

---

**HOUSE BILL 2878**

---

**State of Washington**                      **60th Legislature**                      **2008 Regular Session**

**By** Representative Clibborn; by request of Office of Financial Management

Read first time 01/17/08. Referred to Committee on Transportation.

1            AN ACT Relating to transportation funding and appropriations;  
2 amending 2007 c 518 ss 101, 103, 104, 105, 106, 201, 202, 203, 204,  
3 206, 207, 208, 209, 210, 212, 213, 214, 215, 216, 217, 218, 219, 220,  
4 221, 222, 223, 224, 225, 226, 227, 302, 303, 304, 305, 306, 307, 308,  
5 309, 310, 401, 402, 403, 404, 405, 406, 407, 501, 502, and 503  
6 (uncodified); adding a new section to 2007 c 518 (uncodified);  
7 repealing 2007 c 518 s 713 (uncodified); making appropriations and  
8 authorizing capital improvements; and declaring an emergency.

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

10    **2007-09 BIENNIUM**

11    **GENERAL GOVERNMENT AGENCIES--OPERATING**

12            **Sec. 101.** 2007 c 518 s 101 (uncodified) is amended to read as  
13 follows:

14 **FOR THE UTILITIES AND TRANSPORTATION COMMISSION**

15 Grade Crossing Protective Account--State

16	Appropriation . . . . .	(( <del>\$505,000</del> ))
17		<u>\$504,000</u>



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

6 **TRANSPORTATION AGENCIES--OPERATING**

7 **Sec. 201.** 2007 c 518 s 201 (uncodified) is amended to read as  
8 follows:

9 **FOR THE WASHINGTON TRAFFIC SAFETY COMMISSION**

10 Highway Safety Account--State Appropriation . . . . .	(( <del>\$2,609,000</del> ))
	<u>\$2,605,000</u>
12 Highway Safety Account--Federal Appropriation . . . . .	(( <del>\$15,880,000</del> ))
	<u>\$15,849,000</u>
14 School Zone Safety Account--State Appropriation . . . . .	\$3,300,000
15 TOTAL APPROPRIATION . . . . .	(( <del>\$21,789,000</del> ))
16	<u>\$21,754,000</u>

17 **Sec. 202.** 2007 c 518 s 202 (uncodified) is amended to read as  
18 follows:

19 **FOR THE COUNTY ROAD ADMINISTRATION BOARD**

20 Rural Arterial Trust Account--State Appropriation . . . . .	(( <del>\$907,000</del> ))
	<u>\$901,000</u>
22 Motor Vehicle Account--State Appropriation . . . . .	(( <del>\$2,075,000</del> ))
	<u>\$2,060,000</u>
24 County Arterial Preservation Account--State 25 Appropriation . . . . .	(( <del>\$1,399,000</del> ))
	<u>\$1,389,000</u>
27 TOTAL APPROPRIATION . . . . .	(( <del>\$4,381,000</del> ))
28	<u>\$4,350,000</u>

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



1 state, regional, or local financing options. The commission shall  
2 submit a draft final report of its findings and recommendations to the  
3 transportation committees of the legislature no later than December  
4 2008.

5 (3) The commission shall conduct a planning grade tolling study  
6 that is based on the recommended policies in the commission's  
7 comprehensive tolling study submitted September 20, 2006.

8 **Sec. 206.** 2007 c 518 s 207 (uncodified) is amended to read as  
9 follows:

10 **FOR THE FREIGHT MOBILITY STRATEGIC INVESTMENT BOARD**

11 Motor Vehicle Account--State Appropriation . . . . . ((~~\$695,000~~))  
12 \$692,000

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

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

19 (2) The freight mobility strategic investment board and the  
20 department of transportation shall collaborate to submit a report to  
21 the office of financial management and the transportation committees of  
22 the legislature by September 1, 2008, listing proposed freight highway  
23 and rail projects. The report must describe the analysis used for  
24 selecting such projects, as required by chapter 47.06A RCW for the  
25 board and as required by this act for the department. When developing  
26 its list of proposed freight highway and rail projects, the freight  
27 mobility strategic investment board shall use the priorities identified  
28 in section 309(7)(a) of this act to the greatest extent possible.

29 **Sec. 207.** 2007 c 518 s 208 (uncodified) is amended to read as  
30 follows:

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

32 State Patrol Highway Account--State  
33 Appropriation . . . . . ((~~\$225,445,000~~))  
34 \$226,149,000

35 State Patrol Highway Account--Federal  
36 Appropriation . . . . . \$10,602,000

1	State Patrol Highway Account--Private/Local	
2	Appropriation . . . . .	\$410,000
3	TOTAL APPROPRIATION . . . . .	(( <del>\$236,457,000</del> ))
4		<u>\$237,161,000</u>

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

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

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

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

29       (4) \$1,662,000 of the state patrol highway account--state  
30 appropriation is provided solely for the implementation of Substitute  
31 House Bill No. 1304 (commercial vehicle enforcement). If Substitute  
32 House Bill No. 1304 is not enacted by June 30, 2007, the amount  
33 provided in this subsection shall lapse.

34       (5) During the fiscal year 2008, the Washington state patrol shall  
35 continue to perform traffic accident investigations on Thurston, Mason,  
36 and Lewis county roads, and shall work with the counties to transition  
37 the traffic accident investigations on county roads to the counties by  
38 July 1, 2008.

1 (6) \$100,000 of the state patrol highway account--state  
2 appropriation is provided solely for the implementation of Substitute  
3 House Bill No. 1417 (health benefits for surviving dependents). If  
4 Substitute House Bill No. 1417 is not enacted by June 30, 2007, the  
5 amount provided in this subsection shall lapse.

6 (7) \$3,300,000 of the state patrol highway account--state  
7 appropriation is provided solely for the salaries and benefits  
8 associated with accretion in the number of troopers employed above  
9 1,158 authorized commissioned troopers.

10 **Sec. 208.** 2007 c 518 s 209 (uncodified) is amended to read as  
11 follows:

12 **FOR THE WASHINGTON STATE PATROL--INVESTIGATIVE SERVICES BUREAU**  
13 State Patrol Highway Account--State Appropriation . . . (~~(\$1,300,000)~~)  
14 \$1,570,000

15 **Sec. 209.** 2007 c 518 s 210 (uncodified) is amended to read as  
16 follows:

17 **FOR THE WASHINGTON STATE PATROL--TECHNICAL SERVICES BUREAU**  
18 State Patrol Highway Account--State Appropriation . . (~~(\$103,157,000)~~)  
19 \$103,946,000  
20 State Patrol Highway Account--Private/Local  
21 Appropriation . . . . . \$2,008,000  
22 TOTAL APPROPRIATION . . . . . (~~(\$105,165,000)~~)  
23 \$105,954,000

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

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

34 (2) (~~(\$12,641,000)~~) \$9,981,000 of the total appropriation is  
35 provided solely for automobile fuel in the 2007-2009 biennium.

1 (3) (~~(\$8,678,000)~~) \$7,461,000 of the total appropriation is  
2 provided solely for the purchase of pursuit vehicles.

3 (4) (~~(\$5,254,000)~~) \$6,328,000 of the total appropriation is  
4 provided solely for vehicle repair and maintenance costs of vehicles  
5 used for highway purposes.

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

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

14 **Sec. 210.** 2007 c 518 s 212 (uncodified) is amended to read as  
15 follows:

16 **FOR THE DEPARTMENT OF LICENSING**

17	Marine Fuel Tax Refund Account--State Appropriation . . . . .	\$32,000
18	Motorcycle Safety Education Account--State	
19	Appropriation . . . . .	<del>(\$3,905,000)</del>
20		<u>\$3,899,000</u>
21	Wildlife Account--State Appropriation . . . . .	<del>(\$843,000)</del>
22		<u>\$831,000</u>
23	Highway Safety Account--State Appropriation . . . . .	<del>(\$141,953,000)</del>
24		<u>\$143,976,000</u>
25	Highway Safety Account--Federal Appropriation . . . . .	\$233,000
26	Motor Vehicle Account--State Appropriation . . . . .	<del>(\$79,230,000)</del>
27		<u>\$79,308,000</u>
28	Motor Vehicle Account--Private/Local Appropriation . . . . .	\$1,372,000
29	Motor Vehicle Account--Federal Appropriation . . . . .	<del>(\$117,000)</del>
30		<u>\$1,354,000</u>
31	Department of Licensing Services Account--State	
32	Appropriation . . . . .	<del>(\$3,540,000)</del>
33		<u>\$4,296,000</u>
34	Washington State Patrol Highway Account--State	
35	Appropriation . . . . .	\$1,145,000
36	TOTAL APPROPRIATION . . . . .	<del>(\$232,370,000)</del>
37		<u>\$236,446,000</u>



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

3       (1) \$2,941,000 of the highway safety account--state appropriation  
4 is provided solely for the implementation of Substitute House Bill No.  
5 1267 (modifying commercial driver's license requirements). If  
6 Substitute House Bill No. 1267 is not enacted by June 30, 2007, the  
7 amount provided in this subsection shall lapse. The department shall  
8 informally report to the legislature by December 1, 2008, with  
9 measurable data indicating the department's progress in meeting its  
10 goal of improving public safety by improving the quality of the  
11 commercial driver's license testing process.

12       (2) \$716,000 of the motorcycle safety education account--state  
13 appropriation is provided solely for the implementation of Senate Bill  
14 No. 5273 (modifying motorcycle driver's license endorsement and  
15 education provisions). If Senate Bill No. 5273 is not enacted by June  
16 30, 2007, the amount provided in this subsection shall lapse.

17       (3) (~~(\$8,872,000)~~) \$11,922,000 of the highway safety account--state  
18 appropriation is provided solely for costs associated with the systems  
19 development and issuance of enhanced drivers' licenses and identicards  
20 to facilitate crossing the Canadian border. If Engrossed Substitute  
21 House Bill No. 1289 (relating to the issuance of enhanced drivers'  
22 licenses and identicards) is not enacted by June 30, 2007, the amount  
23 provided in this subsection shall lapse. The department may expend  
24 funds only after acceptance of the enhanced Washington state driver's  
25 license for border crossing purposes by the Canadian and United States  
26 governments. The department may expend funds only after prior written  
27 approval of the director of financial management. Of the amount  
28 provided in this subsection, up to \$1,000,000 is for a statewide  
29 educational campaign, which must include coordination with existing  
30 public and private entities, to inform the Washington public of the  
31 benefits of the new enhanced drivers' licenses and identicards.

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

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

4 (5) \$350,000 of the highway safety account--state appropriation is  
5 provided solely for the costs associated with the systems development  
6 of the interface that will allow insurance carriers and their agents  
7 real time, online access to drivers' records. If Substitute Senate  
8 Bill No. 5937 is not enacted by June 30, 2007, the amount provided in  
9 this subsection shall lapse.

10 (6) \$1,145,000 of the state patrol highway account--state  
11 appropriation is provided solely for the implementation of Substitute  
12 House Bill No. 1304 (modifying commercial motor vehicle carrier  
13 provisions). If Substitute House Bill No. 1304 is not enacted by June  
14 30, 2007, the amount provided in this subsection shall lapse.

15 (7) The department may submit information technology related  
16 requests for funding only if the department has coordinated with the  
17 department of information services as required by section 602 of this  
18 act.

19 (8) Within the amounts appropriated in this section, the department  
20 shall(~~(, working with the legislature, develop a proposal to streamline~~  
21 ~~title and registration statutes to specifically address apparent~~  
22 ~~conflicts, fee distribution, and other recommendations by the~~  
23 ~~department that are revenue neutral and which do not change legislative~~  
24 ~~policy. The department shall report the results of this review to the~~  
25 ~~transportation committees of the legislature by December 1, 2007))~~  
26 contract with the joint legislative audit and review committee (JLARC)  
27 for the development of a comprehensive cost allocation model to  
28 allocate costs between omnibus and transportation appropriations and  
29 amongst the department's multiple funds. The department shall report  
30 the JLARC findings to the governor and the appropriate committees of  
31 the house and senate by October 1, 2008.

32 **Sec. 211.** 2007 c 518 s 213 (uncodified) is amended to read as  
33 follows:

34 **FOR THE DEPARTMENT OF TRANSPORTATION--TOLL OPERATIONS AND**  
35 **MAINTENANCE--PROGRAM B**

36 High-Occupancy Toll Lanes Account--State  
37 Appropriation . . . . . \$2,596,000

1	Motor Vehicle Account--State Appropriation . . . . .	(( <del>\$5,600,000</del> ))
2		<u>\$6,895,000</u>
3	Tacoma Narrows Toll Bridge Account--State	
4	Appropriation . . . . .	(( <del>\$28,218,000</del> ))
5		<u>\$29,930,000</u>
6	TOTAL APPROPRIATION . . . . .	(( <del>\$36,414,000</del> ))
7		<u>\$39,421,000</u>

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

10       (1) \$5,000,000 of the motor vehicle account--state is provided  
11 solely to provide a reserve for the Tacoma Narrows Bridge project.  
12 This appropriation shall be held in unallotted status until the office  
13 of financial management deems that revenues applicable to the Tacoma  
14 Narrows Bridge project are not sufficient to cover the project's  
15 expenditures.

16       (2) The department shall solicit private donations to fund  
17 activities related to the opening ceremonies of the Tacoma Narrows  
18 bridge project.

19       **Sec. 212.** 2007 c 518 s 214 (uncodified) is amended to read as  
20 follows:

21 **FOR THE DEPARTMENT OF TRANSPORTATION--INFORMATION TECHNOLOGY--PROGRAM**  
22 **C**

23	Transportation Partnership Account--State	
24	Appropriation . . . . .	(( <del>\$4,556,000</del> ))
25		<u>\$5,892,000</u>
26	Motor Vehicle Account--State Appropriation . . . . .	(( <del>\$67,613,000</del> ))
27		<u>\$70,837,000</u>
28	Motor Vehicle Account--Federal Appropriation . . . . .	\$1,096,000
29	Puget Sound Ferry Operations Account--State	
30	Appropriation . . . . .	(( <del>\$9,192,000</del> ))
31		<u>\$9,147,000</u>
32	Multimodal Transportation Account--State	
33	Appropriation . . . . .	\$363,000
34	Transportation 2003 Account (Nickel Account)--State	
35	Appropriation . . . . .	(( <del>\$4,000,000</del> ))
36		<u>\$5,337,000</u>
37	TOTAL APPROPRIATION . . . . .	(( <del>\$86,820,000</del> ))

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

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

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

(3) (~~(\$2,300,000)~~) \$5,000,000 of the motor vehicle account--state appropriation is provided solely for preliminary work needed to transition the department to the state government network. In collaboration with the department of information services the department shall complete an inventory of the current network infrastructure, (~~and~~) develop an implementation plan for transition to the state government network, improve security, and initiate connection to the state government network.

(4) \$1,000,000 of the motor vehicle account--state appropriation, (~~(\$4,556,000)~~) \$5,892,000 of the transportation partnership account--state appropriation, and \$4,000,000 of the transportation 2003 account (nickel account)--state appropriation are provided solely for the department to develop a project management and reporting system which is a collection of integrated tools for capital construction project managers to use to perform all the necessary tasks associated with project management. The department shall integrate commercial off-the-shelf software with existing department systems and enhanced approaches to data management to provide web-based access for multi-level reporting and improved business workflows and reporting. Beginning September 1, 2007, and on a quarterly basis thereafter, the department

1 shall report to the office of financial management and the  
2 transportation committees of the legislature on the status of the  
3 development and integration of the system. The first report shall  
4 include a detailed work plan for the development and integration of the  
5 system including timelines and budget milestones. At a minimum the  
6 ensuing reports shall indicate the status of the work as it compares to  
7 the work plan, any discrepancies, and proposed adjustments necessary to  
8 bring the project back on schedule or budget if necessary.

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

13 (6) \$1,600,000 of the motor vehicle account--state appropriation is  
14 provided solely for the critical application assessment implementation  
15 project. The department shall submit a progress report on the critical  
16 application assessment implementation project to the house of  
17 representatives and senate transportation committees on or before  
18 December 1, 2007, and December 1, 2008, with a final report on or  
19 before June 30, 2009.

20 (7) \$893,000 of the motor vehicle account--state appropriation is  
21 provided for the continued maintenance and support of the executive  
22 branch transportation executive information system (TEIS).

23 **Sec. 213.** 2007 c 518 s 215 (uncodified) is amended to read as  
24 follows:

25 **FOR THE DEPARTMENT OF TRANSPORTATION--FACILITY MAINTENANCE, OPERATIONS**  
26 **AND CONSTRUCTION--PROGRAM D--OPERATING**

27 Motor Vehicle Account--State Appropriation . . . . .	(( <del>\$34,569,000</del> ))
28	<u>\$34,530,000</u>

29 **Sec. 214.** 2007 c 518 s 216 (uncodified) is amended to read as  
30 follows:

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

32 Aeronautics Account--State Appropriation . . . . .	(( <del>\$6,889,000</del> ))
33	<u>\$7,868,000</u>
34 Aeronautics Account--Federal Appropriation . . . . .	\$2,150,000
35 Multimodal Transportation Account--State Appropriation . . . . .	\$631,000
36 TOTAL APPROPRIATION . . . . .	(( <del>\$9,670,000</del> ))

2 The appropriations in this section are subject to the following  
3 conditions and limitations: The entire multimodal transportation  
4 account--state appropriation (~~is~~) and \$400,000 of the aeronautics  
5 account--state appropriation are provided solely for the aviation  
6 planning council as provided for in RCW 47.68.410.

7 **Sec. 215.** 2007 c 518 s 217 (uncodified) is amended to read as  
8 follows:

9 **FOR THE DEPARTMENT OF TRANSPORTATION--PROGRAM DELIVERY MANAGEMENT AND**  
10 **SUPPORT--PROGRAM H**

11	Transportation Partnership Account--State	
12	Appropriation . . . . .	\$2,422,000
13	Motor Vehicle Account--State Appropriation . . . . .	<del>(\$50,446,000)</del>
14		<u>\$52,567,000</u>
15	Motor Vehicle Account--Federal Appropriation . . . . .	\$500,000
16	Multimodal Transportation Account--State	
17	Appropriation . . . . .	\$250,000
18	Transportation 2003 Account (Nickel Account)--State	
19	Appropriation . . . . .	\$2,422,000
20	TOTAL APPROPRIATION . . . . .	<del>(\$56,040,000)</del>
21		<u>\$58,161,000</u>

22 The appropriation in this section is subject to the following  
23 conditions and limitations: \$2,422,000 of the transportation  
24 partnership account appropriation and \$2,422,000 of the transportation  
25 2003 account (nickel account)--state appropriation are provided solely  
26 for consultant contracts and staff to assist the department in the  
27 delivery of the capital construction program by identifying  
28 improvements to program delivery, program management, project controls,  
29 program and project monitoring, forecasting, and reporting. The  
30 (~~consultants~~) department shall work with the department of  
31 information services in the development of the project management and  
32 reporting system.

33 The consultants shall provide an updated copy of the capital  
34 construction strategic plan to the legislative transportation  
35 committees and to the office of financial management on June 30, 2008,  
36 and each year thereafter.

1 The department shall coordinate its work with other budget and  
2 performance efforts, including Roadmap, the findings of the critical  
3 applications modernization and integration strategies study, including  
4 proposed next steps, and the priorities of government process.

5 The department shall report to the transportation committees of the  
6 house of representatives and senate, and the office of financial  
7 management, by December 31, 2007, on the implementation status of  
8 recommended capital budgeting and reporting options. Options must  
9 include: Reporting against legislatively-established project  
10 identification numbers and may include recommendations for reporting  
11 against other appropriate project groupings; measures for reporting  
12 progress, timeliness, and cost which create an incentive for the  
13 department to manage effectively and report its progress in a  
14 transparent manner; and criteria and process for transfers of funds  
15 among projects.

16 **Sec. 216.** 2007 c 518 s 218 (uncodified) is amended to read as  
17 follows:

18 **FOR THE DEPARTMENT OF TRANSPORTATION--ECONOMIC PARTNERSHIPS--PROGRAM**  
19 **K**

20 Motor Vehicle Account--State Appropriation . . . . .	(( <del>\$1,151,000</del> ))
	<u>\$1,142,000</u>
22 Multimodal Transportation Account--State Appropriation . . .	\$300,000
23 TOTAL APPROPRIATION . . . . .	(( <del>\$1,451,000</del> ))
	<u>\$1,442,000</u>

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

27 (1) \$300,000 of the multimodal account--state appropriation is  
28 provided solely for the department to hire a consultant to develop a  
29 plan for codevelopment and public-private partnership opportunities at  
30 public ferry terminals.

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

35 **Sec. 217.** 2007 c 518 s 219 (uncodified) is amended to read as  
36 follows:

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

2 Motor Vehicle Account--State Appropriation . . . . . (~~(\$321,888,000)~~)

3 \$335,222,000

4 Motor Vehicle Account--Federal Appropriation . . . . . (~~(\$2,000,000)~~)

5 \$6,000,000

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

7 TOTAL APPROPRIATION . . . . . (~~(\$329,685,000)~~)

8 \$347,019,000

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

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

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

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

25 (4) (~~(\$1,500,000)~~) \$5,500,000 of the motor vehicle account--federal  
26 appropriation is provided for unanticipated federal funds that may be  
27 received during the 2007-09 biennium. Upon receipt of the funds, the  
28 department shall provide a report on the use of the funds to the  
29 transportation committees of the legislature and the office of  
30 financial management.

31 (5) Funding is provided for maintenance on the state system to  
32 deliver service level targets as listed in LEAP Transportation Document  
33 2007-C, as developed April 20, 2007. In delivering the program and  
34 aiming for these targets, the department should concentrate on the  
35 following areas:

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



1 (b) Evaluating, analyzing, and potentially redistributing resources  
2 within and among regions to provide greater consistency in delivering  
3 the program statewide and in achieving overall level of service  
4 targets.

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

8 (7) \$650,000 of the motor vehicle account--state appropriation is  
9 provided solely for increased asphalt costs.

10 (8) The department shall prepare a comprehensive listing of  
11 maintenance backlogs and related costs and report to the office of  
12 financial management and the transportation committees of the  
13 legislature by December 31, 2008.

14 **Sec. 218.** 2007 c 518 s 220 (uncodified) is amended to read as  
15 follows:

16 **FOR THE DEPARTMENT OF TRANSPORTATION--TRAFFIC OPERATIONS--PROGRAM Q--**  
17 **OPERATING**

18 Motor Vehicle Account--State Appropriation . . . . .	(( <del>\$52,040,000</del> ))
	<u>\$51,968,000</u>
19 Motor Vehicle Account--Federal Appropriation . . . . .	\$2,050,000
20 Motor Vehicle Account--Private/Local Appropriation . . . . .	\$127,000
21 TOTAL APPROPRIATION . . . . .	(( <del>\$54,217,000</del> ))
22	<u>\$54,145,000</u>
23	

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

26 (1) \$654,000 of the motor vehicle account--state appropriation is  
27 provided solely for the department to time state-owned and operated  
28 traffic signals. This funding may also be used to program incident,  
29 emergency, or special event signal timing plans.

30 (2) \$346,000 of the motor vehicle account--state appropriation is  
31 provided solely for the department to implement a pilot tow truck  
32 incentive program. The department may provide incentive payments to  
33 towing companies that meet clearance goals on accidents that involve  
34 heavy trucks.

35 (3) \$6,800,000 of the motor vehicle account--state appropriation is  
36 provided solely for low-cost enhancements. The department shall give  
37 priority to low-cost enhancement projects that improve safety or

1 provide congestion relief. The department shall prioritize low-cost  
2 enhancement projects on a statewide rather than regional basis. By  
3 January 1, 2008, and January 1, 2009, the department shall provide a  
4 report to the legislature listing all low-cost enhancement projects  
5 prioritized on a statewide rather than regional basis completed in the  
6 prior year.

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

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

14 (b) The department shall use the following guidelines to administer  
15 the program:

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

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

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

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

33 (v) For purposes of the 2007-09 biennium pilot project, infractions  
34 detected through the use of automated traffic safety cameras are not  
35 part of the registered owner's driving record under RCW 46.52.101 and  
36 46.52.120. Additionally, infractions generated by the use of automated  
37 traffic safety cameras must be processed in the same manner as parking  
38 infractions for the purposes of RCW 3.46.120, 3.50.100, 35.20.220,

1 46.16.216, and 46.20.270(3). However, the amount of the fine issued  
2 for an infraction generated through the use of an automated traffic  
3 safety camera is one hundred thirty-seven dollars. The court shall  
4 remit thirty-two dollars of the fine to the state treasurer for deposit  
5 into the state patrol highway account;

6 (vi) If a notice of infraction is sent to the registered owner and  
7 the registered owner is a rental car business, the infraction will be  
8 dismissed against the business if it mails to the patrol, within  
9 fourteen days of receiving the notice, a declaration under penalty of  
10 perjury of the name and known mailing address of the individual driving  
11 or renting the vehicle when the infraction occurred. If the business  
12 is unable to determine who was driving or renting the vehicle at the  
13 time the infraction occurred, the business must sign a declaration  
14 under penalty of perjury to this effect. The declaration must be  
15 mailed to the patrol within fourteen days of receiving the notice of  
16 traffic infraction. Timely mailing of this declaration to the issuing  
17 agency relieves a rental car business of any liability under this  
18 section for the notice of infraction. A declaration form suitable for  
19 this purpose must be included with each automated traffic infraction  
20 notice issued, along with instructions for its completion and use; and

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

24 **Sec. 219.** 2007 c 518 s 221 (uncodified) is amended to read as  
25 follows:

26 **FOR THE DEPARTMENT OF TRANSPORTATION--TRANSPORTATION MANAGEMENT AND**  
27 **SUPPORT--PROGRAM S**

28	Motor Vehicle Account--State Appropriation . . . . .	(( <del>\$28,215,000</del> ))
29		<u>\$28,218,000</u>
30	Motor Vehicle Account--Federal Appropriation . . . . .	\$30,000
31	Puget Sound Ferry Operations Account--State	
32	Appropriation . . . . .	\$1,321,000
33	Multimodal Transportation Account--State	
34	Appropriation . . . . .	\$1,223,000
35	TOTAL APPROPRIATION . . . . .	(( <del>\$30,789,000</del> ))
36		<u>\$30,792,000</u>

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

3 ~~((1) The department shall work with staffs from the legislative  
4 evaluation and accountability program committee, the transportation  
5 committees of the legislature, and the office of financial management  
6 on developing a new capital budgeting system to meet identified  
7 information needs.~~

8 ~~(2))~~ \$250,000 of the multimodal account--state appropriation is  
9 provided solely for implementing a wounded combat veteran's internship  
10 program, administered by the department. The department shall seek  
11 federal funding to support the continuation of this program.

12 **Sec. 220.** 2007 c 518 s 222 (uncodified) is amended to read as  
13 follows:

14 **FOR THE DEPARTMENT OF TRANSPORTATION--TRANSPORTATION PLANNING, DATA,  
15 AND RESEARCH--PROGRAM T**

16	Motor Vehicle Account--State Appropriation . . . . .	(( <del>\$30,698,000</del> ))
17		<u>\$30,731,000</u>
18	Motor Vehicle Account--Federal Appropriation . . . . .	\$19,163,000
19	Multimodal Transportation Account--State	
20	Appropriation . . . . .	(( <del>\$1,029,000</del> ))
21		<u>\$1,021,000</u>
22	Multimodal Transportation Account--Federal	
23	Appropriation . . . . .	\$2,809,000
24	Multimodal Transportation Account--Private/Local	
25	Appropriation . . . . .	\$100,000
26	TOTAL APPROPRIATION . . . . .	(( <del>\$53,799,000</del> ))
27		<u>\$53,824,000</u>

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

30 ~~(1) (~~\$3,900,000~~ of the motor vehicle account--state appropriation  
31 is provided solely for the costs of the regional transportation  
32 investment district (RTID) and department of transportation project  
33 oversight. The department shall provide support from its urban  
34 corridors region to assist in preparing project costs, expenditure  
35 plans, and modeling. The department shall not deduct a management  
36 reserve, nor charge management or overhead fees. These funds,  
37 including those expended since 2003, are provided as a loan to the RTID~~

1 ~~and shall be repaid to the state within one year following formation of~~  
2 ~~the RTID. \$2,391,000 of the amount provided under this subsection~~  
3 ~~shall lapse, effective January 1, 2008, if voters fail to approve~~  
4 ~~formation of the RTID at the 2007 general election, as determined by~~  
5 ~~the certification of the election results.))~~ \$2,109,000 of the motor  
6 vehicle account--state appropriation is provided solely for costs  
7 incurred by the department for the 2007 regional transportation  
8 investment district election.

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

18 (3) \$320,000 of the motor vehicle account--state appropriation and  
19 \$128,000 of the motor vehicle account--federal appropriation are  
20 provided solely for development of a freight database to help guide  
21 freight investment decisions and track project effectiveness. The  
22 database will be based on truck movement tracked through geographic  
23 information system technology. TransNow will contribute an additional  
24 \$192,000 in federal funds which are not appropriated in the  
25 transportation budget. The department shall work with the freight  
26 mobility strategic investment board to implement this project.

27 (4) By December 1, 2008, the department shall require confirmation  
28 from jurisdictions that plan under the growth management act, chapter  
29 36.70A RCW, and that receive state transportation funding under this  
30 act, that the jurisdictions have adopted standards for access  
31 permitting on state highways that meet or exceed department standards  
32 in accordance with RCW 47.50.030. The objective of this subsection is  
33 to encourage local governments, through the receipt of state  
34 transportation funding, to adhere to best practices in access control  
35 applicable to development activity significantly impacting state  
36 transportation facilities. By January 1, 2009, the department shall  
37 submit a report to the appropriate committees of the legislature

1 detailing the progress of the local jurisdictions in adopting the  
2 highway access permitting standards.

3 (5) \$150,000 of the motor vehicle account--federal appropriation is  
4 provided solely for the costs to develop an electronic map-based  
5 computer application that will enable law enforcement officers and  
6 others to more easily locate collisions and other incidents in the  
7 field.

8 (6) The department shall add a position within the freight systems  
9 division to provide expertise regarding the trucking aspects of the  
10 state's freight system.

11 (7) The department shall evaluate the feasibility of developing a  
12 freight corridor bypass from Everett to Gold Bar on US 2, including a  
13 connection to SR 522. US 2 is an important freight corridor, and is an  
14 alternative route for I-90. Congestion, safety issues, and flooding  
15 concerns have all contributed to the need for major improvements to the  
16 corridor. The evaluation shall consider the use of toll lanes for the  
17 project. The department must report to the transportation committees  
18 of the legislature by December 1, 2007, on its analysis and  
19 recommendations regarding the benefit of a freight corridor and the  
20 potential use of freight toll lanes to improve safety and congestion in  
21 the corridor.

22 **Sec. 221.** 2007 c 518 s 223 (uncodified) is amended to read as  
23 follows:

24 **FOR THE DEPARTMENT OF TRANSPORTATION--CHARGES FROM OTHER AGENCIES--**  
25 **PROGRAM U**

26	Motor Vehicle Account--State Appropriation . . . . .	(( <del>\$66,342,000</del> ))
27		<u>\$66,102,000</u>
28	Motor Vehicle Account--Federal Appropriation . . . . .	\$400,000
29	Multimodal Transportation Account--State	
30	Appropriation . . . . .	\$259,000
31	TOTAL APPROPRIATION . . . . .	(( <del>\$67,001,000</del> ))
32		<u>\$66,761,000</u>

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

35 (1) \$36,665,000 of the motor vehicle fund--state appropriation is  
36 provided solely for the liabilities attributable to the department of  
37 transportation. The office of financial management must provide a

1 detailed accounting of the revenues and expenditures of the self-  
2 insurance fund to the transportation committees of the legislature on  
3 December 31st and June 30th of each year.

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

6 (a) FOR PAYMENT OF OFFICE OF FINANCIAL MANAGEMENT  
7 DIVISION OF RISK MANAGEMENT FEES . . . . . \$1,520,000

8 (b) FOR PAYMENT OF COSTS OF THE OFFICE OF THE STATE  
9 AUDITOR . . . . . ((~~\$1,150,000~~))  
10 \$1,153,000

11 (c) FOR PAYMENT OF COSTS OF DEPARTMENT OF GENERAL  
12 ADMINISTRATION FACILITIES AND SERVICES AND CONSOLIDATED  
13 MAIL SERVICES . . . . . ((~~\$4,157,000~~))  
14 \$4,859,000

15 (d) FOR PAYMENT OF COSTS OF THE DEPARTMENT OF  
16 PERSONNEL . . . . . ((~~\$4,033,000~~))  
17 \$7,593,000

18 (e) FOR PAYMENT OF SELF-INSURANCE LIABILITY  
19 PREMIUMS AND ADMINISTRATION . . . . . \$36,665,000

20 (f) FOR PAYMENT OF THE DEPARTMENT OF GENERAL  
21 ADMINISTRATION CAPITAL PROJECTS SURCHARGE . . . . . \$1,838,000

22 (g) FOR ARCHIVES AND RECORDS MANAGEMENT . . . . . ((~~\$647,000~~))  
23 \$677,000

24 (h) FOR OFFICE OF MINORITIES AND WOMEN BUSINESS  
25 ENTERPRISES . . . . . ((~~\$1,070,000~~))  
26 \$1,042,000

27 (i) FOR USE OF FINANCIAL SYSTEMS PROVIDED BY  
28 THE OFFICE OF FINANCIAL MANAGEMENT . . . . . ((~~\$930,000~~))  
29 \$966,000

30 (j) FOR POLICY ASSISTANCE FROM THE DEPARTMENT  
31 OF INFORMATION SERVICES . . . . . ((~~\$1,138,000~~))  
32 \$945,000

33 (k) FOR LEGAL SERVICE PROVIDED BY THE ATTORNEY  
34 GENERAL'S OFFICE . . . . . ((~~\$8,859,000~~))  
35 \$9,045,000

36 (l) FOR LEGAL SERVICE PROVIDED BY THE ATTORNEY  
37 GENERAL'S OFFICE FOR THE SECOND PHASE OF THE BOLDT  
38 LITIGATION . . . . . \$158,000

1       **Sec. 222.** 2007 c 518 s 224 (uncodified) is amended to read as  
2 follows:

3 **FOR THE DEPARTMENT OF TRANSPORTATION--PUBLIC TRANSPORTATION--PROGRAM**  
4 **V**

5	Regional Mobility Grant Program Account--State	
6	Appropriation . . . . .	\$40,000,000
7	Multimodal Transportation Account--State	
8	Appropriation . . . . .	<del>(\$85,202,000)</del>
9		<u>\$85,507,000</u>
10	Multimodal Transportation Account--Federal	
11	Appropriation . . . . .	\$2,582,000
12	Multimodal Transportation Account--Private/Local	
13	Appropriation . . . . .	<del>(\$291,000)</del>
14		<u>\$659,000</u>
15	TOTAL APPROPRIATION . . . . .	<del>(\$128,075,000)</del>
16		<u>\$128,748,000</u>

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

19       (1) \$25,000,000 of the multimodal transportation account--state  
20 appropriation is provided solely for a grant program for special needs  
21 transportation provided by transit agencies and nonprofit providers of  
22 transportation.

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

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



1 department of transportation. No transit agency may receive more than  
2 thirty percent of these distributions.

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

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

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

16 (3) \$8,600,000 of the multimodal transportation account--state  
17 appropriation is provided solely for a vanpool grant program for: (a)  
18 Public transit agencies to add vanpools; and (b) incentives for  
19 employers to increase employee vanpool use. The grant program for  
20 public transit agencies will cover capital costs only; no operating  
21 costs for public transit agencies are eligible for funding under this  
22 grant program. No additional employees may be hired from the funds  
23 provided in this section for the vanpool grant program, and supplanting  
24 of transit funds currently funding vanpools is not allowed. Additional  
25 criteria for selecting grants must include leveraging funds other than  
26 state funds.

27 (4) \$40,000,000 of the regional mobility grant program account--  
28 state appropriation is provided solely for the regional mobility grant  
29 projects identified on the LEAP Transportation Document 2007-B as  
30 developed April 20, 2007. The department shall review all projects  
31 receiving grant awards under this program at least semiannually to  
32 determine whether the projects are making satisfactory progress. Any  
33 project that has been awarded funds, but does not report activity on  
34 the project within one year of the grant award, shall be reviewed by  
35 the department to determine whether the grant should be terminated.  
36 The department shall promptly close out grants when projects have been  
37 completed, and any remaining funds available to the office of transit  
38 mobility shall be used only to fund projects on the LEAP Transportation

1 Document 2007-B as developed April 20, 2007. The department shall  
2 provide annual status reports on December 15, 2007, and December 15,  
3 2008, to the office of financial management and the transportation  
4 committees of the legislature regarding the projects receiving the  
5 grants.

6 (5) \$17,168,087 of the multimodal transportation account--state  
7 appropriation is reappropriated and provided solely for the regional  
8 mobility grant projects identified on the LEAP Transportation Document  
9 2006-D, regional mobility grant program projects as developed March 8,  
10 2006. The department shall continue to review all projects receiving  
11 grant awards under this program at least semiannually to determine  
12 whether the projects are making satisfactory progress. The department  
13 shall promptly close out grants when projects have been completed, and  
14 any remaining funds available to the office of transit mobility shall  
15 be used only to fund projects on the LEAP Transportation Document  
16 2007-B as developed April 20, 2007, or the LEAP Transportation Document  
17 2006-D as developed March 8, 2006.

18 (6) \$200,000 of the multimodal transportation account--state  
19 appropriation is provided solely for the department to study and then  
20 develop pilot programs aimed at addressing commute trip reduction  
21 strategies for K-12 students and for college and university students.  
22 The department shall submit to the legislature by January 1, 2009, a  
23 summary of the program results and recommendations for future student  
24 commute trip reduction strategies. The pilot programs are described as  
25 follows:

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

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

33 (7) \$2,400,000 of the multimodal account--state appropriation is  
34 provided solely for establishing growth and transportation efficiency  
35 centers (GTEC). Funds are appropriated for one time only. The  
36 department shall provide in its annual report to the legislature an  
37 evaluation of the GTEC concept and recommendations on future funding  
38 levels.

1 (8) \$381,000 of the multimodal transportation account--state  
2 appropriation is provided solely for the implementation of Substitute  
3 House Bill No. 1694 (reauthorizing the agency council on coordinated  
4 transportation). If Substitute House Bill No. 1694 is not enacted by  
5 June 30, 2007, the amount provided in this subsection shall lapse.

6 (9) (~~(\$136,000)~~) \$504,000 of the multimodal transportation  
7 account--private/local appropriation is provided solely for the  
8 implementation of Senate Bill No. 5084 (updating rail transit safety  
9 plans). If Senate Bill No. 5084 is not enacted by June 30, 2007, the  
10 amount provided in this subsection shall lapse.

11 (10) \$60,000 of the multimodal transportation account--state  
12 appropriation is provided solely for low-income car ownership programs.  
13 The department shall collaborate with interested regional  
14 transportation planning organizations and metropolitan planning  
15 organizations to determine the effectiveness of the programs at  
16 providing transportation solutions for low-income persons who depend  
17 upon cars to travel to their places of employment.

18 (11) \$1,000,000 of the multimodal transportation account--state  
19 appropriation is provided solely for additional funding for the trip  
20 reduction performance program, including telework enhancement projects.  
21 Funds are appropriated for one time only.

22 (12) \$2,000,000 of the multimodal transportation account--state  
23 appropriation is provided solely for the tri-county connection service  
24 for Island, Skagit, and Whatcom transit agencies.

25 (13) \$135,000 of the multimodal transportation account--state  
26 appropriation is provided solely for dedicated staff to provide  
27 technical expertise to support the department and the climate advisory  
28 team in the development of climate change strategies.

29 (14) \$225,000 of the multimodal transportation account--state  
30 appropriation is provided solely for the commute trip reduction  
31 program. The department shall work with the commute trip reduction  
32 board to provide grants to car-sharing organizations for the benefit of  
33 their members for the purpose of reducing congestion and improving air  
34 quality.

35 **Sec. 223.** 2007 c 518 s 225 (uncodified) is amended to read as  
36 follows:



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

8 (7) \$378,000 of the Puget Sound ferry operations account--state  
9 appropriation is provided solely to meet the United States coast guard  
10 requirements for appropriate rest hours between shifts for vessel crews  
11 on the Bainbridge to Seattle and Edmonds to Kingston ferry routes.

12 (8) \$694,000 of the Puget Sound ferries operating account--state  
13 appropriation is provided solely for implementing Engrossed Substitute  
14 House Bill No. 2358 as follows:

15 (a) The department shall allow the joint transportation committee  
16 workgroup established in section 205(1) of this act to participate in  
17 the following elements as they are described in Engrossed Substitute  
18 House Bill No. 2358:

19 (i) Development and implementation of a survey of ferry customers;

20 (ii) Analysis and reestablishment of vehicle level of service  
21 standards. In reestablishing the standards, consideration shall be  
22 given to whether boat wait is the appropriate measure. The level of  
23 service standard shall be reestablished in conjunction with or after  
24 the survey has been implemented;

25 (iii) Development of pricing policy proposals. In developing these  
26 policies, the policies, in effect on some routes, of collecting fares  
27 in only one direction shall be evaluated to determine whether one-way  
28 fare pricing best serves the ferry system. The pricing policy  
29 proposals must be developed in conjunction with or after the survey has  
30 been implemented;

31 (iv) Development of operational strategies. The operational  
32 strategies shall be reestablished in conjunction with the survey or  
33 after the survey has been implemented;

34 (v) Development of terminal design standards. The terminal design  
35 standards shall be finalized after the provisions of subsections (a)(i)  
36 through (iv) and subsection (b) of this section have been developed and  
37 reviewed by the joint transportation committee; and

1 (vi) Development of a capital plan. The capital plan shall be  
2 finalized after terminal design standards have been developed by the  
3 department and reviewed by the joint transportation committee.

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

7 (c) The department shall update the life cycle cost model to meet  
8 the requirements of Engrossed Substitute House Bill No. 2358 no later  
9 than August 1, 2007.

10 (d) The department shall develop a cost allocation methodology  
11 proposal to meet the requirements described in Engrossed Substitute  
12 House Bill No. 2358. The proposal shall be completed and presented to  
13 the joint transportation committee no later than August 1, 2007.

14 (9) \$200,000 of the Puget Sound ferry operation account--state  
15 appropriation is provided solely for the initial acquisition of  
16 transportation worker identification credentials required by the United  
17 States department of homeland security for unescorted access to secure  
18 areas of ferries and terminals.

19 **Sec. 224.** 2007 c 518 s 226 (uncodified) is amended to read as  
20 follows:

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

22 Multimodal Transportation Account--State

23 Appropriation . . . . . ((~~\$37,034,000~~))  
24 \$37,012,000

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

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

33 (2)(a) \$29,091,000 of the multimodal transportation account--state  
34 appropriation is provided solely for the Amtrak service contract and  
35 Talgo maintenance contract associated with providing and maintaining  
36 the state-supported passenger rail service. Upon completion of the

1 rail platform project in the city of Stanwood, the department shall  
2 provide daily Amtrak Cascades service to the city.

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

6 (c) When Amtrak Cascades expands the second roundtrip between  
7 Vancouver, B.C. and Seattle, the department shall negotiate for the  
8 second roundtrip to leave Bellingham southbound no later than 8:30 a.m.

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

10 (4) \$40,000 of the multimodal transportation account--state  
11 appropriation is provided solely for the produce railcar program. The  
12 department is encouraged to implement the produce railcar program by  
13 maximizing private investment.

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

16 **Sec. 225.** 2007 c 518 s 227 (uncodified) is amended to read as  
17 follows:

18 **FOR THE DEPARTMENT OF TRANSPORTATION--LOCAL PROGRAMS--PROGRAM Z--**  
19 **OPERATING**

20	Motor Vehicle Account--State Appropriation . . . . .	(( <del>\$8,630,000</del> ))
21		<u>\$8,745,000</u>
22	Motor Vehicle Account--Federal Appropriation . . . . .	\$2,567,000
23	TOTAL APPROPRIATION . . . . .	(( <del>\$11,197,000</del> ))
24		<u>\$11,312,000</u>

25 **TRANSPORTATION AGENCIES--CAPITAL**

26 **Sec. 301.** 2007 c 518 s 302 (uncodified) is amended to read as  
27 follows:

28 **FOR THE COUNTY ROAD ADMINISTRATION BOARD**

29	Rural Arterial Trust Account--State Appropriation . . . . .	\$64,000,000
30	Motor Vehicle Account--State Appropriation . . . . .	(( <del>\$2,368,000</del> ))
31		<u>\$2,370,000</u>
32	County Arterial Preservation Account--State	
33	Appropriation . . . . .	(( <del>\$32,861,000</del> ))
34		<u>\$32,641,000</u>
35	TOTAL APPROPRIATION . . . . .	(( <del>\$99,229,000</del> ))

1 \$99,011,000

2 The appropriations in this section are subject to the following  
3 conditions and limitations: (~~(\$2,069,000)~~) \$2,370,000 of the motor  
4 vehicle account--state appropriation may be used for county (~~ferries-~~  
5 ~~The board shall review the requests for county ferry funding in~~  
6 ~~consideration with other projects funded from the board. If the board~~  
7 ~~determines these projects are a priority over the projects in the rural~~  
8 ~~arterial and county arterial preservation grant programs, then they may~~  
9 ~~provide funding for these requests~~)) ferry projects as set forth in RCW  
10 47.56.725(4).

11 **Sec. 302.** 2007 c 518 s 303 (uncodified) is amended to read as  
12 follows:

13 **FOR THE TRANSPORTATION IMPROVEMENT BOARD**

14 Small City Pavement and Sidewalk Account--State

15 Appropriation . . . . . \$4,500,000

16 Urban Arterial Trust Account--State Appropriation . . (~~(\$129,600,000)~~)

17 \$128,000,000

18 Transportation Improvement Account--State

19 Appropriation . . . . . (~~(\$90,643,000)~~)

20 \$87,143,000

21 TOTAL APPROPRIATION . . . . . (~~(\$224,743,000)~~)

22 \$219,643,000

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

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

28 (2) The urban arterial trust account--state appropriation includes  
29 up to \$15,000,000 in proceeds from the sale of bonds authorized in  
30 Substitute House Bill No. 2394. If Substitute House Bill No. 2394 is  
31 not enacted by June 30, 2007, the amount provided in this subsection  
32 shall lapse.

33 **Sec. 303.** 2007 c 518 s 304 (uncodified) is amended to read as  
34 follows:

35 **FOR THE DEPARTMENT OF TRANSPORTATION--PROGRAM D (DEPARTMENT OF**



1 **TRANSPORTATION-ONLY PROJECTS)--CAPITAL**

2 Motor Vehicle Account--State Appropriation . . . . . (~~(\$6,202,000)~~)  
3 \$7,157,000

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

6 (1) \$584,000 of the motor vehicle account--state appropriation is  
7 for statewide administration.

8 (2) (~~(\$750,000)~~) \$803,000 of the motor vehicle account--state  
9 appropriation is for regional minor projects.

10 (3) \$568,000 of the motor vehicle account--state appropriation is  
11 for the Olympic region headquarters property payments.

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

17 (5) \$1,600,000 of the motor vehicle account--state appropriation is  
18 for site acquisition for the Tri-cities area maintenance facility.

19 (6) \$2,700,000 of the motor vehicle account--state appropriation is  
20 for site acquisition for the Vancouver light industrial facility.

21 (7) The department shall work with the office of financial  
22 management and staff of the transportation committees of the  
23 legislature to develop a statewide inventory of all department-owned  
24 surplus property that is suitable for development for department  
25 facilities or that should be sold. By December 1, 2008, the department  
26 shall report to the joint transportation committee on the findings of  
27 this study.

28 (8) \$902,000 of the motor vehicle account--state appropriation is  
29 for project D399311 as identified in the governor's 2008 supplemental  
30 project list to reimburse the miscellaneous transportation programs  
31 account for expenditures for the proposed Olympic region headquarters  
32 complex that were incurred in the 2005-07 biennium.

33 **Sec. 304.** 2007 c 518 s 305 (uncodified) is amended to read as  
34 follows:

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

36 Transportation Partnership Account--State  
37 Appropriation . . . . . (~~(\$1,226,516,000)~~)

1		\$1,234,581,000
2	Motor Vehicle Account--State Appropriation . . . . .	(( <del>\$82,045,000</del> ))
3		<u>\$82,555,000</u>
4	Motor Vehicle Account--Federal Appropriation . . . . .	(( <del>\$404,090,000</del> ))
5		<u>\$437,537,000</u>
6	Motor Vehicle Account--Private/Local	
7	Appropriation . . . . .	(( <del>\$49,157,000</del> ))
8		<u>\$61,115,000</u>
9	Special Category C Account--State Appropriation . . . . .	(( <del>\$29,968,000</del> ))
10		<u>\$29,125,000</u>
11	<u>Multimodal Transportation Account--Federal</u>	
12	<u>Appropriation . . . . .</u>	<u>\$86,100,000</u>
13	Tacoma Narrows Toll Bridge Account--State	
14	Appropriation . . . . .	(( <del>\$142,484,000</del> ))
15		<u>\$32,277,000</u>
16	Transportation 2003 Account (Nickel Account)--State	
17	Appropriation . . . . .	(( <del>\$1,100,746,000</del> ))
18		<u>\$1,137,721,000</u>
19	Freight Congestion Relief Account--State	
20	Appropriation . . . . .	\$40,000,000
21	<u>Freight Mobility Multimodal Account--State</u>	
22	<u>Appropriation . . . . .</u>	<u>\$208,000</u>
23	TOTAL APPROPRIATION . . . . .	(( <del>\$3,075,006,000</del> ))
24		<u>\$3,141,219,000</u>

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

27       (1) Except as provided otherwise in this section, the entire  
28 transportation 2003 account (nickel account) appropriation and the  
29 entire transportation partnership account appropriation are provided  
30 solely for the projects and activities as listed by fund, project, and  
31 amount in ((LEAP Transportation Document 2007-1)) the governor's 2008  
32 supplemental project list, Highway Improvement Program (I) as developed  
33 ((April 20, 2007)) December 18, 2007. However, limited transfers of  
34 specific line-item project appropriations may occur between projects  
35 for those amounts listed subject to the conditions and limitations in  
36 section 603 of this act.

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

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

11 (3) Within the amounts provided in this section, (~~(\$1,991,000)~~)  
12 \$1,895,000 of the transportation partnership account--state  
13 appropriation, (~~(\$1,656,000)~~) \$2,147,000 of the motor vehicle account--  
14 federal appropriation, and (~~(\$8,343,000)~~) \$10,331,000 of the  
15 transportation 2003 account (nickel account)--state appropriation are  
16 for project 109040T as identified in the (~~LEAP--transportation~~  
17 ~~document~~) governor's 2008 supplemental project list in subsection (1)  
18 of this section: I-90/Two Way Transit-Transit and HOV Improvements -  
19 Stage 1. Expenditure of the funds on construction is contingent upon  
20 revising the access plan for Mercer Island traffic such that Mercer  
21 Island traffic will have access to the outer roadway high occupancy  
22 vehicle (HOV) lanes during the period of operation of such lanes  
23 following the removal of Mercer Island traffic from the center roadway  
24 and prior to conversion of the outer roadway HOV lanes to high  
25 occupancy toll (HOT) lanes. Sound transit may only have access to the  
26 center lanes when alternative R8A is complete.

27 (4) The Tacoma Narrows toll bridge account--state appropriation  
28 includes up to (~~(\$131,016,000)~~) \$19,133,000 in proceeds from the sale  
29 of bonds authorized by RCW 47.10.843.

30 (5) The funding described in this section includes (~~(\$8,095,541)~~)  
31 \$24,575,670 of the transportation 2003 account (nickel account)--state  
32 appropriation, \$5,950,001 of the transportation partnership account--  
33 state appropriation, and \$237,241 of the motor vehicle account--  
34 private/local appropriation, which are for the SR 519 project. The  
35 total project is expected to cost no more than \$74,400,000 (~~(including~~  
36 ~~\$11,950,000 in contributions from project partners)~~).

37 (6) To promote and support community-specific noise reduction  
38 solutions, the department shall:

1 (a) Prepare a draft directive that establishes how each community's  
2 priorities and concerns may be identified and addressed in order to  
3 allow consideration of a community's preferred methods of advanced  
4 visual shielding and aesthetic screening, for the purpose of improving  
5 the noise environment of major state roadway projects in locations that  
6 do not meet the criteria for standard noise barriers. The intent is  
7 for these provisions to be supportable by existing project budgets.  
8 The directive shall also include direction on the coordination and  
9 selection of visual and aesthetic options with local communities. The  
10 draft directive shall be provided to the standing transportation  
11 committees of the legislature by January 2008; and

12 (b) Pilot the draft directive established in (a) of this subsection  
13 in two locations along major state roadways. If practicable, the  
14 department should begin work on the pilot projects while the directive  
15 is being developed. One pilot project shall be located in Clark county  
16 on a significant capacity improvement project. The second pilot  
17 project shall be located in urban King county, which shall be on a  
18 corridor highway project through mixed land use areas that is nearing  
19 or under construction. The department shall provide a written report  
20 to the standing transportation committees of the legislature on the  
21 findings of the Clark county pilot project by January 2009, and the  
22 King county pilot project by January 2010. Based on results of the  
23 pilot projects, the department shall update its design manual,  
24 environmental procedures, or other appropriate documents to incorporate  
25 the directive.

26 ~~((+8))~~ (7) If the "Green Highway" provisions of Engrossed Second  
27 Substitute House Bill No. 1303 (cleaner energy) are enacted, the  
28 department shall erect signs on the interstate highways included in  
29 those provisions noting that these interstates have been designated  
30 "Washington Green Highways."

31 ~~((+9))~~ (8) If on the I-405/I-90 to SE 8th Street Widening project  
32 the department finds that there is an alternative investment to  
33 preserve reliable rail accessibility to major manufacturing sites  
34 within the I-405 corridor that are less expensive than replacing the  
35 Wilburton Tunnel, the department may enter into the necessary  
36 agreements to implement that alternative provided that costs remain  
37 within the approved project budget.

1       (~~(11)~~) (9) The department shall apply for surface transportation  
2 program (STP) enhancement funds to be expended in lieu of or in  
3 addition to state funds for eligible costs of projects in Programs I  
4 and P, including, but not limited to, the SR 518, SR 519, SR 520, and  
5 Alaskan Way Viaduct projects.

6       (~~(12)~~) (10) \$250,000 of the motor vehicle account--state  
7 appropriation is provided solely for an inland pacific hub study to  
8 develop an inland corridor for the movement of freight and goods to and  
9 through eastern Washington; and \$500,000 of the motor vehicle account--  
10 state appropriation is provided solely for the SR3/SR16 corridor study  
11 to plan and prioritize state and local improvements needed over the  
12 next 10-20 years to support safety, capacity development, and economic  
13 development within the corridor.

14       (~~(13)~~) (11) The department shall, on a quarterly basis beginning  
15 July 1, 2007, provide to the office of financial management and the  
16 legislature reports providing the status on each active project funded  
17 in part or whole by the transportation 2003 account (nickel account) or  
18 the transportation partnership account. Funding provided at a  
19 programmatic level for transportation partnership account and  
20 transportation 2003 account (nickel account) projects relating to  
21 bridge rail, guard rail, fish passage barrier removal, and roadside  
22 safety projects should be reported on a programmatic basis. Projects  
23 within this programmatic level funding should be completed on a  
24 priority basis and scoped to be completed within the current  
25 programmatic budget. Other projects may be reported on a programmatic  
26 basis. The department shall work with the office of financial  
27 management and the transportation committees of the legislature to  
28 agree on report formatting and elements. Elements shall include, but  
29 not be limited to, project scope, schedule, and costs. The department  
30 shall also provide the information required under this subsection on a  
31 quarterly basis via the transportation executive information systems  
32 (TEIS).

33       (~~(14)~~) (12) The department shall apply for the competitive  
34 portion of federal transit administration funds for eligible transit-  
35 related costs of the SR 520 bridge replacement and HOV project. The  
36 federal funds described in this subsection shall not include those  
37 federal transit administration funds distributed by formula.

1        ~~((15))~~ (13) Funding provided by this act for the Alaskan Way  
2 Viaduct project shall not be spent for preliminary engineering, design,  
3 right-of-way acquisition, or construction on the project if completion  
4 of the project would more likely than not reduce the capacity of the  
5 facility. Capacity shall be measured by including the consideration of  
6 the efficient movement of people and goods on the facility.

7        ~~((16))~~ (14) The governor shall convene a collaborative process  
8 involving key leaders to determine the final project design for the  
9 Alaskan Way Viaduct.

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

14        (b) The state's project expenditures shall not exceed  
15 \$2,800,000,000.

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

17        ~~((17))~~ (15) During the 2007-09 biennium, the department shall  
18 proceed with a series of projects on the Alaskan Way Viaduct that are  
19 common to any design alternative. Those projects include relocation of  
20 two electrical transmission lines, Battery Street tunnel upgrades,  
21 seismic upgrades from Lenora to the Battery Street tunnel, viaduct  
22 removal from Holgate to King Street, and development of transit  
23 enhancements and other improvements to mitigate congestion during  
24 construction.

25        ~~((18))~~ (16) The entire freight congestion relief account--state  
26 appropriation is contingent upon the enactment during the 2007-2009  
27 fiscal biennium of a bill, resulting from the study established in  
28 Substitute Senate Bill No. 5207, that makes available funding to  
29 support project expenditures funded from the freight congestion relief  
30 account created in Substitute Senate Bill No. 5207. If such a funding  
31 bill is not enacted by June 30, 2009, the entire freight congestion  
32 relief account--state appropriation shall lapse.

33        ~~((19))~~ (17) The transportation 2003 account (nickel account)--  
34 state appropriation includes up to ~~((874,610,000))~~ \$872,610,000 in  
35 proceeds from the sale of bonds authorized by RCW 47.10.861.

36        ~~((20))~~ (18) The transportation partnership account--state  
37 appropriation includes up to ~~((900,000,000))~~ \$902,500,000 in proceeds  
38 from the sale of bonds authorized in RCW 47.10.873.

1        ~~((+21+))~~ (19) The special category C account--state appropriation  
2 includes up to ~~((+\$22,080,000))~~ \$21,497,000 in proceeds from the sale of  
3 bonds authorized in Substitute House Bill No. 2394. If Substitute  
4 House Bill No. 2394 is not enacted by June 30, 2007, the amount  
5 provided in this subsection shall lapse.

6        ~~((+22+))~~ (20) \$4,500,000 of the motor vehicle account--federal  
7 appropriation is provided solely for cost increases on the SR  
8 304/Bremerton tunnel project.

9        ~~((+23) \$3,000,000))~~ (21) \$2,071,000 of the motor vehicle account--  
10 state appropriation is provided solely for initial design and right of  
11 way work on a new southbound SR 509 to eastbound SR 518 freeway-to-  
12 freeway elevated ramp.

13        ~~((+24+))~~ (22) \$500,000 of the motor vehicle account--federal  
14 appropriation to the SR 543/I-5 to Canadian border project is provided  
15 solely for retaining wall facia improvements.

16        ~~((+25) \$1,400,000))~~ (23) \$1,334,000 of the motor vehicle account--  
17 federal appropriation is provided solely for the Westview school noise  
18 wall.

19        ~~((+26+))~~ (24) \$1,600,000 of the motor vehicle account--~~((federal))~~  
20 state appropriation is provided solely for two noise walls on SR 161 in  
21 King county.

22        ~~((+27+))~~ (25) \$900,000 of the motor vehicle account--state  
23 appropriation and \$100,000 of the motor vehicle account--federal  
24 appropriation are provided solely for interchange design and planning  
25 work on US 12 at A street and tank farm road.

26        (26) The funding described in this section includes \$19,938,892 of  
27 the transportation partnership account--state appropriation, \$28,623 of  
28 the motor vehicle account--state appropriation, \$308,000 of the motor  
29 vehicle account--private/local appropriation, and \$2,899,917 of the  
30 motor vehicle account--federal appropriation for the I-5/Columbia river  
31 crossing/Vancouver project. Future funding will include up to  
32 \$15,000,000 awarded to Washington and Oregon jointly through the U.S.  
33 department of transportation corridors of the future program in the  
34 2007 federal highway authority discretionary fund allocations.

35        (27) The department shall study any outstanding issues, including  
36 financial issues that may apply to the I-5/Columbia river  
37 crossing/Vancouver project. The department's efforts must include an  
38 analysis of current bi-state efforts in planning, coordination, and

1 funding for the project; opportunities for the joining of state and  
2 local government agencies and the private sector in a strong  
3 partnership that contributes to the completion of the project; and  
4 opportunities to work with the congressional delegations of Oregon and  
5 Washington to provide federal funding and other assistance that will  
6 advance this project of national and regional significance.

7 (28) The department shall conduct a study to determine the  
8 feasibility of administering tolls on the US 395 North Spokane  
9 corridor. The study findings must include the potential revenue that  
10 could be generated by tolling all lanes on the corridor and the  
11 potential revenue and traffic benefits that could be provided by truck-  
12 only toll lanes on the corridor. The department shall report its  
13 findings to the governor and the transportation committees of the  
14 legislature by June 1, 2009.

15 **Sec. 305.** 2007 c 518 s 306 (uncodified) is amended to read as  
16 follows:

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

18 Transportation Partnership Account--State	
19     Appropriation . . . . .	(( \$220,164,000 ))
20	<u>\$181,666,000</u>
21 Motor Vehicle Account--State Appropriation . . . . .	(( \$71,392,000 ))
22	<u>\$93,173,000</u>
23 Motor Vehicle Account--Federal Appropriation . . . . .	(( \$425,161,000 ))
24	<u>\$455,379,000</u>
25 Motor Vehicle Account--Private/Local Appropriation . . . . .	(( \$15,285,000 ))
26	<u>\$18,138,000</u>
27 Transportation 2003 Account (Nickel Account)--State	
28     Appropriation . . . . .	(( \$5,122,000 ))
29	<u>\$11,136,000</u>
30 Puyallup Tribal Settlement Account--State	
31     Appropriation . . . . .	(( \$11,000,000 ))
32	<u>\$12,500,000</u>
33           TOTAL APPROPRIATION . . . . .	(( \$748,124,000 ))
34	<u>\$771,992,000</u>

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



1       (1) Except as provided otherwise in this section, the entire  
2 transportation 2003 account (nickel account) appropriation and the  
3 entire transportation partnership account appropriation are provided  
4 solely for the projects and activities as listed by fund, project, and  
5 amount in (~~LEAP Transportation Document 2007-1~~) the governor's 2008  
6 supplemental project list, Highway Preservation Program (P) as  
7 developed (~~April 20, 2007~~) December 18, 2007. However, limited  
8 transfers of specific line-item project appropriations may occur  
9 between projects for those amounts listed subject to the conditions and  
10 limitations in section 603 of this act.

11       (2) (~~(\$295,000)~~) \$287,000 of the motor vehicle account--federal  
12 appropriation and (~~(\$5,000)~~) \$11,000 of the motor vehicle account--  
13 state appropriation are provided solely for the department to  
14 (~~determine the most cost efficient way to~~) replace the current Keller  
15 ferry. (~~Options reviewed shall not include an expansion of the~~  
16 ~~current capacity of the Keller ferry.~~)

17       (3) (~~(\$5,513,000)~~) \$5,308,000 of the transportation partnership  
18 account--state appropriation is provided solely for the purposes of  
19 settling all identified and potential claims from the Lower Elwha  
20 Klallam Tribe related to the construction of a graving dock facility on  
21 the graving dock property. In the matter of *Lower Elwha Klallam Tribe*  
22 *et al v. State et al*, Thurston county superior court, cause no.  
23 05-2-01595-8, the Lower Elwha Klallam Tribe and the state of Washington  
24 entered into a settlement agreement that settles all claims related to  
25 graving dock property and associated construction and releases the  
26 state from all claims related to the construction of the graving dock  
27 facilities. The expenditure of this appropriation is contingent on the  
28 conditions and limitations set forth in subsections (a) and (b) of this  
29 subsection.

30       (a) \$2,000,000 of the transportation partnership account--state  
31 appropriation is provided solely for the benefit of the Lower Elwha  
32 Klallam Tribe to be disbursed by the department in accordance with  
33 terms and conditions of the settlement agreement.

34       (b) (~~(\$3,513,000)~~) \$3,309,000 of the transportation partnership  
35 account--state appropriation is provided solely for the department's  
36 remediation work on the graving dock property in accordance with the  
37 terms and conditions of the settlement agreement.

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

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

23 (6) The department of transportation shall continue to implement  
24 the lowest life cycle cost planning approach to pavement management  
25 throughout the state to encourage the most effective and efficient use  
26 of pavement preservation funds. Emphasis should be placed on  
27 increasing the number of roads addressed on time and reducing the  
28 number of roads past due.

29 (7) (~~(\$2,604,501)~~) \$4,600,000 of the motor vehicle account--federal  
30 appropriation and (~~(\$3,000,000)~~) \$10,358,000 of the motor vehicle  
31 account--state appropriation are for expenditures on damaged state  
32 roads due to flooding, mudslides, rock fall, or other unforeseen  
33 events.

34 (8) (~~(\$9,665)~~) \$188,000 of the motor vehicle account--state  
35 appropriation, (~~(\$12,652,812)~~) \$28,749,000 of the motor vehicle  
36 account--federal appropriation, and (~~(\$138,174,581)~~) \$105,653,000 of  
37 the transportation partnership account--state appropriation are  
38 provided solely for the Hood Canal bridge project.

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

4       **Sec. 306.** 2007 c 518 s 307 (uncodified) is amended to read as  
5 follows:

6 **FOR THE DEPARTMENT OF TRANSPORTATION--TRAFFIC OPERATIONS--PROGRAM Q--**  
7 **CAPITAL**

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

12       ~~((The appropriations in this section are subject to the following~~  
13 ~~conditions and limitations: The motor vehicle account state~~  
14 ~~appropriation includes \$8,833,000 provided solely for state matching~~  
15 ~~funds for federally selected competitive grant or congressional earmark~~  
16 ~~projects. These moneys shall be placed into reserve status until such~~  
17 ~~time as federal funds are secured that require a state match.))~~

18       **Sec. 307.** 2007 c 518 s 308 (uncodified) is amended to read as  
19 follows:

20 **FOR THE DEPARTMENT OF TRANSPORTATION--WASHINGTON STATE FERRIES**  
21 **CONSTRUCTION--PROGRAM W**

22	Puget Sound Capital Construction Account--State	
23	Appropriation . . . . .	(((\$139,139,000))
24		<u>\$114,108,000</u>
25	Puget Sound Capital Construction Account--Federal	
26	Appropriation . . . . .	(((\$66,145,000))
27		<u>\$46,076,000</u>
28	<u>Puget Sound Capital Construction Account--</u>	
29	<u>Private/Local Appropriation . . . . .</u>	<u>\$26,000</u>
30	Multimodal Transportation Account--State	
31	Appropriation . . . . .	\$4,100,000
32	Transportation 2003 Account (Nickel Account)--State	
33	Appropriation . . . . .	(((\$76,525,000))
34		<u>\$59,469,000</u>
35	TOTAL APPROPRIATION . . . . .	(((\$285,909,000))
36		<u>\$223,779,000</u>

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

3 (1) (~~(\$6,432,000)~~) \$13,484,000 of the Puget Sound capital  
4 construction account--state appropriation is provided (~~(solely for~~  
5 ~~emergency capital costs)~~) for project 944470A as identified in the  
6 governor's 2008 supplemental project list for the construction of three  
7 marine vessels to replace the aging vessels currently operating on the  
8 Port Townsend-Keystone ferry route. The governor's 2008 supplemental  
9 project list includes a total of \$100,000,000 for vessel replacement  
10 and related expenses, incurred over a period of time.

11 (2) (~~(\$16,567,000)~~) \$18,363,000 of the Puget Sound capital  
12 construction account--state appropriation and \$4,100,000 of the  
13 multimodal transportation account--state appropriation are provided  
14 solely for the terminal projects listed:

15 (a) Anacortes ferry terminal - utilities work; right-of-way  
16 purchase for a holding area during construction; and completion of  
17 design and permitting on the terminal building, pick-up and drop-off  
18 sites, and pedestrian and bicycle facilities;

19 (b) Bainbridge Island ferry terminal - environmental planning and  
20 a traffic signalization project in the vicinity of SR 305 Harborview  
21 drive;

22 (c) Bremerton ferry terminal - overhead loading control system and  
23 moving the terminal agent's office;

24 (d) Clinton ferry terminal - septic system replacement;

25 (e) Edmonds ferry terminal - right-of-way acquisition costs and  
26 federal match requirements;

27 (f) Friday Harbor ferry terminal - parking resurfacing;

28 (g) Keystone and Port Townsend ferry terminals - route  
29 environmental planning;

30 (h) Kingston ferry terminal - transfer span retrofit and overhead  
31 vehicle holding control system modifications;

32 (i) Mukilteo ferry terminal - right-of-way acquisition,  
33 archeological studies, and environmental planning;

34 (j) Port Townsend ferry terminal - wingwall replacement;

35 (k) Seattle ferry terminal - environmental planning, coordination  
36 with local jurisdictions, and coordination with highway projects; and

37 (l) Vashon Island and Seattle ferry terminals - modify the  
38 passenger-only facilities.

1           (~~(4)~~ ~~\$76,525,000~~) (3) \$46,021,000 of the transportation 2003  
2 account (nickel account)--state appropriation and (~~(\$50,985,000)~~)  
3 \$3,750,000 of the Puget Sound capital construction account--(~~state~~)  
4 federal appropriation are provided solely for the procurement of  
5 (~~four~~) 144-vehicle auto-passenger ferry vessels.

6           (~~(5)~~) (4) \$18,716,000 of the Puget Sound capital construction  
7 account--state appropriation is provided solely for the Eagle Harbor  
8 maintenance facility preservation project. These funds may not be used  
9 for relocating any warehouses not currently on the Eagle Harbor site.

10          (~~(6)~~) (5) The department shall research an asset management  
11 system to improve Washington state ferries' management of capital  
12 assets and the department's ability to estimate future preservation  
13 needs. The department shall report its findings regarding a new asset  
14 management system to the governor and the transportation committees of  
15 the legislature no later than January 15, 2008.

16          (~~(7)~~) (6) The department shall sell the M.V. Chinook and M.V.  
17 Snohomish passenger-only fast ferries as soon as practicable and  
18 deposit the proceeds of the sales into the passenger ferry account  
19 created in RCW 47.60.645. Once the department ceases to provide  
20 passenger-only ferry service, the department shall sell the M.V. Kalama  
21 and M.V. Skagit passenger-only ferries and deposit the proceeds of the  
22 sales into the passenger ferry account created in RCW 47.60.645.

23          (~~(8)~~) (7) The department shall, on a quarterly basis beginning  
24 July 1, 2007, provide to the office of financial management and the  
25 legislature reports providing the status on each project listed in this  
26 section and in the project lists submitted pursuant to this act and on  
27 any additional projects for which the department has expended funds  
28 during the 2007-09 fiscal biennium. Elements shall include, but not be  
29 limited to, project scope, schedule, and costs. The department shall  
30 also provide the information required under this subsection via the  
31 transportation executive information systems (TEIS).

32          (8) The department of transportation is authorized to sell up to  
33 \$30,964,000 in bonds authorized by RCW 47.10.843 for vessel and  
34 terminal acquisition, major and minor improvements, and long lead-time  
35 materials acquisition for the Washington state ferries.

36          (9) The Puget Sound capital construction account--state  
37 appropriation includes up to \$17,841,000 in unexpended proceeds from  
38 the sale of bonds authorized in RCW 47.10.843.



1 by November 1, 2007. By December 1, 2007, the department shall submit  
2 a prioritized list of recommended projects to the office of financial  
3 management and the transportation committees of the legislature.

4 (c) Within the amounts provided in this section, \$3,335,000 of the  
5 multimodal transportation account--state appropriation is for statewide  
6 - emergent freight rail assistance projects. However, the department  
7 shall perform a cost/benefit analysis of the projects according to the  
8 legislative priorities specified in subsection (7)(a) of this section,  
9 and shall give priority to the following projects: Rail - Tacoma rail  
10 yard switching upgrades (\$500,000); Rail - Port of Ephrata spur  
11 rehabilitation (\$127,000); Rail - Lewis and Clark rail improvements  
12 (\$1,100,000); Rail - Port of Grays Harbor rail access improvements  
13 (\$543,000); Rail - Port of Longview rail loop construction (\$291,000);  
14 and Rail - Port of Chehalis (\$774,000). If the relative cost of any of  
15 the six projects identified in this subsection (1)(c) is not  
16 substantially less than the public benefits to be derived from the  
17 project, then the department shall not assign the funds to the project,  
18 and instead shall use those funds toward those projects identified by  
19 the department in the attachments to the "Washington State Department  
20 of Transportation FREIGHT RAIL ASSISTANCE FUNDING PROGRAM: 2007-2009  
21 Prioritized Project List and Program Update" dated December 2006 for  
22 which the proportion of public benefits to be gained compared to the  
23 cost of the project is greatest.

24 (d) Within the amounts provided in this section, \$25,000,000 of the  
25 freight congestion relief account--state appropriation is for  
26 modifications to the Stampede Pass rail tunnel to facilitate the  
27 movement of double stacked rail cars. The department shall quantify  
28 and report to the legislature by December 1, 2007, the volume of  
29 freight traffic that would likely be shipped by rail rather than trucks  
30 if the Stampede Pass rail tunnel were modified to accommodate double  
31 stacked rail cars.

32 (e) Within the amounts provided in this section, (~~(\$200,000)~~)  
33 \$339,000 of the multimodal transportation account--state appropriation  
34 is for rescoping and completion of a programmatic EIS for the Kelso to  
35 Martin's Bluff - 3rd Mainline and Storage Tracks project. The rescoped  
36 project may include funds that are committed to the project by local or  
37 private funding partners. However, the rescoped project must be

1 capable of being completed with not more than \$49,470,000 in future  
2 state funding. Subject to this funding constraint, the rescoped  
3 project must maximize capacity improvements along the rail mainline.

4 (f) Within the amounts provided in this section, (~~(\$3,600,000)~~)  
5 \$5,200,000 of the multimodal transportation account--state  
6 appropriation is provided solely for work items on the Palouse River  
7 and Coulee City Railroad lines.

8 (g) Within the amounts provided in this section, \$2,218,000 of the  
9 multimodal transportation account--state appropriation is provided  
10 solely for the costs of acquisition of the Palouse River and Coulee  
11 City (PCC) rail line system associated with the memorandum of  
12 understanding (MOU), which was executed between Washington state and  
13 Watco. Total costs associated with the MOU shall not exceed  
14 \$10,937,000.

15 (h) Within the amounts provided in this section, \$1,000,000 of the  
16 transportation infrastructure account--state is provided solely for  
17 grants to any intergovernmental entity or local rail district to which  
18 operating rights for the PCC rail line system (including the CW, P&L,  
19 and PV Hooper rail lines) are assigned, provided that the funds are  
20 used only to refurbish the rail lines.

21 (2) The multimodal transportation account--state appropriation  
22 includes up to (~~(\$137,620,000)~~) \$149,966,000 in proceeds from the sale  
23 of bonds authorized by RCW 47.10.867.

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

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

32 (5) The department shall sell any ancillary property, acquired when  
33 the state purchased the right-of-ways to the PCC rail line system, to  
34 a lessee of the ancillary property who is willing to pay fair market  
35 value for the property. The department shall deposit the proceeds from  
36 the sale of ancillary property into the transportation infrastructure  
37 account.



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

9 (7)(a) The department shall develop and implement the  
10 benefit/impact evaluation methodology recommended in the statewide rail  
11 capacity and needs study finalized in December 2006. The  
12 benefit/impact evaluation methodology shall be developed using the  
13 following priorities, in order of relative importance:

14 (i) Economic, safety, or environmental advantages of freight  
15 movement by rail compared to alternative modes;

16 (ii) Self-sustaining economic development that creates family-wage  
17 jobs;

18 (iii) Preservation of transportation corridors that would otherwise  
19 be lost;

20 (iv) Increased access to efficient and cost-effective transport to  
21 market for Washington's agricultural and industrial products;

22 (v) Better integration and cooperation within the regional,  
23 national, and international systems of freight distribution; and

24 (vi) Mitigation of impacts of increased rail traffic on  
25 communities.

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

32 (c) The department shall use the benefit/impact analysis and  
33 priorities in (a) of this subsection when submitting requests for state  
34 funding for rail projects. The department shall develop a standardized  
35 format for submitting requests for state funding for rail projects that  
36 includes an explanation of the analysis undertaken, and the conclusions  
37 derived from the analysis.

1 (d) The department and the freight mobility strategic investment  
 2 board shall collaborate to submit a report to the office of financial  
 3 management and the transportation committees of the legislature by  
 4 September 1, 2008, listing proposed freight highway and rail projects.  
 5 The report must describe the analysis used for selecting such projects,  
 6 as required by this act for the department and as required by chapter  
 7 47.06A RCW for the board. When developing its list of proposed freight  
 8 highway and rail projects, the freight mobility strategic investment  
 9 board shall use the priorities identified in (a) of this subsection to  
 10 the greatest extent possible.

11 ~~((8) \$5,000,000 of the multimodal transportation account state  
 12 appropriation is reappropriated and provided solely for the costs of  
 13 acquisition of the PCC railroad associated with the memorandum of  
 14 understanding (MOU), which was executed between Washington state and  
 15 Watco. Total costs associated with the MOU shall not exceed  
 16 \$10,937,000.))~~

17 **Sec. 309.** 2007 c 518 s 310 (uncodified) is amended to read as  
 18 follows:

19 **FOR THE DEPARTMENT OF TRANSPORTATION--LOCAL PROGRAMS--PROGRAM Z--**  
 20 **CAPITAL**

21	Highway Infrastructure Account--State Appropriation . . . . .	\$207,000
22	Highway Infrastructure Account--Federal	
23	Appropriation . . . . .	\$1,602,000
24	Freight Mobility Investment Account--State	
25	Appropriation . . . . .	<del>(\$12,500,000)</del>
26		<u>\$12,378,000</u>
27	Freight Congestion Relief Account--State	
28	Appropriation . . . . .	\$46,720,000
29	Transportation Partnership Account--State	
30	Appropriation . . . . .	\$2,906,000
31	Motor Vehicle Account--State Appropriation . . . . .	<del>(\$9,854,000)</del>
32		<u>\$8,560,000</u>
33	Motor Vehicle Account--Federal Appropriation . . . . .	<del>(\$60,150,000)</del>
34		<u>\$60,012,000</u>
35	Freight Mobility Multimodal Account--State	
36	Appropriation . . . . .	\$12,100,000
37	<u>Freight Mobility Multimodal Account--</u>	

1	<u>Private/Local Appropriation . . . . .</u>	<u>\$3,755,000</u>
2	Multimodal Transportation Account--Federal	
3	Appropriation . . . . .	\$3,500,000
4	Multimodal Transportation Account--State	
5	Appropriation . . . . .	(( <del>\$33,158,000</del> ))
6		<u>\$32,134,000</u>
7	Transportation 2003 Account (Nickel Account)--State	
8	Appropriation . . . . .	(( <del>\$2,706,000</del> ))
9		<u>\$2,721,000</u>
10	Passenger Ferry Account--State Appropriation . . . . .	\$8,500,000
11	TOTAL APPROPRIATION . . . . .	(( <del>\$193,903,000</del> ))
12		<u>\$195,095,000</u>

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

15       (1) Except as provided in subsections (8) and (9) of this section,  
16 the appropriations in this section are provided solely for the projects  
17 and activities as listed by fund, project, and amount in the governor's  
18 2008 supplemental project list, local programs (Z), as developed  
19 December 18, 2007. However, limited transfers of specific line-item  
20 appropriations may occur between projects for those amounts listed  
21 subject to the conditions and limitations in section 603 of this act.

22       (2) The department shall, on a quarterly basis, provide status  
23 reports to the legislature on the delivery of projects as outlined in  
24 the project lists incorporated in this section. For projects funded by  
25 new revenue in the 2003 and 2005 transportation packages, reporting  
26 elements shall include, but not be limited to, project scope, schedule,  
27 and costs. Other projects may be reported on a programmatic basis.  
28 The department shall also provide the information required under this  
29 subsection on a quarterly basis via the transportation executive  
30 information system (TEIS).

31       ((+2)) (3) \$8,500,000 of the passenger ferry account--state  
32 appropriation is provided solely for near and long-term costs of  
33 operating and capital improvements in a business plan approved by the  
34 governor for passenger ferry service.

35       ((+3)) (4) The department shall seek the use of unprogrammed  
36 federal rail crossing funds to be expended in lieu of or in addition to  
37 state funds for eligible costs of projects in local programs, program  
38 Z capital.

1        ~~((4))~~ (5) The department shall apply for surface transportation  
2 program (STP) enhancement funds to be expended in lieu of or in  
3 addition to state funds for eligible costs of projects in local  
4 programs, program Z capital.

5        ~~((5))~~ (6) Federal funds may be transferred from program Z to  
6 programs I and P and state funds shall be transferred from programs I  
7 and P to program Z to replace those federal funds in a dollar-for-  
8 dollar match. Fund transfers authorized under this subsection shall  
9 not affect project prioritization status. Appropriations shall  
10 initially be allotted as appropriated in this act. The department may  
11 not transfer funds as authorized under this subsection without approval  
12 of the office of financial management. The department shall submit a  
13 report on those projects receiving fund transfers to the office of  
14 financial management and the transportation committees of the  
15 legislature by December 1, 2007, and December 1, 2008.

16        ~~((6))~~ (7) The city of Winthrop may utilize a design-build process  
17 for the Winthrop bike path project. Of the amount appropriated in this  
18 section for this project, \$500,000 of the multimodal transportation  
19 account--state appropriation is contingent upon the state receiving  
20 from the city of Winthrop \$500,000 in federal funds awarded to the city  
21 of Winthrop by its local planning organization.

22        ~~((7))~~ (8) \$7,000,000 of the multimodal transportation account--  
23 state appropriation, \$7,000,000 of the motor vehicle account--federal  
24 appropriation, and \$4,000,000 of the motor vehicle account--federal  
25 appropriation are provided solely for the pedestrian and bicycle safety  
26 program projects and safe routes to schools program projects identified  
27 in the LEAP Transportation Document 2007-A, pedestrian and bicycle  
28 safety program projects and safe routes to schools program projects as  
29 developed April 20, 2007. Projects must be allocated funding based on  
30 order of priority. The department shall review all projects receiving  
31 grant awards under this program at least semiannually to determine  
32 whether the projects are making satisfactory progress. Any project  
33 that has been awarded funds, but does not report activity on the  
34 project within one year of the grant award, shall be reviewed by the  
35 department to determine whether the grant should be terminated. The  
36 department shall promptly close out grants when projects have been  
37 completed, and identify where unused grant funds remain because actual  
38 project costs were lower than estimated in the grant award.

1        ~~((+8+))~~ (9) Up to a maximum of \$5,000,000 of the multimodal  
2 transportation account--state appropriation and up to a maximum of  
3 \$2,000,000 of the motor vehicle account--federal appropriation are  
4 reappropriated for the pedestrian and bicycle safety program projects  
5 and safe routes to schools program projects identified in the LEAP  
6 transportation document 2006-B, pedestrian and bicycle safety program  
7 projects and safe routes to schools program projects as developed March  
8 8, 2006. Projects must be allocated funding based on order of  
9 priority. The department shall review all projects receiving grant  
10 awards under this program at least semiannually to determine whether  
11 the projects are making satisfactory progress. Any project that has  
12 been awarded funds, but does not report activity on the project within  
13 one year of the grant award, shall be reviewed by the department to  
14 determine whether the grant should be terminated. The department shall  
15 promptly close out grants when projects have been completed, and  
16 identify where unused grant funds remain because actual project costs  
17 were lower than estimated in the grant award.

18        ~~((+9+))~~ (10) The entire freight congestion relief account--state  
19 appropriation is contingent upon the enactment during the 2007-2009  
20 fiscal biennium of a bill, resulting from the study established in  
21 Substitute Senate Bill No. 5207, that makes available funding to  
22 support project expenditures funded from the freight congestion relief  
23 account created in Substitute Senate Bill No. 5207. If such a funding  
24 bill is not enacted by June 30, 2009, the entire freight congestion  
25 relief account--state appropriation shall lapse.

26        ~~((+10+))~~ (11) \$3,500,000 of the multimodal transportation account--  
27 federal appropriation is provided solely for the Museum of Flight  
28 pedestrian bridge safety project.

29        ~~((+11+))~~ (12) \$250,000 of the multimodal transportation account--  
30 state appropriation is provided solely for the icicle rail station in  
31 Leavenworth.

32        ~~((+12+))~~ (13) \$1,500,000 of the motor vehicle account--state  
33 appropriation is provided solely for the Union Gap city road project.

34        ~~((+13+))~~ (14) \$350,000 of the motor vehicle account--state  
35 appropriation is provided solely for the Saltwater state park bridge  
36 project.

37        ~~((+14+))~~ (15) \$1,000,000 of the motor vehicle account--state  
38 appropriation is provided solely for the coal creek parkway project.



1		<u>\$113,000</u>
2	Special Category C Account Appropriation . . . . .	(( <del>\$160,000</del> ))
3		<u>\$184,000</u>
4	TOTAL APPROPRIATION . . . . .	(( <del>\$671,170,000</del> ))
5		<u>\$619,721,000</u>

6       **Sec. 402.** 2007 c 518 s 402 (uncodified) is amended to read as  
7 follows:

8       **FOR THE STATE TREASURER--BOND RETIREMENT AND INTEREST, AND ONGOING**  
9       **BOND REGISTRATION AND TRANSFER CHARGES: FOR BOND SALE EXPENSES AND**  
10       **FISCAL AGENT CHARGES**

11	Transportation Partnership Account--State	
12	Appropriation . . . . .	(( <del>\$2,254,000</del> ))
13		<u>\$419,000</u>
14	Motor Vehicle Account--State Appropriation . . . . .	(( <del>\$329,000</del> ))
15		<u>\$39,000</u>
16	Transportation Improvement Account--State Appropriation . . . . .	(( <del>\$5,000</del> ))
17		<u>\$3,000</u>
18	Multimodal Transportation Account--State Appropriation . . . . .	(( <del>\$130,000</del> ))
19		<u>\$57,000</u>
20	Transportation 2003 Account (Nickel Account)--State	
21	Appropriation . . . . .	(( <del>\$2,187,000</del> ))
22		<u>\$397,000</u>
23	Urban Arterial Trust Account--State Appropriation . . . . .	(( <del>\$38,000</del> ))
24		<u>\$7,000</u>
25	Special Category C Account--State Appropriation . . . . .	(( <del>\$53,000</del> ))
26		<u>\$13,000</u>
27	TOTAL APPROPRIATION . . . . .	(( <del>\$4,996,000</del> ))
28		<u>\$935,000</u>

29       **Sec. 403.** 2007 c 518 s 403 (uncodified) is amended to read as  
30 follows:

31       **FOR THE STATE TREASURER--BOND RETIREMENT AND INTEREST, AND ONGOING**  
32       **BOND REGISTRATION AND TRANSFER CHARGES: FOR MVFT BONDS AND TRANSFERS**

33	(1) Motor Vehicle Account--State Reappropriation:	
34	For transfer to the Tacoma Narrows Toll Bridge	
35	Account . . . . .	(( <del>\$131,016,000</del> ))
36		<u>\$19,133,000</u>

1 The department of transportation is authorized to sell up to  
2 (~~(\$131,016,000)~~) \$19,133,000 in bonds authorized by RCW 47.10.843 for  
3 the Tacoma Narrows bridge project. Proceeds from the sale of the bonds  
4 shall be deposited into the motor vehicle account. The department of  
5 transportation shall inform the treasurer of the amount to be  
6 deposited.

7 (2) Motor Vehicle Account--State Appropriation:  
8 For transfer to the Puget Sound Capital Construction  
9 Account . . . . . (~~(\$131,500,000)~~)  
10 \$30,964,000

11 The department of transportation is authorized to sell up to  
12 (~~(\$131,500,000)~~) \$30,964,000 in bonds authorized by RCW 47.10.843 for  
13 vessel and terminal acquisition, major and minor improvements, and long  
14 lead-time materials acquisition for the Washington state ferries.

15 **Sec. 404.** 2007 c 518 s 404 (uncodified) is amended to read as  
16 follows:

17 **FOR THE STATE TREASURER--STATE REVENUES FOR DISTRIBUTION**  
18 Motor Vehicle Account Appropriation for  
19 motor vehicle fuel tax distributions to cities  
20 and counties . . . . . (~~(\$526,320,000)~~)  
21 \$505,353,000

22 **Sec. 405.** 2007 c 518 s 405 (uncodified) is amended to read as  
23 follows:

24 **FOR THE STATE TREASURER--TRANSFERS**  
25 Motor Vehicle Account--State  
26 Appropriation: For motor vehicle fuel tax  
27 refunds and statutory transfers . . . . . (~~(\$937,181,000)~~)  
28 \$907,837,000

29 **Sec. 406.** 2007 c 518 s 406 (uncodified) is amended to read as  
30 follows:

31 **FOR THE DEPARTMENT OF LICENSING--TRANSFERS**  
32 Motor Vehicle Account--State  
33 Appropriation: For motor vehicle fuel tax  
34 refunds and transfers . . . . . (~~(\$346,657,000)~~)



Sec. 407. 2007 c 518 s 407 (uncodified) is amended to read as follows:

FOR THE STATE TREASURER--ADMINISTRATIVE TRANSFERS

(1) Recreational Vehicle Account--State
Appropriation: For transfer to the Motor Vehicle
Account--State . . . . . ((\$3,005,000))
\$4,505,000

(2) License Plate Technology Account--State
Appropriation: For the Multimodal Transportation
Account--State . . . . . \$4,500,000

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

(4) Motor Vehicle Account--State Appropriation:
For transfer to the Puget Sound Capital Construction
Account--State . . . . . ((\$20,000,000))
\$40,000,000

(5) Multimodal Transportation Account--State
Appropriation: For transfer to the Puget Sound
Ferry Operations Account--State . . . . . ((\$39,000,000))
\$62,000,000

(6) Advanced Right-of-Way Revolving Account--State
Appropriation: For transfer to the Motor Vehicle
Account--State . . . . . \$30,000,000

(7) Waste Tire Removal Account--State Appropriation:
For transfer to the Motor Vehicle Account--State . . . . . \$5,600,000

~~(8) ((Motor Vehicle Account--State Appropriation:
For transfer to the Transportation Partnership
Account--State . . . . . \$25,000,000~~

~~(10))~~ Multimodal Transportation Account--State
Appropriation: For transfer to the Transportation
Infrastructure Account--State . . . . . \$7,000,000

~~((11))~~ (9) Highway Safety Account--State Appropriation:
For transfer to the Multimodal Transportation
Account--State . . . . . \$9,500,000

(10) Multimodal Transportation Account--State Appropriation:

1 For transfer to the Puget Sound Capital Construction  
2 Account--State . . . . . \$23,500,000

3 The transfers identified in this section are subject to the  
4 following conditions and limitations: ((+a)) The amount transferred  
5 in subsection (3) of this section may be spent only on "highway  
6 purposes" as that term is construed in Article II, section 40 of the  
7 Washington state Constitution.

8 **COMPENSATION**

9 NEW SECTION. Sec. 501. A new section is added to 2007 c 518  
10 (uncodified) to read as follows:

11 **FOR THE OFFICE OF FINANCIAL MANAGEMENT--STATE EMPLOYEE COMPENSATION.**  
12 Motor Vehicle Account--State Appropriation . . . . . (\$6,000)

13 The appropriations in this section are subject to the following  
14 conditions and limitations: The appropriations are provided solely for  
15 legislative agencies in accordance with OFM document 2008-R-02, dated  
16 December 18, 2007.

17 **Sec. 502.** 2007 c 518 s 501 (uncodified) is amended to read as  
18 follows:

19 **COMPENSATION--NONREPRESENTED EMPLOYEES--INSURANCE BENEFITS.** The  
20 appropriations for state agencies, are subject to the following  
21 conditions and limitations:

22 (1)(a) The monthly employer funding rate for insurance benefit  
23 premiums, public employees' benefits board administration, and the  
24 uniform medical plan, shall not exceed \$707 per eligible employee for  
25 fiscal year 2008. For fiscal year 2009 the monthly employer funding  
26 rate shall not exceed ((~~\$732~~) \$575) per eligible employee.

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

33 (c) The health care authority shall deposit any moneys received on  
34 behalf of the uniform medical plan as a result of rebates on  
35 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 **Sec. 503.** 2007 c 518 s 502 (uncodified) is amended to read as  
13 follows:

14 **COMPENSATION--REPRESENTED EMPLOYEES OUTSIDE SUPER COALITION--INSURANCE**  
15 **BENEFITS.** The appropriations for state agencies, are subject to the  
16 following conditions and limitations:

17 (1)(a) The monthly employer funding rate for insurance benefit  
18 premiums, public employees' benefits board administration, and the  
19 uniform medical plan, for represented employees outside the super  
20 coalition under chapter 41.80 RCW, shall not exceed \$707 per eligible  
21 employee for fiscal year 2008. For fiscal year 2009 the monthly  
22 employer funding rate shall not exceed (~~(\$732)~~) \$575 per eligible  
23 employee.

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

30 (c) The health care authority shall deposit any moneys received on  
31 behalf of the uniform medical plan as a result of rebates on  
32 prescription drugs, audits of hospitals, subrogation payments, or any  
33 other moneys recovered as a result of prior uniform medical plan claims  
34 payments, into the public employees' and retirees' insurance account to  
35 be used for insurance benefits. Such receipts shall not be used for  
36 administrative expenditures.

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

8 **Sec. 504.** 2007 c 518 s 503 (uncodified) is amended to read as  
9 follows:

10 **COMPENSATION--REPRESENTED EMPLOYEES--SUPER COALITION.** Collective  
11 bargaining agreements negotiated as part of the super coalition under  
12 chapter 41.80 RCW include employer contributions to health insurance  
13 premiums at 88% of the cost. Funding rates at this level are currently  
14 \$707 per month for fiscal year 2008 and (~~(\$732)~~) \$575 per month for  
15 fiscal year 2009. The agreements also include a one-time payment of  
16 \$756 for each employee who is eligible for insurance for the month of  
17 June, 2007, and is covered by a 2007-2009 collective bargaining  
18 agreement pursuant to chapter 41.80 RCW, as well as continuation of the  
19 salary increases that were negotiated for the twelve-month period  
20 beginning July 1, 2006, and scheduled to terminate June 30, 2007.

21 **MISCELLANEOUS**

22 NEW SECTION. **Sec. 601.** 2007 c 518 s 713 (uncodified) is repealed.

23 NEW SECTION. **Sec. 602.** If any provision of this act or its  
24 application to any person or circumstance is held invalid, the  
25 remainder of the act or the application of the provision to other  
26 persons or circumstances is not affected.

27 NEW SECTION. **Sec. 603.** This act is necessary for the immediate  
28 preservation of the public peace, health, or safety, or support of the  
29 state government and its existing public institutions, and takes effect  
30 immediately.

(End of bill)

INDEX	PAGE #
BOARD OF PILOTAGE COMMISSIONERS . . . . .	4
COMPENSATION	
NONREPRESENTED EMPLOYEES--INSURANCE BENEFITS . . . . .	58
REPRESENTED EMPLOYEES OUTSIDE--SUPER COALITION INSURANCE BENEFITS	59
REPRESENTED EMPLOYEES--SUPER COALITION . . . . .	60
COUNTY ROAD ADMINISTRATION BOARD . . . . .	3, 31
DEPARTMENT OF AGRICULTURE . . . . .	2
DEPARTMENT OF ARCHEOLOGY AND HISTORIC PRESERVATION . . . . .	2
DEPARTMENT OF LICENSING . . . . .	8
TRANSFERS . . . . .	56
DEPARTMENT OF TRANSPORTATION	
AVIATION--PROGRAM F . . . . .	13
CHARGES FROM OTHER AGENCIES--PROGRAM U . . . . .	22
ECONOMIC PARTNERSHIPS--PROGRAM K . . . . .	15
FACILITIES--PROGRAM D--OPERATING . . . . .	13
HIGHWAY MAINTENANCE--PROGRAM M . . . . .	16
IMPROVEMENTS--PROGRAM I . . . . .	33
INFORMATION TECHNOLOGY--PROGRAM C . . . . .	11
LOCAL PROGRAMS--PROGRAM Z--CAPITAL . . . . .	50
LOCAL PROGRAMS--PROGRAM Z--OPERATING . . . . .	31
MARINE--PROGRAM X . . . . .	28
PRESERVATION--PROGRAM P . . . . .	40
PROGRAM D (DEPARTMENT OF TRANSPORTATION-ONLY PROJECTS)--CAPITAL	32
PROGRAM DELIVERY MANAGEMENT AND SUPPORT--PROGRAM H . . . . .	14
PUBLIC TRANSPORTATION--PROGRAM V . . . . .	24
RAIL--PROGRAM Y--CAPITAL . . . . .	46
RAIL--PROGRAM Y--OPERATING . . . . .	30
TOLL OPERATIONS AND MAINTENANCE--PROGRAM B . . . . .	10
TRAFFIC OPERATIONS--PROGRAM Q--CAPITAL . . . . .	43
TRAFFIC OPERATIONS--PROGRAM Q--OPERATING . . . . .	17
TRANSPORTATION MANAGEMENT AND SUPPORT--PROGRAM S . . . . .	19
TRANSPORTATION PLANNING, DATA, AND RESEARCH--PROGRAM T . . . . .	20
WASHINGTON STATE FERRIES CONSTRUCTION--PROGRAM W . . . . .	43
FREIGHT MOBILITY STRATEGIC INVESTMENT BOARD . . . . .	5
MARINE EMPLOYEES COMMISSION . . . . .	2
OFFICE OF FINANCIAL MANAGEMENT	
STATE EMPLOYEE COMPENSATION . . . . .	58

STATE PARKS AND RECREATION COMMISSION . . . . .	2
STATE TREASURER	
ADMINISTRATIVE TRANSFERS . . . . .	57
BOND RETIREMENT AND INTEREST . . . . .	54, 55
STATE REVENUES FOR DISTRIBUTION . . . . .	56
TRANSFERS . . . . .	56
TRANSPORTATION COMMISSION . . . . .	4
TRANSPORTATION IMPROVEMENT BOARD . . . . .	4, 32
UTILITIES AND TRANSPORTATION COMMISSION . . . . .	1
WASHINGTON STATE PATROL	
FIELD OPERATIONS BUREAU . . . . .	5
INVESTIGATIVE SERVICES BUREAU . . . . .	7
TECHNICAL SERVICES BUREAU . . . . .	7
WASHINGTON TRAFFIC SAFETY COMMISSION . . . . .	3

--- END ---