \$758,000 of the motor vehicle account--state appropriation is
10 for the replacement of the northwest region maintenance facility in
11 Seattle.

12 (5) \$263,000 of the motor vehicle account--state appropriation is
13 to acquire a site to replace the Vancouver light industrial facilities
14 in the department's southwest region.

15 (6) \$176,000 of the motor vehicle account--state appropriation is
16 to acquire a site for the tri-cities area maintenance facility that
17 will replace the Pasco area maintenance facility.

18 (7) \$9,658,000 of the motor vehicle account--state appropriation is
19 for the Olympic region headquarters project.

20 (8) The department of transportation is authorized to use
21 certificates of participation for the following projects in not more
22 than the principal amounts indicated, plus financing expenses and
23 required reserves pursuant to chapter 39.94 RCW.

24 Ephrata area maintenance facility	\$6,375,000
25 Northwest region maintenance facility	\$6,700,000
26 Vancouver light industrial site acquisition	\$2,700,000
27 Tri-cities area maintenance facility site acquisition . . .	\$1,600,000
28 Olympic region headquarters facility	\$48,500,000

29 (9) The state department of transportation may utilize the design-
30 build process in accordance with chapter 39.10 RCW for the Olympic
31 region project. If the design-build process is used, it may be
32 developed in partnership with the department of general administration.

33 (10) The office of financial management may authorize the transfer
34 of appropriation authority for the statewide administration to the
35 appropriation authority for regional minor projects that is in excess
36 of the amount required for statewide administration.

37 (11) The office of financial management may authorize the transfer
38 of appropriation authority between subsections (1) through (7) of this

1 section if required to ensure the payment of principal and interest on
2 all certificates of participation that are authorized in subsection (8)
3 of this section.

4 NEW SECTION. **Sec. 305. FOR THE DEPARTMENT OF TRANSPORTATION--**
5 **IMPROVEMENTS--PROGRAM I**

6	Transportation Partnership Account--State	
7	Appropriation	\$1,194,703,000
8	Motor Vehicle Account--State Appropriation	\$47,746,000
9	Motor Vehicle Account--Federal Appropriation	\$359,527,000
10	Motor Vehicle Account--Private/Local	
11	Appropriation	\$32,526,000
12	Special Category C Account--State Appropriation	\$37,419,000
13	Multimodal Transportation Account--State	
14	Appropriation	\$7,500,000
15	Tacoma Narrows Toll Bridge Account--State	
16	Appropriation	\$142,484,000
17	Transportation 2003 Account (Nickel Account)--State	
18	Appropriation	\$1,049,391,000
19	TOTAL APPROPRIATION	\$2,871,296,000

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

22 (1) The motor vehicle account--state appropriation includes up to
23 \$11,000,000 in proceeds from the sale of bonds authorized by RCW
24 47.10.843.

25 (2) The appropriations in this section are provided solely for the
26 projects and activities as contained in the transportation executive
27 information system (TEIS) GOV2007 project list, dated December 19,
28 2006. Limited transfers of specific line-item project appropriations
29 between projects may occur for those amounts listed subject to the
30 conditions and limitations in section 603 of this act.

31 (3) The department shall not commence construction on any part of
32 the state route number 520 bridge replacement and HOV project until a
33 record of decision has been reached providing reasonable assurance that
34 project impacts will be avoided, minimized, or mitigated as much as
35 practicable to protect against further adverse impacts on neighborhood
36 environmental quality as a result of repairs and improvements made to
37 the state route 520 bridge and its connecting roadways, and that any

1 such impacts will be addressed through engineering design choices,
2 mitigation measures, or a combination of both. The requirements of
3 this section shall not apply to off-site pontoon construction
4 supporting the state route number 520 bridge replacement and HOV
5 project.

6 (4) The transportation partnership account--state appropriation
7 includes up to \$916,000,000 in proceeds from the sale of bonds
8 authorized in RCW 47.10.873.

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

12 (6) The transportation 2003 account (nickel account)--state
13 appropriation includes up to \$976,000,000 in proceeds from the sale of
14 bonds authorized by RCW 47.10.861.

15 (7) The special category C account--state appropriation includes
16 \$30,000,000 in proceeds from the sale of bonds authorized in Z-0334/07.
17 If Z-0334/07 is not enacted by June 30, 2007, this amount shall lapse.

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

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

29 (10) \$250,000 of the motor vehicle account--state appropriation is
30 provided solely for an inland pacific hub study to develop an inland
31 corridor for the movement of freight and goods to and through eastern
32 Washington; and \$500,000 of the motor vehicle account--state
33 appropriation is provided solely for the SR3/SR16 corridor study to
34 plan and prioritize state and local improvements needed over the next
35 10-20 years to support safety, capacity development, and economic
36 development within the corridor.

37 (11)(a) Prior to commencing construction on either project, the
38 department of transportation shall complete all of the following

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

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

19 (12) \$10,500,000 of the motor vehicle fund--state appropriation is
 20 provided solely for the department to use as directed by the office of
 21 the governor for emergent transportation safety and economic
 22 development needs.

23 NEW SECTION. **Sec. 306. FOR THE DEPARTMENT OF TRANSPORTATION--**
 24 **PRESERVATION--PROGRAM P**

25 Transportation Partnership Account--State

26	Appropriation	\$195,573,000
27	Motor Vehicle Account--State Appropriation	\$15,357,000
28	Motor Vehicle Account--Federal Appropriation	\$413,230,000
29	Motor Vehicle Account--Private/Local Appropriation	\$11,975,000
30	Transportation 2003 Account (Nickel Account)--State	
31	Appropriation	\$5,791,000
32	TOTAL APPROPRIATION	\$641,926,000

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

35 (1) The appropriations in this section are provided solely for the
 36 projects and activities as contained in the transportation executive
 37 information system (TEIS) GOV2007 project list, dated December 19,

1 2006. Limited transfers of specific line-item project appropriations
2 between projects may occur for those amounts listed subject to the
3 conditions and limitations in section 603 of this act.

4 (2) The motor vehicle account--state appropriation includes up to
5 \$3,000,000 in proceeds from the sale of bonds authorized by RCW
6 47.10.843.

7 (3) The funding described in this section includes \$8,305,759 of
8 the transportation 2003 account (nickel account)--state appropriation
9 and \$237,241 of the motor vehicle account--private/local appropriation,
10 which is provided solely for the SR 519 project. The total project is
11 expected to cost no more than \$74,400,000 including contributions from
12 project partners.

13 (4) 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 Programs I and P,
16 including, but not limited to, the SR 518, SR 519, SR 520, and Alaskan
17 Way Viaduct projects.

18 NEW SECTION. **Sec. 307. FOR THE DEPARTMENT OF TRANSPORTATION--**
19 **TRAFFIC OPERATIONS--PROGRAM Q--CAPITAL**

20	Motor Vehicle Account--State Appropriation	\$11,340,000
21	Motor Vehicle Account--Federal Appropriation	\$14,610,000
22	Motor Vehicle Account--Private/Local Appropriation	\$146,000
23	TOTAL APPROPRIATION	\$26,096,000

24 The appropriations in this section are subject to the following
25 conditions and limitations: The appropriations in this section are
26 provided solely for the projects and activities as contained in the
27 transportation executive information system (TEIS) GOV2007 project
28 list, dated December 19, 2006. Limited transfers of specific line-item
29 project appropriations between projects may occur for those amounts
30 listed subject to the conditions and limitations in section 603 of this
31 act.

32 NEW SECTION. **Sec. 308. FOR THE DEPARTMENT OF TRANSPORTATION--**
33 **WASHINGTON STATE FERRIES CONSTRUCTION--PROGRAM W**

34	Puget Sound Capital Construction Account--State	
35	Appropriation	\$178,212,000
36	Puget Sound Capital Construction Account--Federal	

1	Appropriation	\$58,529,000
2	Transportation Partnership Account--State	
3	Appropriation	\$1,940,000
4	Multimodal Transportation Account--State	
5	Appropriation	\$60,724,000
6	Transportation 2003 Account (Nickel Account)--State	
7	Appropriation	\$122,903,000
8	TOTAL APPROPRIATION	\$422,308,000

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

14 (1) The appropriations in this section are provided solely for the
15 projects and activities as contained in the transportation executive
16 information system (TEIS) GOV2007 project list, dated December 19,
17 2006. Limited transfers of specific line-item project appropriations
18 between projects may occur for those amounts listed subject to the
19 conditions and limitations in section 603 of this act.

20 (2) The Puget Sound capital construction account--state
21 appropriation includes up to \$131,416,000 in proceeds from the sale of
22 bonds authorized by RCW 47.10.843 for vessel and terminal acquisition,
23 major and minor improvements, and long lead time materials acquisition
24 for the Washington state ferries.

25 (3) The multimodal transportation account--state appropriation
26 includes up to \$60,724,000 in proceeds from the sale of bonds
27 authorized by RCW 47.10.867.

28 (4) The department shall sell the M.V. Chinook and M.V. Snohomish
29 passenger-only fast ferries as soon as practicable and deposit the
30 proceeds of the sales into the passenger ferry account created in RCW
31 47.60.645. Once the department ceases to provide passenger-only ferry
32 service, the department shall sell the M.V. Kalama and M.V. Skagit
33 passenger-only ferries and deposit the proceeds of the sales into the
34 passenger ferry account created in RCW 47.60.645.

35 NEW SECTION. **Sec. 309. FOR THE DEPARTMENT OF TRANSPORTATION--**
36 **RAIL--PROGRAM Y--CAPITAL**

37	Essential Rail Assistance Account--State Appropriation . . .	\$500,000
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1	Transportation Infrastructure Account--State	
2	Appropriation	\$2,500,000
3	Multimodal Transportation Account--State	
4	Appropriation	\$156,415,000
5	Multimodal Transportation Account--Federal	
6	Appropriation	\$26,030,000
7	Multimodal Transportation Account--Private/Local	
8	Appropriation	\$7,052,000
9	TOTAL APPROPRIATION	\$192,497,000

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

12 (1)(a) The appropriations in this section are provided solely for
13 the projects and activities as contained in the transportation
14 executive information system (TEIS) GOV2007 project list, dated
15 December 19, 2006. Limited transfers of specific line-item project
16 appropriations between projects may occur for those amounts listed
17 subject to the conditions and limitations in section 603 of this act.

18 (b) The funding described in (a) of this subsection includes
19 \$2,500,000 of the transportation infrastructure account-state
20 appropriation, which is provided solely for low-interest loans or
21 grants for rail capital projects through the freight rail investment
22 bank program. The department shall submit criteria for the use of such
23 funds to the office of financial management and the transportation
24 committees of the legislature prior to issuing a call for projects.

25 (2) If the department issues a call for projects, applications must
26 be received by the department by November 1, 2007, and November 1,
27 2008.

28 (3) The multimodal transportation account--state appropriation
29 includes up to \$136,895,000 in proceeds from the sale of bonds
30 authorized by RCW 47.10.867.

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

35 (5) If new federal funding for freight or passenger rail is
36 received, the department shall consult with the transportation
37 committees of the legislature and the office of financial management
38 prior to spending the funds on existing or additional projects.

1 (6)(a) The Palouse River and Coulee City (PCC) rail line system is
 2 made up of the CW, P&L and PV Hooper rail lines. The state has
 3 purchased the P&L and PV Hooper right-of-ways and is in the process of
 4 purchasing the CW rail line from the current owner, Watco, as well as
 5 properties adjacent to the CW and P&L rail lines that are necessary for
 6 rail operations. In addition, the state is purchasing operating rights
 7 that were not originally purchased. To complete the purchase, the
 8 office of financial management shall negotiate a memorandum of
 9 understanding with Watco stating the terms of the state's purchase of
 10 the CW rail line right-of-way and all associated properties needed for
 11 the operation of three lines. The memorandum of understanding must be
 12 signed by January 31, 2007.

13 (b) The memorandum of understanding shall also include a provision
 14 requiring the state to select a rail operator(s) for the CW and P&L
 15 rail lines for the harvest season beginning June 1, 2007. The
 16 operator(s) will be selected through a competitive bid process. Watco
 17 will continue to operate the PV Hooper line for the harvest season
 18 beginning June 1, 2007, as required by contract. The operating
 19 agreement(s) for the harvest season beginning in 2007 will designate
 20 the state subsidy rate. Upon the expiration of the operating
 21 agreements, the state will transfer the operating rights to an
 22 intergovernmental entity or local rail district which will own the long
 23 term operating rights to the CW, P&L and PV Hooper rail lines.

24 NEW SECTION. **Sec. 310. FOR THE DEPARTMENT OF TRANSPORTATION--**
 25 **LOCAL PROGRAMS--PROGRAM Z--CAPITAL**

26	Transportation Infrastructure Account--State	
27	Appropriation	\$5,000,000
28	Highway Infrastructure Account--State Appropriation	\$207,000
29	Highway Infrastructure Account--Federal	
30	Appropriation	\$1,602,000
31	Freight Mobility Investment Account--State	
32	Appropriation	\$9,650,000
33	Transportation Partnership Account--State	
34	Appropriation	\$5,592,000
35	Motor Vehicle Account--State Appropriation	\$1,886,000
36	Motor Vehicle Account--Federal Appropriation	\$21,845,000
37	Freight Mobility Multimodal Account--State	

1	Appropriation	\$10,810,000
2	Multimodal Transportation Account--State	
3	Appropriation	\$18,756,000
4	Multimodal Transportation Account--Federal	
5	Appropriation	\$5,950,000
6	Transportation 2003 Account (Nickel Account)--State	
7	Appropriation	\$2,294,000
8	Passenger Ferry Account--State Appropriation	\$11,500,000
9	TOTAL APPROPRIATION	\$95,092,000

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

12 (1)(a) The appropriations in this section are provided solely for
13 the projects and activities as contained in the transportation
14 executive information system (TEIS) GOV2007 project list, dated
15 December 19, 2006. Limited transfers of specific line-item project
16 appropriations between projects may occur for those amounts listed
17 subject to the conditions and limitations in section 603 of this act.

18 (b) The funding described in (a) of this subsection includes
19 \$11,500,000 of the passenger ferry account-state appropriation, which
20 is provided solely for the establishment of a ferry grant program to
21 provide operating or capital grants for ferry systems as provided in
22 chapters 36.54 and 36.57A RCW to operate a passenger-only ferry system.
23 Priority shall be given to grant applications that provide continuity
24 of existing passenger-only ferry service and the provision of local or
25 federal matching funds.

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

30 (3) The department shall apply for surface transportation program
31 (STP) enhancement funds to be expended in lieu of or in addition to
32 state funds for eligible costs of projects in programs I and P,
33 including, but not limited to, the SR 518, SR 519, SR 520, and Alaskan
34 Way Viaduct projects.

35 (4) Federal funds may be transferred from program Z to programs I
36 and P and state funds shall be transferred from programs I and P to
37 program Z to replace those federal funds in a dollar-for-dollar match.
38 Fund transfers authorized under this subsection shall not affect

1 project prioritization status. Appropriations shall initially be
2 allotted as appropriated in this act. The department may not transfer
3 funds as authorized under this subsection without approval of the
4 office of financial management. The department shall submit a report
5 on those projects receiving fund transfers to the office of financial
6 management and the transportation committees of the legislature by
7 December 1, 2007, and December 1, 2008.

8 **TRANSFERS AND DISTRIBUTIONS**

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

13	Highway Bond Retirement Account Appropriation	\$575,340,000
14	Ferry Bond Retirement Account Appropriation	\$38,059,000
15	Transportation Improvement Board Bond Retirement	
16	Account--State Appropriation	\$26,749,000
17	Nondebt-Limit Reimbursable Account Appropriation	\$18,747,000
18	Transportation Partnership Account--State	
19	Appropriation	\$7,173,000
20	Motor Vehicle Account--State Appropriation	\$1,298,000
21	Transportation Improvement Account--State Appropriation	\$58,000
22	Multimodal Transportation Account--State	
23	Appropriation	\$1,486,000
24	Transportation 2003 Account (Nickel Account)	
25	Appropriation	\$7,645,000
26	Special Category C Account Appropriation	\$240,000
27	TOTAL APPROPRIATION	\$676,795,000

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

31	Transportation Partnership Account--State Appropriation	\$430,000
32	Motor Vehicle Account--State Appropriation	\$248,000
33	Transportation Improvement Account--State Appropriation	\$5,000
34	Multimodal Transportation Account--State Appropriation	\$152,000
35	Transportation 2003 Account (Nickel Account)--State	

1 Appropriation \$600,000
2 Special Category C Account--State Appropriation \$30,000
3 TOTAL APPROPRIATION \$1,465,000

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

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

10 The department of transportation is authorized to sell up to
11 \$131,016,000 in bonds authorized by RCW 47.10.843 for the Tacoma
12 Narrows bridge project. Proceeds from the sale of the bonds shall be
13 deposited into the motor vehicle account. The department of
14 transportation shall inform the treasurer of the amount to be
15 deposited.

16 (2) Motor Vehicle Account--State Appropriation:
17 For transfer to the Puget Sound capital construction
18 account \$116,315,000

19 The department of transportation is authorized to sell up to
20 \$116,315,000 in bonds authorized by RCW 47.10.843 for vessel and
21 terminal acquisition, major and minor improvements, and long lead-time
22 materials acquisition for the Washington state ferries.

23 NEW SECTION. **Sec. 404. FOR THE STATE TREASURER--STATE REVENUES**
24 **FOR DISTRIBUTION**

25 Motor Vehicle Account Appropriation for
26 motor vehicle fuel tax distributions to cities
27 and counties \$526,320,000

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

29 Motor Vehicle Account--State
30 Appropriation: For motor vehicle fuel tax
31 refunds and statutory transfers \$937,181,000

32 NEW SECTION. **Sec. 406. FOR THE DEPARTMENT OF LICENSING--**

1 **TRANSFERS**
2 Motor Vehicle Account--State
3 Appropriation: For motor vehicle fuel tax
4 refunds and transfers \$346,657,000

5 NEW SECTION. **Sec. 407. FOR THE STATE TREASURER--ADMINISTRATIVE**
6 **TRANSFERS**

7 (1) Recreational Vehicle Account--State
8 Appropriation: For transfer to the Motor Vehicle
9 Account--State \$2,954,000

10 (2) Highway Safety Account--State Appropriation:
11 For transfer to the State Patrol Highway Account--
12 State \$12,686,000

13 (3) License Plate Technology Account--State
14 Appropriation: For the Highway Safety Account--
15 State \$4,500,000

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

19 (5) Motor Vehicle Account--State Appropriation:
20 For transfer to the Puget Sound Capital Construction
21 Account--State \$34,921,000

22 (6) Motor Vehicle Account--State Appropriation:
23 For transfer to the State Patrol Highway Account--
24 State \$31,600,000

25 (7) Puget Sound Ferry Operations Account--State
26 Appropriation: For transfer to the Puget Sound
27 Capital Construction Account--State \$3,784,000

28 (8) Multimodal Transportation Account--State
29 Appropriation: For transfer to the Transportation
30 Partnership Account--State \$36,000,000

31 (9) Multimodal Transportation Account--State
32 Appropriation: For transfer to the Tacoma Narrows
33 Toll Bridge Account--State \$8,700,000

34 (10) Multimodal Transportation Account--State
35 Appropriation: For transfer to the Puget Sound
36 Ferry Operations Account--State \$12,700,000
37 (11) Advanced Right-of-Way Revolving Account--State

1 Appropriation: For transfer to the Motor Vehicle
2 Account--State \$30,000,000
3 (12) Waste Tire Removal Account--State Appropriation:
4 For transfer to the Motor Vehicle Account--State \$5,600,000
5 (13) Licensing Service Account--State Appropriation:
6 For transfer to the State Patrol Highway Account--State . . \$1,425,000

7 NEW SECTION. **Sec. 408. STATUTORY APPROPRIATIONS.** In addition to
8 the amounts appropriated in this act for revenue for distribution,
9 state contributions to the law enforcement officers' and firefighters'
10 retirement system, and bond retirement and interest including ongoing
11 bond registration and transfer charges, transfers, interest on
12 registered warrants, and certificates of indebtedness, there is also
13 appropriated such further amounts as may be required or available for
14 these purposes under any statutory formula or under any proper bond
15 covenant made under law.

16 NEW SECTION. **Sec. 409.** The department of transportation is
17 authorized to undertake federal advance construction projects under the
18 provisions of 23 U.S.C. Sec. 115 in order to maintain progress in
19 meeting approved highway construction and preservation objectives. The
20 legislature recognizes that the use of state funds may be required to
21 temporarily fund expenditures of the federal appropriations for the
22 highway construction and preservation programs for federal advance
23 construction projects prior to conversion to federal funding.

24 **COMPENSATION**

25 NEW SECTION. **Sec. 501. COMPENSATION--NONREPRESENTED EMPLOYEES--**
26 **INSURANCE BENEFITS.** The appropriations for state agencies, are subject
27 to the following conditions and 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, shall not exceed \$707 per eligible employee for
31 fiscal year 2008. For fiscal year 2009 the monthly employer funding
32 rate shall not exceed \$732 per eligible employee.

33 (b) In order to achieve the level of funding provided for health
34 benefits, the public employees' benefits board shall require any or all

1 of the following: Employee premium copayments, increases in
2 point-of-service cost sharing, the implementation of managed
3 competition, or make other changes to benefits consistent with RCW
4 41.05.065.

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

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

19 NEW SECTION. **Sec. 502. COMPENSATION--REPRESENTED EMPLOYEES**
20 **OUTSIDE SUPER COALITION--INSURANCE BENEFITS.** The appropriations for
21 state agencies, are subject to the following conditions and
22 limitations:

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

29 (b) In order to achieve the level of funding provided for health
30 benefits, the public employees' benefits board shall require any or all
31 of the following: Employee premium copayments, increases in
32 point-of-service cost sharing, the implementation of managed
33 competition, or make other changes to benefits consistent with RCW
34 41.05.065.

35 (c) The health care authority shall deposit any moneys received on
36 behalf of the uniform medical plan as a result of rebates on
37 prescription drugs, audits of hospitals, subrogation payments, or any

1 other moneys recovered as a result of prior uniform medical plan claims
2 payments, into the public employees' and retirees' insurance account to
3 be used for insurance benefits. Such receipts shall not be used for
4 administrative expenditures.

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

12 NEW SECTION. **Sec. 503. COMPENSATION--REPRESENTED EMPLOYEES--**
13 **SUPER COALITION.** Collective bargaining agreements negotiated as part
14 of the super coalition under chapters 41.80, 41.56, and 47.64 RCW
15 include employer contributions to health insurance premiums at 88% of
16 the cost. Funding rates at this level are currently \$707 per month for
17 fiscal year 2008 and \$732 per month for fiscal year 2009. The
18 agreements also include a one-time payment of \$756 for each employee
19 who is eligible for insurance for the month of June, 2007, as well as
20 continuation of the salary increases that were negotiated for the
21 twelve-month period beginning July 1, 2006, and scheduled to terminate
22 June 30, 2007.

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

28 NEW SECTION. **Sec. 505. COMPENSATION--REVISE PENSION GAIN**
29 **SHARING.** The appropriations for (schools) state agencies, including
30 institutions of higher education are subject to the following
31 conditions and limitations: Appropriations are adjusted to reflect
32 changes to pension gain sharing as provided in Z-.

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

1 The appropriations for nonrepresented employee compensation adjustments
2 are provided solely for:

3 (1) Across the Board Adjustments.

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

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

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

29 (2) Salary Survey.

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

34 (3) Classification Consolidation.

35 For state employees, except those represented by a bargaining unit
36 under chapters 41.80, 41.56, and 47.64 RCW, funding is provided for
37 implementation of the department of personnel's phase 4 job class

1 consolidation and revisions under the personnel system reform act of
2 2002.

3 (4) Agency Request Consolidation.

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

8 (5) Additional Pay Step.

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

12 (6) Retain Fiscal Year 2007 Pay Increase.

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

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

27 Provisions of the collective bargaining agreements contained in
28 sections 508 through 518 of this act are described in general terms.
29 Only major economic terms are included in the descriptions. These
30 descriptions do not contain the complete contents of the agreements.
31 The collective bargaining agreements contained in sections 506 through
32 516 may also be funded by expenditures from nonappropriated accounts.
33 If positions are funded with lidded grants or dedicated fund sources
34 with insufficient revenue, additional funding from other sources is not
35 provided.

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

2 Appropriations in this act contain funding for the collective
3 bargaining agreement reached between the governor and the
4 inlandboatmen's union of the pacific 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 1.5% to 4% 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. 509. COLLECTIVE BARGAINING AGREEMENT--MEBA-**
14 **LICENSED.** Appropriations in this act reflect the collective bargaining
15 agreement reached between the governor and the marine engineers'
16 beneficial association under chapter 47.64 RCW. For employees covered
17 under this agreement, provisions include a 1.6% salary increase
18 effective July 1, 2007, which continues the increase that went into
19 effect July 1, 2006, and is set to terminate June 30, 2007. Also
20 included is a 3.2% salary increase effective July 1, 2007, a 2% salary
21 increase effective July 1, 2008, and increases ranging from 1% to 6% to
22 address specific classifications which are below market rates as
23 established by the marine employees commission 2006 salary survey.

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

33 NEW SECTION. **Sec. 511. COLLECTIVE BARGAINING AGREEMENT--MM&P.**
34 Appropriations in this act reflect the collective bargaining agreement
35 reached between the governor and the international organization of

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

10 NEW SECTION. **Sec. 512. COLLECTIVE BARGAINING AGREEMENT--**
11 **MM&P-WATCH SUPERVISORS.** Appropriations in this act reflect the
12 collective bargaining agreement reached between the governor and the
13 international organization of master, mates & pilots, watch
14 supervisors, local 6, under chapter 47.64 RCW. For employees covered
15 under this agreement, provisions include a 1.6% salary increase
16 effective July 1, 2007, which continues the increase that went into
17 effect July 1, 2006, and is set to terminate June 30, 2007. Also
18 included is a 3.2% salary increase effective July 1, 2007, a 2% salary
19 increase effective July 1, 2008, and a 3% increase to address this
20 specific classification which is below market rates as established by
21 the marine employees commission 2006 salary survey.

22 NEW SECTION. **Sec. 513. COLLECTIVE BARGAINING AGREEMENT--METAL**
23 **TRADES COUNCIL.** Appropriations in this act reflect the collective
24 bargaining agreement reached between the governor and the Puget Sound
25 metal trades council under chapter 47.64 RCW. For employees covered
26 under this agreement, provisions include a 1.6% salary increase
27 effective July 1, 2007, which continues the increase that went into
28 effect July 1, 2006, and is set to terminate June 30, 2007. Also
29 included is a 3.2% salary increase effective July 1, 2007, a 2% salary
30 increase effective July 1, 2008, and a \$0.95/hour salary adjustment to
31 all classifications which are below market rates as established by the
32 marine employees commission 2006 salary survey.

33 NEW SECTION. **Sec. 514. COLLECTIVE BARGAINING AGREEMENT--FASPAA.**
34 Appropriations in this act reflect the collective bargaining agreement
35 reached between the governor and the ferry agents, supervisors, &

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

9 NEW SECTION. **Sec. 515. COLLECTIVE BARGAINING AGREEMENT--OPEIU.**
10 Appropriations in this act reflect the collective bargaining agreement
11 reached between the governor and the office & professional employees
12 international union, local 8, under chapter 47.64 RCW. For employees
13 covered under this agreement, provisions include a 1.6% salary increase
14 effective July 1, 2007, which continues the increase that went into
15 effect July 1, 2006, and is set to terminate June 30, 2007. Also
16 included is a 3.2% salary increase effective July 1, 2007, a 2% salary
17 increase effective July 1, 2008, and a one salary range (5%) increase
18 to address specific classifications which are below market rates as
19 established by the marine employees commission 2006 salary survey.

20 NEW SECTION. **Sec. 516. COLLECTIVE BARGAINING AGREEMENT--SEIU.**
21 Appropriations in this act reflect the collective bargaining agreement
22 reached between the governor and the service employees international
23 union, local 6, under chapter 47.64 RCW. For employees covered under
24 this agreement, provisions include a 1.6% salary increase effective
25 July 1, 2007, which continues the increase that went into effect July
26 1, 2006, and is set to terminate June 30, 2007. Also included is a
27 3.2% salary increase effective July 1, 2007, a 2% salary increase
28 effective July 1, 2008, and a 5% increase to address specific
29 classifications which are below market rates as established by the
30 marine employees commission 2006 salary survey.

31 NEW SECTION. **Sec. 517. COLLECTIVE BARGAINING AGREEMENT--WSP**
32 **TROOPERS ASSOCIATION.** Appropriations in this act reflect funding for
33 the collective bargaining agreement reached between the governor and
34 the Washington state patrol trooper's association under the provisions
35 of chapter 41.56 RCW. For employees covered under this agreement,

1 provisions include a 4.0% salary increase effective July 1, 2007, and
2 a 4.0% salary increase effective July 1, 2008. Also effective July 1,
3 2007, positions located in King (10%), Snohomish (5%), or Pierce (3%)
4 counties will receive geographic pay.

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

14 NEW SECTION. **Sec. 519. FOR THE GOVERNOR--COMPENSATION-INSURANCE**
15 **BENEFITS**

16 Motor Vehicle Account--State Appropriation \$3,000

17 The appropriation in this section is subject to the following
18 conditions and limitations: The appropriations in this section shall
19 be expended solely for state employee health insurance benefits for
20 legislative and judicial employees as per the specifications in this
21 act. The office of financial management shall allocate the moneys
22 appropriated in this section in the amounts specified and to the state
23 agencies specified in OFM document #2007 - R01, dated December 19,
24 2006, and adjust appropriation schedules accordingly.

25 NEW SECTION. **Sec. 520. FOR THE GOVERNOR--COMPENSATION-**
26 **NONREPRESENTED SALARY INCREASE**

27 Motor Vehicle Account--State Appropriation \$6,000

28 The appropriation in this section is subject to the following
29 conditions and limitations: The appropriations in this section shall
30 be expended solely for nonrepresented state employee salary increases
31 for legislative and judicial employees as per the specifications in
32 this act. The office of financial management shall allocate the moneys
33 appropriated in this section in the amounts specified and to the state
34 agencies specified in OFM document #2007 - R01, dated December 19,
35 2006, and adjust appropriation schedules accordingly.

1 "Information technology portfolio" means a strategic management
2 approach in which the relationships between agency missions and
3 information technology investments can be seen and understood, such
4 that: Technology efforts are linked to agency objectives and business
5 plans; the impact of new investments on existing infrastructure and
6 business functions are assessed and understood before implementation;
7 and agency activities are consistent with the development of an
8 integrated, nonduplicative statewide infrastructure.

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

11 (a) System refurbishment, acquisitions, and development efforts;

12 (b) Setting goals and objectives for using information technology
13 in meeting legislatively-mandated missions and business needs;

14 (c) Assessment of overall information processing performance,
15 resources, and capabilities;

16 (d) Ensuring appropriate transfer of technological expertise for
17 the operation of any new systems developed using external resources;
18 and

19 (e) Progress toward enabling electronic access to public
20 information.

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

26 (4) The agency shall produce a feasibility study for information
27 technology projects at the direction of the information services board
28 and in accordance with published department of information services
29 policies and guidelines. At a minimum, such studies shall include a
30 statement of: (a) The purpose or impetus for change; (b) the business
31 value to the agency, including an examination and evaluation of
32 benefits, advantages, and cost; (c) a comprehensive risk assessment
33 based on the proposed project's impact on both citizens and state
34 operations, its visibility, and the consequences of doing nothing; (d)
35 the impact on agency and statewide information infrastructure; and (e)
36 the impact of the proposed enhancements to an agency's information
37 technology capabilities on meeting service delivery demands.

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

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

25 (7) A copy of each feasibility study, project management plan, and
26 quality assurance plan shall be provided to the department of
27 information services, the office of financial management, and
28 legislative fiscal committees. The plans and studies shall demonstrate
29 a sound business case that justifies the investment of taxpayer funds
30 on any new project, an assessment of the impact of the proposed system
31 on the existing information technology infrastructure, the disciplined
32 use of preventative measures to mitigate risk, and the leveraging of
33 private-sector expertise as needed. Authority to expend any funds for
34 individual information systems projects is conditioned on the approval
35 of the relevant feasibility study, project management plan, and quality
36 assurance plan by the department of information services and the office
37 of financial management.

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

5 NEW SECTION. **Sec. 603. FUND TRANSFERS.** The 2003 nickel (Nickel)
6 and the 2005 transportation partnership act (TPA) projects are included
7 in the legislatively adopted list of transportation projects (LEAP
8 list), which consists of a list of specific projects by fund source
9 over a sixteen year period. Current biennium funding for each project
10 is a line item appropriation, while the outer year funding allocations
11 represent legislative guidance. Funds from the Nickel and the TPA
12 accounts are not used interchangeably.

13 The list of projects submitted by the governor with this act
14 (titled GOV2007, dated December 19, 2006) groups the Nickel and TPA
15 projects into designated corridors. Each corridor includes one or more
16 projects. The purpose of these corridor designations is to ensure
17 accountability for project delivery, and to provide flexibility to the
18 department to effectively manage the construction projects. Many
19 projects are supported with multiple fund sources.

20 The department of transportation is authorized to use funds for
21 these projects interchangeably so long as the delivery of the projects
22 on designated corridors as defined in GOV2007 is not jeopardized and
23 the total corridor cost is not exceeded. In no event may the total
24 biennial cost for the projects exceed the sum of the specific biennial
25 appropriations within each corridor. The scope of a project as defined
26 in the GOV2007 project list may not be changed. Transfers may not
27 occur to or from projects not identified on the applicable corridor-
28 level project list.

29 The department of transportation shall seek approval from the
30 director of financial management before making fund transfers within a
31 corridor when (1) a proposed change will result in a cost increase of
32 more than \$200,000 for the biennium; and/or (2) if a projected schedule
33 change will result in a missed construction season. Project transfer
34 requests shall be submitted to the office of financial management after
35 the department of transportation has completed its quarterly project
36 review, except that the department may submit transfer requests during

1 interim periods as necessary. The legislature authorizes the director
2 of financial management to amend project-specific appropriations in the
3 2007-09 biennium to accommodate these schedule or fund transfers.

4 The office of financial management shall work with legislative
5 staff of the house of representatives and senate transportation
6 committees and the legislative evaluation and accountability program
7 committee to review the requested transfers.

8 The office of financial management will document approved transfers
9 and/or schedule changes in the transportation executive information
10 system (TEIS), compare changes to the last legislative session, and
11 transmit revised project lists to chairs of the transportation
12 committees of the legislature on a quarterly basis.

13 NEW SECTION. **Sec. 604. MEGA-PROJECT REPORTING.** Mega-projects are
14 defined as individual or groups of related projects that cost
15 \$1,000,000,000 or more. These projects include, but are not limited
16 to: Alaskan Way Viaduct, SR 520, SR 167, I-405, North Spokane
17 corridor, I-5 Tacoma HOV, and the Columbia River Crossing. The office
18 of financial management shall track mega-projects and report the
19 financial status and schedule of these projects at least once a year to
20 the transportation committees of the legislature.

21 **MISCELLANEOUS**

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

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

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

34 Before accepting any unsolicited project proposals, the commission

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

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

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

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

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

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

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

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

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

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

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

33 NEW SECTION. **Sec. 703.** To the extent that any appropriation
34 authorizes expenditures of state funds from the motor vehicle account,
35 special category C account, Tacoma Narrows toll bridge account,
36 transportation 2003 account (nickel account), transportation
37 partnership account, transportation improvement account, Puget Sound

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

10 NEW SECTION. **Sec. 704.** If any provision of this act or its
11 application to any person or circumstance is held invalid, the
12 remainder of the act or the application of the provision to other
13 persons or circumstances is not affected.

14 NEW SECTION. **Sec. 705.** This act is necessary for the immediate
15 preservation of the public peace, health, or safety, or support of the
16 state government and its existing public institutions, and takes effect
17 immediately.

(End of part)

INDEX	PAGE #
BOARD OF PILOTAGE COMMISSIONERS	4
COLLECTIVE BARGAINING AGREEMENT	
FASPAA	38
IBU	37
MEBA-LICENSED	37
MEBA-UNLICENSED	37
METAL TRADES COUNCIL	38
MM&P	37
MM&P-WATCH SUPERVISORS	38
OPEIU	39
SEIU	39
WSP LIEUTENANTS ASSOCIATION	40
WSP TROOPERS ASSOCIATION	39
COLLECTIVE BARGAINING AGREEMENTS	36
COMPENSATION	
NONREPRESENTED EMPLOYEES--INSURANCE BENEFITS	32
PENSION CONTRIBUTIONS	34
REPRESENTED EMPLOYEES OUTSIDE--SUPER COALITION INSURANCE BENEFITS	33
REPRESENTED EMPLOYEES--SUPER COALITION	34
REVISE PENSION GAIN SHARING	34
COUNTY ROAD ADMINISTRATION BOARD	4, 19
DEPARTMENT OF AGRICULTURE	3
DEPARTMENT OF ARCHEOLOGY AND HISTORIC PRESERVATION	3
DEPARTMENT OF LICENSING	
DRIVER SERVICES	9
INFORMATION SERVICES	8
MANAGEMENT AND SUPPORT SERVICES	7
TRANSFERS	30
VEHICLE SERVICES	8
DEPARTMENT OF TRANSPORTATION	
AVIATION--PROGRAM F	10
CHARGES FROM OTHER AGENCIES--PROGRAM U	13
FACILITY MAINTENANCE, OPERATIONS AND CONSTRUCTION--PROGRAM D--OPERATING	10
HIGHWAY MAINTENANCE--PROGRAM M	11
IMPROVEMENTS--PROGRAM I	21
INFORMATION TECHNOLOGY--PROGRAM C	9
LOCAL PROGRAMS--PROGRAM Z--CAPITAL	27

LOCAL PROGRAMS--PROGRAM Z--OPERATING	18
MARINE--PROGRAM X	16
PRESERVATION--PROGRAM P	23
PROGRAM D (DEPARTMENT OF TRANSPORTATION-ONLY PROJECTS)--CAPITAL	19
PROGRAM DELIVERY MANAGEMENT AND SUPPORT--PROGRAM H	10
PUBLIC TRANSPORTATION--PROGRAM V	15
RAIL--PROGRAM Y--CAPITAL	25
RAIL--PROGRAM Y--OPERATING	17
TOLL OPERATIONS AND MAINTENANCE--PROGRAM B	9
TRAFFIC OPERATIONS--PROGRAM Q--CAPITAL	24
TRAFFIC OPERATIONS--PROGRAM Q--OPERATING	12
TRANSPORTATION MANAGEMENT AND SUPPORT--PROGRAM S	12
TRANSPORTATION PLANNING, DATA, AND RESEARCH--PROGRAM T	13
WASHINGTON STATE FERRIES CONSTRUCTION--PROGRAM W	24
FOR THE DEPARTMENT OF TRANSPORTATION--ECONOMIC PARTNERSHIPS--PROGRAM K	11
FOR THE WASHINGTON STATE PATROL--INVESTIGATIVE SERVICES BUREAU	6
FREIGHT MOBILITY STRATEGIC INVESTMENT BOARD	5
GOVERNOR	
COMPENSATION--CONTINUE NONREPRESENTED FY 2007 SALARY INCREASE	41
COMPENSATION--INSURANCE BENEFITS	40
COMPENSATION--NONREPRESENTED SALARY INCREASE	40
COMPENSATION--PENSION RATE CHANGES	41
INFORMATION SYSTEMS PROJECTS	41
JOINT TRANSPORTATION COMMITTEE	4
MARINE EMPLOYEES COMMISSION	3
NONREPRESENTED EMPLOYEE COMPENSATION	34
OFFICE OF FINANCIAL MANAGEMENT	2
STATE PARKS AND RECREATION COMMISSION	3
STATE TREASURER	
ADMINISTRATIVE TRANSFERS	31
BOND RETIREMENT AND INTEREST, AND ONGOING BOND REGISTRATION AND TRANSFER CHARGES	
BOND RETIREMENT AND INTEREST, AND ONGOING BOND REGISTRATION AND TRANSFER CHARGES	
BOND RETIREMENT AND INTEREST, AND ONGOING BOND REGISTRATION AND TRANSFER CHARGES	
STATE REVENUES FOR DISTRIBUTION	30
TRANSFERS	30
STATUTORY APPROPRIATIONS	32
TRANSPORTATION COMMISSION	4
TRANSPORTATION IMPROVEMENT BOARD	4, 19
UTILITIES AND TRANSPORTATION COMMISSION	2
WASHINGTON STATE PATROL	18

CRIMINAL HISTORY AND BACKGROUND CHECKS	6
FIELD OPERATIONS BUREAU	5
TECHNICAL SERVICES BUREAU	6
WASHINGTON TRAFFIC SAFETY COMMISSION	3

--- END ---