

SENATE BILL 5351

State of Washington 61st Legislature 2009 Regular Session

By Senators Haugen and Marr; by request of Governor Gregoire

Read first time 01/20/09. Referred to Committee on Transportation.

1 AN ACT Relating to transportation funding and appropriations;
2 amending 2008 c 121 ss 103, 201, 202, 203, 205, 206, 208, 209, 210,
3 211, 212, 213, 215, 218, 219, 221, 222, 223, 224, 225, 302, 303, 305,
4 306, 307, 308, 309, 310, 311, 401, 402, 403, 404, 405, 406, 407, and
5 605 (uncodified); adding new sections to 2007 c 518 (uncodified);
6 repealing 2007 c 518 s 603 (uncodified); making appropriations and
7 authorizing capital improvements; and declaring an emergency.

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

9 2007-09 BIENNIUM

10 GENERAL GOVERNMENT AGENCIES--OPERATING

11 Sec. 101. 2008 c 121 s 103 (uncodified) is amended to read as
12 follows:

13 FOR THE MARINE EMPLOYEES COMMISSION

14 Puget Sound Ferry Operations Account--State

15 Appropriation . . . . . ((\$434,000))
16 \$433,000

1 The appropriation in this section is subject to the following  
2 conditions and limitations: A maximum of \$22,000 may be expended to  
3 pay the department of personnel for conducting the 2007 salary survey.

4 **TRANSPORTATION AGENCIES--OPERATING**

5 **Sec. 201.** 2008 c 121 s 201 (uncodified) is amended to read as  
6 follows:

7 **FOR THE WASHINGTON TRAFFIC SAFETY COMMISSION**

8 Highway Safety Account--State Appropriation . . . . .	\$2,605,000
9 Highway Safety Account--Federal Appropriation . . . . .	<del>(\$15,845,000)</del>
10	<u>\$15,844,000</u>
11 School Zone Safety Account--State Appropriation . . . . .	\$3,376,000
12 TOTAL APPROPRIATION . . . . .	<del>(\$21,826,000)</del>
13	<u>\$21,825,000</u>

14 The appropriations in this section are subject to the following  
15 conditions and limitations: \$76,000 of the school zone safety  
16 account--state appropriation is (~~provided solely~~) for contracting  
17 with the office of the superintendent of public instruction (OSPI) to  
18 conduct pilot programs in three school districts for road safety  
19 education and training for children, in order to teach children safe  
20 walking, bicycling, and transit use behavior. The pilot projects shall  
21 be conducted during the 2008-09 academic year, and shall be modeled  
22 after a program and curriculum successfully implemented in the Spokane  
23 school district. Funds are provided for curriculum resources, bicycle  
24 purchases, teacher training, other essential services and equipment,  
25 and OSPI administrative expenses which may include contracting out  
26 pilot program administration. The participating school districts shall  
27 be located as follows: One in Grant county, one in Island county, and  
28 one in Kitsap county. The OSPI shall evaluate the pilot programs, and  
29 report to the transportation committees of the legislature no later  
30 than December 1, 2009, on the outcomes of the pilot programs. The  
31 report shall include a survey identifying barriers to, interest in, and  
32 the likelihood of students traveling by biking, walking, or transit  
33 both prior to and following completion of the pilot program.

1       **Sec. 202.** 2008 c 121 s 202 (uncodified) is amended to read as  
2 follows:

3       **FOR THE COUNTY ROAD ADMINISTRATION BOARD**

4 Rural Arterial Trust Account--State Appropriation . . . . .	\$900,000
5 Motor Vehicle Account--State Appropriation . . . . .	(( <del>\$2,058,000</del> ))
6	<u>\$2,057,000</u>
7 County Arterial Preservation Account--State	
8     Appropriation . . . . .	\$1,388,000
9       TOTAL APPROPRIATION . . . . .	(( <del>\$4,346,000</del> ))
10	<u>\$4,345,000</u>

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

16       **Sec. 203.** 2008 c 121 s 203 (uncodified) is amended to read as  
17 follows:

18       **FOR THE TRANSPORTATION IMPROVEMENT BOARD**

19 Urban Arterial Trust Account--State Appropriation . . . . .	\$1,778,000
20 Transportation Improvement Account--State	
21     Appropriation . . . . .	(( <del>\$1,780,000</del> ))
22	<u>\$1,779,000</u>
23       TOTAL APPROPRIATION . . . . .	(( <del>\$3,558,000</del> ))
24	<u>\$3,557,000</u>

25       **Sec. 204.** 2008 c 121 s 205 (uncodified) is amended to read as  
26 follows:

27       **FOR THE JOINT TRANSPORTATION COMMITTEE**

28 Motor Vehicle Account--State Appropriation . . . . .	(( <del>\$2,513,000</del> ))
29	<u>\$2,512,000</u>
30 Multimodal Transportation Account--State Appropriation . . . . .	\$550,000
31       TOTAL APPROPRIATION . . . . .	(( <del>\$3,063,000</del> ))
32	<u>\$3,062,000</u>

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

35       (1) \$750,000 of the motor vehicle account--state appropriation is  
36 for establishing a work group to implement Engrossed Substitute House

1 Bill No. 2358 (regarding state ferries) and review other matters  
2 relating to Washington state ferries. The cochairs of the committee  
3 shall establish the work group comprising committee members or their  
4 designees, an appointee by the governor, and other stakeholders as  
5 appointed by the cochairs, to assist in the committee's work. The work  
6 group shall report on its tasks to the transportation committees of the  
7 legislature by December 2008. The work group is tasked with the  
8 following:

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

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

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

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

23 (iv) The department's development of operational strategies;

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

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

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

27 (i) Ridership demand forecast;

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

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

34 (iv) The Washington state ferries' proposed capital cost allocation  
35 plan methodology, as described in Engrossed Substitute House Bill No.  
36 2358;

37 (c) Making recommendations regarding:

1 (i) The most efficient timing and sizing of future vessel  
2 acquisitions beyond those currently authorized by the legislature.  
3 Vessel acquisition recommendations must be based on the ridership  
4 projections, level of service standards, and operational and pricing  
5 strategies reviewed by the committee and must include the impact of  
6 those recommendations on the timing and size of terminal capital  
7 investments and the state ferries' long range operating and capital  
8 finance plans; and

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

15 (d) Evaluate the capital cost allocation plan methodology developed  
16 by the department to implement Engrossed Substitute House Bill No.  
17 2358.

18 (2) \$250,000 of the motor vehicle account--state appropriation and  
19 \$250,000 of the multimodal transportation account--state appropriation  
20 are for the continuing implementation of chapter 514, Laws of 2007.

21 (3) \$300,000 of the multimodal transportation account--state  
22 appropriation is for implementing Substitute House Bill No. 1694  
23 (coordinated transportation). If Substitute House Bill No. 1694 is not  
24 enacted by June 30, 2007, the amount provided in this subsection shall  
25 lapse.

26 (4) \$150,000 of the motor vehicle account--state appropriation is  
27 for the Puget Sound regional council to conduct a pilot program for  
28 multimodal concurrency analysis. This pilot program will analyze total  
29 trip needs for a regional growth center based on adopted land use  
30 plans, identify the number of trips which can be accommodated by  
31 planned roadway, transit service, and nonmotorized investments, and  
32 identify gaps for trips that cannot be served and strategies to fill  
33 those gaps. The purpose of this pilot is to demonstrate how this type  
34 of multimodal concurrency analysis can be used to broaden and  
35 strengthen local concurrency programs.

36 **Sec. 205.** 2008 c 121 s 206 (uncodified) is amended to read as  
37 follows:

1 **FOR THE TRANSPORTATION COMMISSION**

2	Motor Vehicle Account--State Appropriation . . . . .	(( <del>\$2,322,000</del> ))
3		<u>\$2,321,000</u>
4	Multimodal Transportation Account--State Appropriation . . . . .	\$112,000
5	TOTAL APPROPRIATION . . . . .	(( <del>\$2,434,000</del> ))
6		<u>\$2,433,000</u>

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

9 (1) \$350,000 of the motor vehicle account--state appropriation is  
10 (~~provided solely~~) for the commission to conduct a survey of ferry  
11 customers as described in Engrossed Substitute House Bill No. 2358.  
12 Development and interpretation of the survey must be done with  
13 participation of the joint transportation committee work group  
14 established in section 205(1) of this act.

15 (2) The commission shall conduct a planning grade tolling study  
16 that is based on the recommended policies in the commission's  
17 comprehensive tolling study submitted September 20, 2006.

18 (3) Pursuant to RCW 43.135.055, during the 2007-09 fiscal biennium,  
19 the transportation commission shall establish, periodically review,  
20 and, if necessary, modify a schedule of toll charges applicable to the  
21 state route 167 high-occupancy toll lane pilot project, as required by  
22 RCW 47.56.403.

23 (4) Pursuant to RCW 43.135.055, during the 2007-09 fiscal biennium,  
24 the transportation commission shall periodically review, and, if  
25 necessary, modify the schedule of toll charges applicable to the Tacoma  
26 Narrows bridge, taking into consideration the recommendations of the  
27 citizen advisory committee created by RCW 47.46.091.

28 (5) \$205,000 of the motor vehicle account--state appropriation is  
29 (~~provided solely~~) for a study of potential revenue sources for the  
30 Washington state ferry system. The study must model and assess the  
31 revenue generating potentials of feasible alternative funding sources.  
32 The revenue forecasting models must be dynamic and ownership of these  
33 models must be retained by the commission. The commission shall  
34 develop revenue source recommendations that will generate revenue equal  
35 to or greater than the funding level identified by the ferries finance  
36 study of the joint transportation committee referenced in section 205  
37 of this act, and shall report its recommendations to the transportation  
38 committees of the legislature by November 15, 2008.

1       **Sec. 206.** 2008 c 121 s 208 (uncodified) is amended to read as  
2 follows:

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

4 State Patrol Highway Account--State	
5     Appropriation . . . . .	(( <del>\$226,924,000</del> ))
6	<u>\$219,397,000</u>
7 State Patrol Highway Account--Federal	
8     Appropriation . . . . .	\$10,602,000
9 State Patrol Highway Account--Private/Local	
10    Appropriation . . . . .	\$410,000
11       TOTAL APPROPRIATION . . . . .	(( <del>\$237,936,000</del> ))
12	<u>\$230,409,000</u>

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

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

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

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

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

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

4 (+5)) During the 2007-2009 biennium, the Washington state patrol  
5 shall continue to perform traffic accident investigations on Thurston,  
6 Mason, and Lewis county roads when requested to do so by the respective  
7 county; however, the counties shall conduct traffic accident  
8 investigations on county roads beginning July 1, 2009.

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

14 (~~7~~) ~~\$3,300,000~~) (5) \$1,832,767 of the state patrol highway  
15 account--state appropriation is ((~~provided solely~~)) for the salaries  
16 and benefits associated with accretion in the number of troopers  
17 employed above 1,158 authorized commissioned troopers, or solely for  
18 training new cadets; however, the amount provided in this subsection is  
19 contingent on the Washington state patrol submitting a 2009-11 budget  
20 request that fully funds field force operations without reliance on a  
21 projected vacancy rate. The Washington state patrol shall perform a  
22 study with a final report due to the legislative transportation  
23 committees by December 1, 2008, on the advantages and disadvantages of  
24 staffing the commercial vehicle enforcement section with commissioned  
25 officers instead of commercial vehicle enforcement officers.

26 ((~~8~~)) (6) By July 1, 2008, the Washington state patrol shall  
27 assign six additional troopers to the Monroe detachment from among  
28 troopers requesting transfer to Monroe or graduating cadet classes.

29 **Sec. 207.** 2008 c 121 s 209 (uncodified) is amended to read as  
30 follows:

31 **FOR THE WASHINGTON STATE PATROL--INVESTIGATIVE SERVICES BUREAU**  
32 State Patrol Highway Account--State Appropriation . . . ((~~\$1,552,000~~))  
33 \$1,535,000

34 **Sec. 208.** 2008 c 121 s 210 (uncodified) is amended to read as  
35 follows:



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

2 State Patrol Highway Account--State Appropriation . . . ((\$102,726,000))  
3 \$103,111,000  
4 State Patrol Highway Account--Private/Local  
5 Appropriation . . . . . \$2,008,000  
6 TOTAL APPROPRIATION . . . . . ((\$104,734,000))  
7 \$105,119,000

8 The appropriations in this section are subject to the following  
9 conditions and limitations: ((+1)) The Washington state patrol shall  
10 work with the risk management division in the office of financial  
11 management in compiling the Washington state patrol's data for  
12 establishing the agency's risk management insurance premiums to the  
13 tort claims account. The office of financial management and the  
14 Washington state patrol shall submit a report to the legislative  
15 transportation committees by December 31st of each year on the number  
16 of claims, estimated claims to be paid, method of calculation, and the  
17 adjustment in the premium.

18 ~~((2) \$9,981,000 of the total appropriation is provided solely for~~  
19 ~~automobile fuel in the 2007-2009 biennium.~~

20 ~~(3) \$7,461,000 of the total appropriation is provided solely for~~  
21 ~~the purchase of pursuit vehicles.~~

22 ~~(4) \$6,328,000 of the total appropriation is provided solely for~~  
23 ~~vehicle repair and maintenance costs of vehicles used for highway~~  
24 ~~purposes.~~

25 ~~(5) \$384,000 of the total appropriation is provided solely for the~~  
26 ~~purchase of mission vehicles used for highway purposes in the~~  
27 ~~commercial vehicle and traffic investigation sections of the Washington~~  
28 ~~state patrol.~~

29 ~~(6) The Washington state patrol may submit information technology~~  
30 ~~related requests for funding only if the patrol has coordinated with~~  
31 ~~the department of information services as required by section 602 of~~  
32 ~~this act.~~

33 ~~(7) \$630,000 of the total appropriation is provided solely for the~~  
34 ~~ongoing software maintenance and technical support for the digital~~  
35 ~~microwave system. The Washington state patrol shall coordinate with~~  
36 ~~the other members of the Washington state interoperability executive~~  
37 ~~committee to ensure compatibility between emergency communication~~  
38 ~~systems.))~~

1        NEW SECTION.    **Sec. 209.**    A new section is added to 2007 c 518  
2        (uncodified) to read as follows:

3        **FOR THE WASHINGTON STATE PATROL.**    The appropriations to the Washington  
4        state patrol in chapter 518, Laws of 2007 and this act must be expended  
5        for the programs and in the amounts specified in this act.    However,  
6        after May 1, 2009, unless specifically prohibited, the state patrol may  
7        transfer state patrol highway account--state appropriations for the  
8        2007-2009 fiscal biennium between programs after approval by the  
9        director of financial management.    However, the state patrol shall not  
10       transfer state moneys that are provided solely for a specified purpose.  
11       The director of financial management shall notify the appropriate  
12       fiscal committees of the senate and house of representatives in writing  
13       prior to approving any allotment modifications or transfers under this  
14       section.

15        **Sec. 210.**    2008 c 121 s 211 (uncodified) is amended to read as  
16        follows:

17        **FOR THE DEPARTMENT OF LICENSING**

18        Marine Fuel Tax Refund Account--State Appropriation . . . . .	\$32,000
19        Motorcycle Safety Education Account--State	
20            Appropriation . . . . .	(( <del>\$3,898,000</del> ))
21            . . . . .	<u>\$3,865,000</u>
22        Wildlife Account--State Appropriation . . . . .	(( <del>\$830,000</del> ))
23            . . . . .	<u>\$819,000</u>
24        Highway Safety Account--State Appropriation . . . . .	(( <del>\$145,444,000</del> ))
25            . . . . .	<u>\$143,081,000</u>
26        Highway Safety Account--Federal Appropriation . . . . .	\$233,000
27        Motor Vehicle Account--State Appropriation . . . . .	(( <del>\$78,235,000</del> ))
28            . . . . .	<u>\$77,230,000</u>
29        Motor Vehicle Account--Private/Local Appropriation . . . . .	\$1,372,000
30        Motor Vehicle Account--Federal Appropriation . . . . .	\$1,354,000
31        Department of Licensing Services Account--State	
32            Appropriation . . . . .	(( <del>\$4,639,000</del> ))
33            . . . . .	<u>\$4,615,000</u>
34        Washington State Patrol Highway Account--State	
35            Appropriation . . . . .	\$1,145,000
36            TOTAL APPROPRIATION . . . . .	(( <del>\$237,182,000</del> ))
37            . . . . .	<u>\$233,746,000</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  
5 No. 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  
14 Bill 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)(a) \$12,422,000 of the highway safety account--state  
18 appropriation is (~~provided solely~~) for costs associated with the  
19 processing costs of issuing enhanced drivers' licenses and identicards.

20 (b) Of the amount provided in (a) of this subsection, up to  
21 \$1,000,000 is for a statewide educational campaign, which must include  
22 coordination with existing public and private entities, to inform the  
23 Washington public of the benefits of the new enhanced drivers' licenses  
24 and identicards. Funds may be spent on educational campaigns only  
25 after the caseload for enhanced drivers' licenses and identicards falls  
26 below levels that can be reasonably processed by the department within  
27 the appropriation provided by this subsection. \$300,000 of the  
28 \$1,000,000 is for the department to partner with cross-border tourism  
29 businesses to create an educational campaign.

30 (c) Of the amount provided in (a) of this subsection, \$10,722,000  
31 is (~~provided solely~~) for costs associated with providing enhanced  
32 driver's license processing at 14 licensing services offices.

33 (d) Of the amount provided in (a) of this subsection, \$700,000 is  
34 (~~provided solely~~) for costs associated with extending hours beyond  
35 current regular business hours at the 14 licensing service offices that  
36 provide enhanced driver's license processing services.

37 (4) \$91,000 of the motor vehicle account--state appropriation and  
38 \$152,000 of the highway safety account--state appropriation are

1 ((~~provided solely~~)) for contracting with the office of the attorney  
2 general to investigate criminal activity uncovered in the course of the  
3 agency's licensing and regulatory activities. Funding is provided for  
4 the 2008 fiscal year. The department may request funding for the 2009  
5 fiscal year if the request is submitted with measurable data indicating  
6 the department's progress in meeting its goal of increased prosecution  
7 of illegal activity.

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

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

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

23 (+8)) \$116,000 of the motor vehicle account--state appropriation is  
24 ((~~provided solely~~)) for the department to prepare draft legislation  
25 that streamlines title and registration statutes to specifically  
26 address apparent conflicts, fee distribution, and other relevant issues  
27 that are revenue neutral and which do not change legislative policy.  
28 The department shall submit the draft legislation to the transportation  
29 committees of the legislature by the end of the biennium.

30 ((+9)) (8) \$246,000 of the department of licensing services  
31 account--state appropriation is ((~~provided solely~~)) for the  
32 implementation of Substitute House Bill No. 3029 (secure vehicle  
33 licensing system). If Substitute House Bill No. 3029 is not enacted by  
34 June 30, 2008, the amount provided in this subsection shall lapse.

35 ((+10)) (9) \$200,000 of the highway safety account--state  
36 appropriation is ((~~provided solely~~)) for the implementation of Senate  
37 Bill No. 6885 (driving record abstracts). If Senate Bill No. 6885 is

1 not enacted by June 30, 2008, the amount provided in this subsection  
2 shall lapse.

3 ~~((+11))~~ (10) \$417,000 of the highway safety account--state  
4 appropriation is ~~((provided--solely))~~ for the implementation of  
5 Engrossed Second Substitute House Bill No. 3254 (ignition interlock  
6 drivers' license). If Engrossed Second Substitute House Bill No. 3254  
7 is not enacted by June 30, 2008, the amount provided in this subsection  
8 shall lapse.

9 ~~((+12))~~ (11) \$100,000 of the department of licensing services  
10 account--state appropriation is ~~((provided--solely))~~ for the  
11 implementation of Engrossed Second Substitute House Bill No. 2817  
12 (contaminated vehicles). If Engrossed Second Substitute House Bill No.  
13 2817 is not enacted by June 30, 2008, the amount provided in this  
14 subsection shall lapse.

15 ~~((+13))~~ (12) The department shall investigate instituting a  
16 program whereby individual registered vehicle owners may have license  
17 plates tested for reflectivity to determine whether the department's  
18 requirement that the license plates be replaced after seven years can  
19 be waived for that particular set of license plates.

20 **Sec. 211.** 2008 c 121 s 212 (uncodified) is amended to read as  
21 follows:

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

24	High-Occupancy Toll Lanes Account--State	
25	Appropriation . . . . .	\$2,253,000
26	Motor Vehicle Account--State Appropriation . . . . .	\$600,000
27	Tacoma Narrows Toll Bridge Account--State	
28	Appropriation . . . . .	<del>(((\$28,322,000))</del>
29		<u>\$27,599,000</u>
30	TOTAL APPROPRIATION . . . . .	<del>(((\$31,175,000))</del>
31		<u>\$30,452,000</u>

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

34 ~~((+2))~~ The department shall solicit private donations to fund  
35 activities related to the opening ceremonies of the Tacoma Narrows  
36 bridge project.

1       **Sec. 212.** 2008 c 121 s 213 (uncodified) is amended to read as  
2 follows:

3 **FOR THE DEPARTMENT OF TRANSPORTATION--INFORMATION TECHNOLOGY--PROGRAM**  
4 **C**

5	Transportation Partnership Account--State	
6	Appropriation . . . . .	(( <del>\$5,892,000</del> ))
7		<u>\$5,142,000</u>
8	Motor Vehicle Account--State Appropriation . . . . .	(( <del>\$67,710,000</del> ))
9		<u>\$66,910,000</u>
10	Motor Vehicle Account--Federal Appropriation . . . . .	\$1,096,000
11	Puget Sound Ferry Operations Account--State	
12	Appropriation . . . . .	\$9,143,000
13	Multimodal Transportation Account--State	
14	Appropriation . . . . .	\$363,000
15	Transportation 2003 Account (Nickel Account)--State	
16	Appropriation . . . . .	(( <del>\$5,337,000</del> ))
17		<u>\$4,587,000</u>
18	TOTAL APPROPRIATION . . . . .	(( <del>\$89,541,000</del> ))
19		<u>\$87,241,000</u>

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

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

29       (2) The department shall provide updated information on six project  
30 milestones for all active projects, funded in part or in whole with  
31 2005 transportation partnership account funds or 2003 nickel account  
32 funds, on a quarterly basis in the transportation executive information  
33 system (TEIS). The department shall also provide updated information  
34 on six project milestones for projects, funded with preexisting funds  
35 and that are agreed to by the legislature, office of financial  
36 management, and the department, on a quarterly basis in TEIS.

37       (3) ~~((~~\$3,300,000~~ of the motor vehicle account--state appropriation~~  
38 ~~is provided solely for preliminary work needed to transition the~~

1 ~~department to the state government network. In collaboration with the~~  
2 ~~department of information services the department shall complete an~~  
3 ~~inventory of the current network infrastructure, develop an~~  
4 ~~implementation plan for transition to the state government network,~~  
5 ~~improve security, and initiate connection to the state government~~  
6 ~~network.~~

7 (4)) \$1,000,000 of the motor vehicle account--state appropriation,  
8 ((\$5,892,000)) \$5,142,000 of the transportation partnership account--  
9 state appropriation, and ((\$5,337,000)) \$4,587,000 of the  
10 transportation 2003 account (nickel account)--state appropriation are  
11 (~~provided solely~~) for the department to develop a project management  
12 and reporting system which is a collection of integrated tools for  
13 capital construction project managers to use to perform all the  
14 necessary tasks associated with project management. The department  
15 shall integrate commercial off-the-shelf software with existing  
16 department systems and enhanced approaches to data management to  
17 provide web-based access for multi-level reporting and improved  
18 business workflows and reporting. Beginning September 1, 2007, and on  
19 a quarterly basis thereafter, the department shall report to the office  
20 of financial management and the transportation committees of the  
21 legislature on the status of the development and integration of the  
22 system. The first report shall include a detailed work plan for the  
23 development and integration of the system including timelines and  
24 budget milestones. At a minimum the ensuing reports shall indicate the  
25 status of the work as it compares to the work plan, any discrepancies,  
26 and proposed adjustments necessary to bring the project back on  
27 schedule or budget if necessary.

28 ((+5)) (4) The department may submit information technology  
29 related requests for funding only if the department has coordinated  
30 with the department of information services as required by section 602  
31 of this act.

32 ((+6)) (5) \$1,600,000 of the motor vehicle account--state  
33 appropriation is (~~provided solely~~) for the critical application  
34 assessment implementation project. The department shall submit a  
35 progress report on the critical application assessment implementation  
36 project to the house of representatives and senate transportation  
37 committees on or before December 1, 2007, and December 1, 2008, with a  
38 final report on or before June 30, 2009.

1       **Sec. 213.** 2008 c 121 s 215 (uncodified) is amended to read as  
2 follows:

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

4       Aeronautics Account--State Appropriation . . . . .	(( <del>\$7,866,000</del> ))
5	<u>\$7,659,000</u>
6       Aeronautics Account--Federal Appropriation . . . . .	\$2,150,000
7       Multimodal Transportation Account--State Appropriation . . . . .	\$631,000
8       TOTAL APPROPRIATION . . . . .	(( <del>\$10,647,000</del> ))
9	<u>\$10,440,000</u>

10       The appropriations in this section are subject to the following  
11 conditions and limitations: The entire multimodal transportation  
12 account--state appropriation and ((~~\$400,000~~)) \$350,000 of the  
13 aeronautics account--state appropriation are ((~~provided solely~~)) for  
14 the aviation planning council as provided for in RCW 47.68.410.

15       **Sec. 214.** 2008 c 121 s 218 (uncodified) is amended to read as  
16 follows:

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

18       Motor Vehicle Account--State Appropriation . . . . .	(( <del>\$331,342,000</del> ))
19	<u>\$340,553,000</u>
20       Motor Vehicle Account--Federal Appropriation . . . . .	\$5,000,000
21       Motor Vehicle Account--Private/Local Appropriation . . . . .	\$5,797,000
22       TOTAL APPROPRIATION . . . . .	(( <del>\$342,139,000</del> ))
23	<u>\$351,350,000</u>

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

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

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

36       (3) The department shall request an unanticipated receipt for any



1 private or local funds received for reimbursements of third party  
2 damages that are in excess of the motor vehicle account--private/local  
3 appropriation.

4 (4) \$5,000,000 of the motor vehicle account--federal appropriation  
5 is provided for unanticipated federal funds that may be received during  
6 the 2007-09 biennium. Upon receipt of the funds, the department shall  
7 provide a report on the use of the funds to the transportation  
8 committees of the legislature and the office of financial management.

9 (5) Funding is provided for maintenance on the state system to  
10 deliver service level targets as listed in LEAP Transportation Document  
11 2007-C, as developed April 20, 2007. In delivering the program and  
12 aiming for these targets, the department should concentrate on the  
13 following areas:

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

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

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

23 (7) \$650,000 of the motor vehicle account--state appropriation is  
24 (~~provided solely~~) for increased asphalt costs.

25 (8) The department shall prepare a comprehensive listing of  
26 maintenance backlogs and related costs and report to the office of  
27 financial management and the transportation committees of the  
28 legislature by December 31, 2008.

29 (9) (~~(\$76,026,000)~~) \$82,526,000 of the motor vehicle account--state  
30 appropriation is for snow and ice related expenses, within which is a  
31 one-time increase of (~~(\$3,250,000 provided solely)~~) \$9,750,000 for  
32 extraordinary snow and ice removal expenses incurred during the winter  
33 of 2007-08.

34 **Sec. 215.** 2008 c 121 s 219 (uncodified) is amended to read as  
35 follows:

36 **FOR THE DEPARTMENT OF TRANSPORTATION--TRAFFIC OPERATIONS--PROGRAM Q--**

1 **OPERATING**

2	Motor Vehicle Account--State Appropriation . . . . .	\$51,340,000
3	Motor Vehicle Account--Federal Appropriation . . . . .	\$2,050,000
4	Motor Vehicle Account--Private/Local Appropriation . . . . .	\$127,000
5	TOTAL APPROPRIATION . . . . .	\$53,517,000

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

8 (1) \$654,000 of the motor vehicle account--state appropriation is  
9 (~~provided solely~~) for the department to time state-owned and operated  
10 traffic signals. This funding may also be used to program incident,  
11 emergency, or special event signal timing plans.

12 (2) \$346,000 of the motor vehicle account--state appropriation is  
13 (~~provided solely~~) for the department to implement a pilot tow truck  
14 incentive program. The department may provide incentive payments to  
15 towing companies that meet clearance goals on accidents that involve  
16 heavy trucks.

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

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

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

33 (b) The department shall use the following guidelines to administer  
34 the program:

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

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

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

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

14 (v) For purposes of the 2007-09 biennium pilot project, infractions  
15 detected through the use of automated traffic safety cameras are not  
16 part of the registered owner's driving record under RCW 46.52.101 and  
17 46.52.120. Additionally, infractions generated by the use of automated  
18 traffic safety cameras must be processed in the same manner as parking  
19 infractions for the purposes of RCW 3.46.120, 3.50.100, 35.20.220,  
20 46.16.216, and 46.20.270(3). However, the amount of the fine issued  
21 for an infraction generated through the use of an automated traffic  
22 safety camera is one hundred thirty-seven dollars. The court shall  
23 remit thirty-two dollars of the fine to the state treasurer for deposit  
24 into the state patrol highway account;

25 (vi) If a notice of infraction is sent to the registered owner and  
26 the registered owner is a rental car business, the infraction will be  
27 dismissed against the business if it mails to the patrol, within  
28 fourteen days of receiving the notice, a declaration under penalty of  
29 perjury of the name and known mailing address of the individual driving  
30 or renting the vehicle when the infraction occurred. If the business  
31 is unable to determine who was driving or renting the vehicle at the  
32 time the infraction occurred, the business must sign a declaration  
33 under penalty of perjury to this effect. The declaration must be  
34 mailed to the patrol within fourteen days of receiving the notice of  
35 traffic infraction. Timely mailing of this declaration to the issuing  
36 agency relieves a rental car business of any liability under this  
37 section for the notice of infraction. A declaration form suitable for

1 this purpose must be included with each automated traffic infraction  
2 notice issued, along with instructions for its completion and use; and  
3 (vii) By June 30, 2009, the department shall provide a report to  
4 the legislature regarding the use, public acceptance, outcomes, and  
5 other relevant issues regarding the pilot project.

6 (5) The traffic signal operations along 164th Street SE at the  
7 intersections of Mill Creek Boulevard and SR 527 should be optimized to  
8 minimize vehicle delay on both corridors based on traffic volumes and  
9 not only on functional classification or designation.

10 **Sec. 216.** 2008 c 121 s 221 (uncodified) is amended to read as  
11 follows:

12 **FOR THE DEPARTMENT OF TRANSPORTATION--TRANSPORTATION PLANNING, DATA,**  
13 **AND RESEARCH--PROGRAM T**

14	Motor Vehicle Account--State Appropriation . . . . .	(( <del>\$27,757,000</del> ))
15		<u>\$27,514,000</u>
16	Motor Vehicle Account--Federal Appropriation . . . . .	(( <del>\$19,163,000</del> ))
17		<u>\$18,932,000</u>
18	Multimodal Transportation Account--State	
19	Appropriation . . . . .	\$1,760,000
20	Multimodal Transportation Account--Federal	
21	Appropriation . . . . .	\$2,809,000
22	Multimodal Transportation Account--Private/Local	
23	Appropriation . . . . .	\$100,000
24	TOTAL APPROPRIATION . . . . .	(( <del>\$51,589,000</del> ))
25		<u>\$51,115,000</u>

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

28 (1) \$1,559,000 of the motor vehicle account--state appropriation is  
29 (~~provided solely~~) for costs incurred for the 2007 regional  
30 transportation investment district election.

31 (2) \$800,000 of the multimodal transportation account--state  
32 appropriation is (~~provided solely~~) for a transportation demand  
33 management program, developed by the Whatcom council of governments, to  
34 further reduce drive-alone trips and maximize the use of sustainable  
35 transportation choices. The community-based program must focus on all  
36 trips, not only commute trips, by providing education, assistance, and

1 incentives to four target audiences: (a) Large work sites; (b)  
2 employees of businesses in downtown areas; (c) school children; and (d)  
3 residents of Bellingham.

4 (3) (~~(\$320,000)~~) \$77,000 of the motor vehicle account--state  
5 appropriation and (~~(\$128,000)~~) \$47,000 of the motor vehicle account--  
6 federal appropriation are (~~provided solely~~) for development of a  
7 freight database to help guide freight investment decisions and track  
8 project effectiveness. The database will be based on truck movement  
9 tracked through geographic information system technology. TransNow  
10 will contribute an additional \$192,000 in federal funds which are not  
11 appropriated in the transportation budget. The department shall work  
12 with the freight mobility strategic investment board to implement this  
13 project.

14 (4) By December 1, 2008, the department shall require confirmation  
15 from jurisdictions that plan under the growth management act, chapter  
16 36.70A RCW, and that receive state transportation funding under this  
17 act, that the jurisdictions have adopted standards for access  
18 permitting on state highways that meet or exceed department standards  
19 in accordance with RCW 47.50.030. The objective of this subsection is  
20 to encourage local governments, through the receipt of state  
21 transportation funding, to adhere to best practices in access control  
22 applicable to development activity significantly impacting state  
23 transportation facilities. By January 1, 2009, the department shall  
24 submit a report to the appropriate committees of the legislature  
25 detailing the progress of the local jurisdictions in adopting the  
26 highway access permitting standards.

27 (5) (~~(\$150,000 of the motor vehicle account--federal appropriation~~  
28 ~~is provided solely for the costs to develop an electronic map-based~~  
29 ~~computer application that will enable law enforcement officers and~~  
30 ~~others to more easily locate collisions and other incidents in the~~  
31 ~~field.~~

32 (~~6~~)) The department shall add a position within the freight  
33 systems division to provide expertise regarding the trucking aspects of  
34 the state's freight system.

35 (~~7~~)) (6) The department shall evaluate the feasibility of  
36 developing a freight corridor bypass from Everett to Gold Bar on US 2,  
37 including a connection to SR 522. US 2 is an important freight  
38 corridor, and is an alternative route for I-90. Congestion, safety

1 issues, and flooding concerns have all contributed to the need for  
2 major improvements to the corridor. The evaluation shall consider the  
3 use of toll lanes for the project. The department must report to the  
4 transportation committees of the legislature by December 1, 2007, on  
5 its analysis and recommendations regarding the benefit of a freight  
6 corridor and the potential use of freight toll lanes to improve safety  
7 and congestion in the corridor.

8 ~~((+8+))~~ (7) The department shall work with the department of  
9 ecology, the county road administration board, and the transportation  
10 improvement board to develop model procedures and municipal and state  
11 rules in regard to maximizing the use of recycled asphalt on road  
12 construction and preservation projects. The department shall report to  
13 the joint transportation committee by December 1, 2008, with  
14 recommendations on increasing the use of recycled asphalt at the state  
15 and local level.

16 ~~((+9+))~~ (8) \$140,000 of the multimodal transportation account--  
17 state appropriation is ~~((provided solely))~~ for a full-time employee to  
18 develop vehicle miles traveled and other greenhouse gas emissions  
19 benchmarks as described in Engrossed Second Substitute House Bill No.  
20 2815. If Engrossed Second Substitute House Bill No. 2815 is not  
21 enacted by June 30, 2008, the amount provided in this subsection shall  
22 lapse.

23 ~~((+10+))~~ (9) \$80,000 of the motor vehicle account--state  
24 appropriation is ~~((provided solely to))~~ for a study of the feasibility  
25 of a new interchange on interstate 5 between the city of Rochester and  
26 harrison avenue.

27 ~~((+11+))~~ (10) \$100,000 of the multimodal transportation  
28 account--state appropriation is ~~((provided solely))~~ to support the  
29 commuter rail study between eastern Snohomish county and eastern King  
30 county as defined in Substitute House Bill No. 3224. Funds are  
31 provided to the Puget Sound regional council for one time only. If  
32 Substitute House Bill No. 3224 is not enacted by June 30, 2008, the  
33 amount provided in this subsection shall lapse.

34 **Sec. 217.** 2008 c 121 s 222 (uncodified) is amended to read as  
35 follows:

36 **FOR THE DEPARTMENT OF TRANSPORTATION--CHARGES FROM OTHER AGENCIES--**

1 **PROGRAM U**

2	Motor Vehicle Account--State Appropriation . . . . .	(( <del>\$66,102,000</del> ))
3		<u>\$60,242,000</u>
4	Motor Vehicle Account--Federal Appropriation . . . . .	\$400,000
5	Multimodal Transportation Account--State	
6	Appropriation . . . . .	(( <del>\$259,000</del> ))
7		<u>\$247,000</u>
8	TOTAL APPROPRIATION . . . . .	(( <del>\$66,761,000</del> ))
9		<u>\$60,889,000</u>

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

12 (1) \$36,665,000 of the motor vehicle fund--state appropriation is  
13 (~~provided solely~~) for the liabilities attributable to the department  
14 of transportation. The office of financial management must provide a  
15 detailed accounting of the revenues and expenditures of the self-  
16 insurance fund to the transportation committees of the legislature on  
17 December 31st and June 30th of each year.

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

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

22 (b) FOR PAYMENT OF COSTS OF THE OFFICE OF THE STATE  
23 AUDITOR . . . . . \$1,153,000

24 (c) FOR PAYMENT OF COSTS OF DEPARTMENT OF GENERAL  
25 ADMINISTRATION FACILITIES AND SERVICES AND CONSOLIDATED  
26 MAIL SERVICES . . . . . \$4,859,000

27 (d) FOR PAYMENT OF COSTS OF THE DEPARTMENT OF  
28 PERSONNEL . . . . . \$7,593,000

29 (e) FOR PAYMENT OF SELF-INSURANCE LIABILITY  
30 PREMIUMS AND ADMINISTRATION . . . . . ((~~\$36,665,000~~))  
31 \$31,828,000

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

34 (g) FOR ARCHIVES AND RECORDS MANAGEMENT . . . . . \$677,000

35 (h) FOR OFFICE OF MINORITIES AND WOMEN BUSINESS  
36 ENTERPRISES . . . . . \$1,042,000

37 (i) FOR USE OF FINANCIAL SYSTEMS PROVIDED BY  
38 THE OFFICE OF FINANCIAL MANAGEMENT . . . . . \$1,266,000

1 (j) FOR POLICY ASSISTANCE FROM THE DEPARTMENT  
 2 OF INFORMATION SERVICES . . . . . ((~~\$945,000~~))  
 3 \$944,000  
 4 (k) FOR LEGAL SERVICE PROVIDED BY THE ATTORNEY  
 5 GENERAL'S OFFICE . . . . . \$9,045,000  
 6 (l) FOR LEGAL SERVICE PROVIDED BY THE ATTORNEY  
 7 GENERAL'S OFFICE FOR THE SECOND PHASE OF THE BOLDT  
 8 LITIGATION . . . . . ((~~\$158,000~~))  
 9 \$271,000

10 **Sec. 218.** 2008 c 121 s 223 (uncodified) is amended to read as  
 11 follows:

12 **FOR THE DEPARTMENT OF TRANSPORTATION--PUBLIC TRANSPORTATION--PROGRAM**  
 13 **V**  
 14 Regional Mobility Grant Program Account--State  
 15 Appropriation . . . . . ((~~\$40,000,000~~))  
 16 \$15,952,000  
 17 Multimodal Transportation Account--State  
 18 Appropriation . . . . . ((~~\$85,601,000~~))  
 19 \$80,203,000  
 20 Multimodal Transportation Account--Federal  
 21 Appropriation . . . . . \$2,582,000  
 22 Multimodal Transportation Account--Private/Local  
 23 Appropriation . . . . . \$659,000  
 24 TOTAL APPROPRIATION . . . . . ((~~\$128,842,000~~))  
 25 \$99,396,000

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

28 (1) \$25,000,000 of the multimodal transportation account--state  
 29 appropriation is ((~~provided solely~~)) for a grant program for special  
 30 needs transportation provided by transit agencies and nonprofit  
 31 providers of transportation.

32 (a) \$5,500,000 of the amount provided in this subsection is  
 33 ((~~provided solely~~)) for grants to nonprofit providers of special needs  
 34 transportation. Grants for nonprofit providers shall be based on need,  
 35 including the availability of other providers of service in the area,  
 36 efforts to coordinate trips among providers and riders, and the cost  
 37 effectiveness of trips provided.



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

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

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

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

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

36 (4) (~~(\$40,000,000)~~) \$15,952,000 of the regional mobility grant  
37 program account--state appropriation is (~~provided solely~~) for the  
38 regional mobility grant projects identified on the LEAP Transportation

1 Document 2007-B as developed April 20, 2007. The department shall  
2 review all projects receiving grant awards under this program at least  
3 semiannually to determine whether the projects are making satisfactory  
4 progress. Any project that has been awarded funds, but does not report  
5 activity on the project within one year of the grant award, shall be  
6 reviewed by the department to determine whether the grant should be  
7 terminated. The department shall promptly close out grants when  
8 projects have been completed, and any remaining funds available to the  
9 office of transit mobility shall be used only to fund projects on the  
10 LEAP Transportation Document 2007-B as developed April 20, 2007. The  
11 department shall provide annual status reports on December 15, 2007,  
12 and December 15, 2008, to the office of financial management and the  
13 transportation committees of the legislature regarding the projects  
14 receiving the grants.

15 (5) (~~(\$17,168,087)~~) \$11,770,087 of the multimodal transportation  
16 account--state appropriation is (~~reappropriated and provided solely~~)  
17 for the regional mobility grant projects identified on the LEAP  
18 Transportation Document 2006-D, regional mobility grant program  
19 projects as developed March 8, 2006. The department shall continue to  
20 review all projects receiving grant awards under this program at least  
21 semiannually to determine whether the projects are making satisfactory  
22 progress. The department shall promptly close out grants when projects  
23 have been completed, and any remaining funds available to the office of  
24 transit mobility shall be used only to fund projects on the LEAP  
25 Transportation Document 2007-B as developed April 20, 2007, or the LEAP  
26 Transportation Document 2006-D as developed March 8, 2006.

27 (6) \$200,000 of the multimodal transportation account--state  
28 appropriation is (~~provided solely~~) for the department to study and  
29 then develop pilot programs aimed at addressing commute trip reduction  
30 strategies for K-12 students and for college and university students.  
31 The department shall submit to the legislature by January 1, 2009, a  
32 summary of the program results and recommendations for future student  
33 commute trip reduction strategies. The pilot programs are described as  
34 follows:

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

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

4 (7) \$2,400,000 of the multimodal account--state appropriation is  
5 (~~provided solely~~) for establishing growth and transportation  
6 efficiency centers (GTEC). Funds are appropriated for one time only.  
7 The department shall provide in its annual report to the legislature an  
8 evaluation of the GTEC concept and recommendations on future funding  
9 levels.

10 (8) \$381,000 of the multimodal transportation account--state  
11 appropriation is (~~provided solely~~) for the implementation of  
12 Substitute House Bill No. 1694 (reauthorizing the agency council on  
13 coordinated transportation). If Substitute House Bill No. 1694 is not  
14 enacted by June 30, 2007, the amount provided in this subsection shall  
15 lapse.

16 (9) \$504,000 of the multimodal transportation account--  
17 private/local appropriation is (~~provided solely~~) for the  
18 implementation of Senate Bill No. 5084 (updating rail transit safety  
19 plans). If Senate Bill No. 5084 is not enacted by June 30, 2007, the  
20 amount provided in this subsection shall lapse.

21 (10) \$60,000 of the multimodal transportation account--state  
22 appropriation is (~~provided solely~~) for low-income car ownership  
23 programs. The department shall collaborate with interested regional  
24 transportation planning organizations and metropolitan planning  
25 organizations to determine the effectiveness of the programs at  
26 providing transportation solutions for low-income persons who depend  
27 upon cars to travel to their places of employment.

28 (11) \$1,000,000 of the multimodal transportation account--state  
29 appropriation is (~~provided solely~~) for additional funding for the  
30 trip reduction performance program, including telework enhancement  
31 projects. Funds are appropriated for one time only.

32 (12) \$2,309,000 of the multimodal transportation account--state  
33 appropriation is (~~provided solely~~) for the tri-county connection  
34 service for Island, Skagit, and Whatcom transit agencies.

35 (13) \$150,000 of the multimodal transportation account--state  
36 appropriation is (~~provided solely as~~) for a grant for a telework  
37 pilot project to be developed, administered, and monitored by the  
38 Kitsap regional coordinating council. Funds are appropriated for one

1 time only. The primary purposes of the pilot project are to educate  
2 employers about telecommuting, develop telework policies and resources  
3 for employers, and reduce traffic congestion by encouraging teleworking  
4 in the workplace. As part of the pilot project, the council shall  
5 recruit public and private sector employer participants throughout the  
6 county, identify telework sites, develop an employer's toolkit  
7 consisting of teleworking resources, and create a telecommuting  
8 template that may be applied in other communities. The council shall  
9 submit to the legislature by July 1, 2009, a summary of the program  
10 results and any recommendations for future telework strategies.

11 **Sec. 219.** 2008 c 121 s 224 (uncodified) is amended to read as  
12 follows:

13 **FOR THE DEPARTMENT OF TRANSPORTATION--MARINE--PROGRAM X**  
14 Puget Sound Ferry Operations Account--State  
15 Appropriation . . . . . ((~~\$426,761,000~~))  
16 \$440,120,000  
17 Multimodal Transportation Account--State  
18 Appropriation . . . . . ((~~\$1,914,000~~))  
19 \$3,035,000  
20 TOTAL APPROPRIATION . . . . . ((~~\$428,675,000~~))  
21 \$443,155,000

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

24 (1) (~~(\$90,299,000 of the Puget Sound ferry operations state~~  
25 ~~appropriation is provided solely for auto ferry vessel operating fuel~~  
26 ~~in the 2007-2009 biennium.~~

27 (2)) The Washington state ferries must work with the department's  
28 information technology division to implement an electronic fare system,  
29 including the integration of the regional fare coordination system  
30 (smart card). Each December and June, semiannual updates must be  
31 provided to the transportation committees of the legislature concerning  
32 the status of implementing and completing this project, with updates  
33 concluding the first December after full project implementation.

34 ((3)) (2) The Washington state ferries shall continue to provide  
35 service to Sidney, British Columbia.

36 ((4)) (3) \$1,914,000 of the multimodal transportation account--  
37 state appropriation is (~~provided solely~~) to provide passenger-only

1 ferry service. The ferry system shall continue passenger-only ferry  
2 service from Vashon Island to Seattle through June 30, 2008. Ferry  
3 system management shall continue to implement its agreement with the  
4 inlandboatmen's union of the pacific and the international organization  
5 of masters, mates and pilots providing for part-time passenger-only  
6 work schedules.

7 ~~((+5))~~ (4) \$932,000 of the Puget Sound ferries operations  
8 account--state appropriation is ~~((provided solely))~~ for compliance with  
9 department of ecology rules regarding the transfer of oil on or near  
10 state waters. Funding for compliance with on-board fueling rules is  
11 provided for the 2008 fiscal year. The department may request funding  
12 for the 2009 fiscal year if the request is submitted with an  
13 alternative compliance plan filed with the department of ecology, as  
14 allowed by rule.

15 ~~((+6))~~ (5) \$1,116,000 of the Puget Sound ferry operations  
16 account--state appropriation is ~~((provided solely))~~ for ferry security  
17 operations necessary to comply with the ferry security plan submitted  
18 by the Washington state ferry system to the United States coast guard.  
19 The department shall track security costs and expenditures. Ferry  
20 security operations costs shall not be included as part of the  
21 operational costs that are used to calculate farebox recovery.

22 ~~((+7))~~ (6) \$378,000 of the Puget Sound ferry operations account--  
23 state appropriation is ~~((provided solely))~~ to meet the United States  
24 coast guard requirements for appropriate rest hours between shifts for  
25 vessel crews on the Bainbridge to Seattle and Edmonds to Kingston ferry  
26 routes.

27 ~~((+8))~~ (7) \$694,000 of the Puget Sound ferries operating account--  
28 state appropriation is ~~((provided solely))~~ for implementing Engrossed  
29 Substitute House Bill No. 2358 as follows:

30 (a) The department shall allow the joint transportation committee  
31 work group established in section 205(1) of this act to participate in  
32 the following elements as they are described in Engrossed Substitute  
33 House Bill No. 2358:

- 34 (i) Development and implementation of a survey of ferry customers;
- 35 (ii) Analysis and reestablishment of vehicle level of service  
36 standards. In reestablishing the standards, consideration shall be  
37 given to whether boat wait is the appropriate measure. The level of

1 service standard shall be reestablished in conjunction with or after  
2 the survey has been implemented;

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

9 (iv) Development of operational strategies. The operational  
10 strategies shall be reestablished in conjunction with the survey or  
11 after the survey has been implemented;

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

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

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

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

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

29 ~~((+9))~~ (8) \$200,000 of the Puget Sound ferry operations account--  
30 state appropriation is ~~((provided solely))~~ for the initial acquisition  
31 of transportation worker identification credentials required by the  
32 United States department of homeland security for unescorted access to  
33 secure areas of ferries and terminals.

34 ~~((+10))~~ (9) The legislature finds that a rigorous incident  
35 investigation process is an essential component of marine safety. The  
36 department is directed to review its accident and incident  
37 investigation procedures and report the results of its review with any  
38 proposals for changes to the legislature by November 1, 2008.

1 ((+11+)) (10) The department shall allow the use, by two separate  
2 drivers, of fare media allowing for multiple discounted vehicle trips  
3 aboard Washington state ferries vessels.

4 ((+13+)) (11) While developing fare and pricing policy proposals,  
5 the department may consider the desirability of reasonable fares for  
6 persons using the ferry system to commute daily to work and other  
7 frequent users who live in ferry-dependent communities.

8 (12) \$1,000,000 of the Puget Sound ferry operations account--state  
9 appropriation is provided solely for the purposes of settling all  
10 claims that were found against the state in the verdict and judgment  
11 issued in the case of *Marable v. Nitchman* (WSF), United States District  
12 Court, Western District of Washington, Cause No. 05-01270MJP.

13 **Sec. 220.** 2008 c 121 s 225 (uncodified) is amended to read as  
14 follows:

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

16 Multimodal Transportation Account--State

17 Appropriation . . . . . ((\$37,010,000))  
18 \$35,096,000

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

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

27 (2)(a) ((\$29,091,000)) \$28,577,000 of the multimodal transportation  
28 account--state appropriation is provided solely for the Amtrak service  
29 contract and Talgo maintenance contract associated with providing and  
30 maintaining the state-supported passenger rail service. Upon  
31 completion of the rail platform project in the city of Stanwood, the  
32 department shall provide daily Amtrak Cascades service to the city.

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

36 (c) When Amtrak Cascades expands the second roundtrip between

1 Vancouver, B.C. and Seattle, the department shall negotiate for the  
2 second roundtrip to leave Bellingham southbound no later than 8:30 a.m.

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

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

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

10 **TRANSPORTATION AGENCIES--CAPITAL**

11 **Sec. 301.** 2008 c 121 s 302 (uncodified) is amended to read as  
12 follows:

13 **FOR THE COUNTY ROAD ADMINISTRATION BOARD**

14	Rural Arterial Trust Account--State Appropriation . . . . .	\$64,000,000
15	Motor Vehicle Account--State Appropriation . . . . .	<del>(\$2,370,000)</del>
16		<u>\$1,555,000</u>
17	County Arterial Preservation Account--State	
18	Appropriation . . . . .	\$32,641,000
19	TOTAL APPROPRIATION . . . . .	<del>(\$99,011,000)</del>
20		<u>\$98,196,000</u>

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

23 (1) (~~\$2,370,000~~) \$1,555,000 of the motor vehicle account--state  
24 appropriation may be used for county ferry projects as set forth in RCW  
25 47.56.725(4).

26 (2) The appropriations contained in this section include funding to  
27 counties to assist them in efforts to recover from winter storm and  
28 flood damage, by providing capitalization advances and local match for  
29 federal emergency funding as determined by the county road  
30 administration board. The county road administration board shall  
31 specifically identify any such selected projects and shall include  
32 information concerning them in its next annual report to the  
33 legislature.



1       **Sec. 302.** 2008 c 121 s 303 (uncodified) is amended to read as  
2 follows:

3 **FOR THE TRANSPORTATION IMPROVEMENT BOARD**

4	Small City Pavement and Sidewalk Account--State	
5	Appropriation . . . . .	\$5,900,000
6	Urban Arterial Trust Account--State Appropriation . . . . .	(((\$126,600,000))
7		<u>\$109,600,000</u>
8	Transportation Improvement Account--State	
9	Appropriation . . . . .	(((\$87,143,000))
10		<u>\$80,000,000</u>
11	TOTAL APPROPRIATION . . . . .	(((\$219,643,000))
12		<u>\$195,500,000</u>

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

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

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

23       **Sec. 303.** 2008 c 121 s 305 (uncodified) is amended to read as  
24 follows:

25 **FOR THE DEPARTMENT OF TRANSPORTATION--PROGRAM D (DEPARTMENT OF**  
26 **TRANSPORTATION-ONLY PROJECTS)--CAPITAL**

27	Motor Vehicle Account--State Appropriation . . . . .	(((\$6,255,000))
28		<u>\$7,157,000</u>

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

31       (1) \$584,000 of the motor vehicle account--state appropriation is  
32 for statewide administration.

33       (2) \$803,000 of the motor vehicle account--state appropriation is  
34 for regional minor projects.

35       (3) \$568,000 of the motor vehicle account--state appropriation is  
36 for the Olympic region headquarters property payments.

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

6 (5) \$1,600,000 of the motor vehicle account--state appropriation is  
7 for site acquisition for the Tri-cities area maintenance facility.

8 (6) \$2,700,000 of the motor vehicle account--state appropriation is  
9 for site acquisition for the Vancouver light industrial facility.

10 (7) The department shall work with the office of financial  
11 management and staff of the transportation committees of the  
12 legislature to develop a statewide inventory of all department-owned  
13 surplus property that is suitable for development for department  
14 facilities or that should be sold. By December 1, 2008, the department  
15 shall report to the joint transportation committee on the findings of  
16 this study.

17 **Sec. 304.** 2008 c 121 s 306 (uncodified) is amended to read as  
18 follows:

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

20 Transportation Partnership Account--State

21 Appropriation . . . . . ((~~\$1,109,593,000~~))  
22 \$944,599,000

23 Motor Vehicle Account--State Appropriation . . . . . ((~~\$87,210,000~~))  
24 \$67,906,000

25 Motor Vehicle Account--Federal Appropriation . . . . . ((~~\$457,580,000~~))  
26 \$543,679,000

27 Motor Vehicle Account--Private/Local

28 Appropriation . . . . . ((~~\$64,487,000~~))  
29 \$70,070,000

30 Special Category C Account--State Appropriation . . . . . ((~~\$29,125,000~~))  
31 \$29,614,000

32 ((~~Multimodal Transportation Account--Federal~~

33 ~~Appropriation . . . . . \$86,100,000))~~

34 Tacoma Narrows Toll Bridge Account--State

35 Appropriation . . . . . ((~~\$32,277,000~~))  
36 \$32,278,000

37 Transportation 2003 Account (Nickel Account)--State

1 Appropriation . . . . . ((\$1,147,529,000))  
2 \$1,060,540,000  
3 Freight Mobility Multimodal Account--State  
4 Appropriation . . . . . ((\$208,000))  
5 \$189,000  
6 TOTAL APPROPRIATION . . . . . ((\$3,014,109,000))  
7 \$2,748,875,000

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

10 (1) Except as provided otherwise in this section, the entire  
11 transportation 2003 account (nickel account) appropriation and the  
12 entire transportation partnership account appropriation are (~~provided~~  
13 ~~solely~~) for the projects and activities as listed (~~by fund, project,~~  
14 ~~and amount in LEAP Transportation Document 2008-1, Highway Improvement~~  
15 ~~Program (I) as developed March 10, 2008. However, limited transfers of~~  
16 ~~specific line item project appropriations may occur between projects~~  
17 ~~for those amounts listed subject to the conditions and limitations in~~  
18 ~~section 603 of this act)) in TEIS Document 09GOV001 as developed  
19 December 15, 2008. Federal funds may be transferred between programs  
20 I and P.~~

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

33 (3) Within the amounts provided in this section, \$1,895,000 of the  
34 transportation partnership account--state appropriation, \$2,147,000 of  
35 the motor vehicle account--federal appropriation, and \$10,331,000 of  
36 the transportation 2003 account (nickel account)--state appropriation  
37 are for project 109040T as identified in the (~~LEAP~~) TEIS  
38 transportation document referenced in subsection (1) of this section:

1 I-90/Two Way Transit-Transit and HOV Improvements - Stage 1.  
2 Expenditure of the funds on construction is contingent upon revising  
3 the access plan for Mercer Island traffic such that Mercer Island  
4 traffic will have access to the outer roadway high occupancy vehicle  
5 (HOV) lanes during the period of operation of such lanes following the  
6 removal of Mercer Island traffic from the center roadway and prior to  
7 conversion of the outer roadway HOV lanes to high occupancy toll (HOT)  
8 lanes. Sound transit may only have access to the center lanes when  
9 alternative R8A is complete.

10 (4) The Tacoma Narrows toll bridge account--state appropriation  
11 includes up to \$18,000,000 in proceeds from the sale of bonds  
12 authorized by RCW 47.10.843.

13 (5) The funding described in this section includes (~~(\$36,693,000)~~)  
14 \$46,693,000 of the transportation 2003 account (nickel account)--state  
15 appropriation (~~(and \$208,000)~~), \$188,357 of the freight mobility  
16 multimodal account--state appropriation, and \$20,000 of the motor  
17 vehicle account private/local, which are for the SR 519 project  
18 identified as project number 851902A in the (~~LEAP Transportation~~)  
19 TEIS Document referenced in subsection (1) of this section. The total  
20 project is expected to cost no more than (~~(\$74,400,000)~~) \$84,467,000  
21 including (~~(\$10,610,000)~~) \$10,792,000 in contributions from project  
22 partners, including Burlington Northern Santa Fe railroad.

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

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

36 (b) Pilot the draft directive established in (a) of this subsection  
37 in two locations along major state roadways. If practicable, the  
38 department should begin work on the pilot projects while the directive

1 is being developed. One pilot project shall be located in Clark county  
2 on a significant capacity improvement project. The second pilot  
3 project shall be located in urban King county, which shall be on a  
4 corridor highway project through mixed land use areas that is nearing  
5 or under construction. The department shall provide a written report  
6 to the standing transportation committees of the legislature on the  
7 findings of the Clark county pilot project by January 2009, and the  
8 King county pilot project by January 2010. Based on results of the  
9 pilot projects, the department shall update its design manual,  
10 environmental procedures, or other appropriate documents to incorporate  
11 the directive.

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

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

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

29 (10) \$250,000 of the motor vehicle account--state appropriation and  
30 \$226,000 of the motor vehicle account--federal appropriation are  
31 (~~provided solely~~) for an inland pacific hub study to develop an  
32 inland corridor for the movement of freight and goods to and through  
33 eastern Washington; and \$500,000 of the motor vehicle account--state  
34 appropriation is provided solely for the SR3/SR16 corridor study to  
35 plan and prioritize state and local improvements needed over the next  
36 10-20 years to support safety, capacity development, and economic  
37 development within the corridor.

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

19 (12) The department shall apply for the competitive portion of  
20 federal transit administration funds for eligible transit-related costs  
21 of the SR 520 bridge replacement and HOV project. The federal funds  
22 described in this subsection shall not include those federal transit  
23 administration funds distributed by formula.

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

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

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

37 (b) The state's project expenditures shall not exceed  
38 \$2,800,000,000.

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

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

9 ~~((19))~~ (16) The transportation 2003 account (nickel account)--  
10 state appropriation includes up to \$874,610,000 in proceeds from the  
11 sale of bonds authorized by RCW 47.10.861.

12 ~~((20))~~ (17) The transportation partnership account--state  
13 appropriation includes up to \$900,000,000 in proceeds from the sale of  
14 bonds authorized in RCW 47.10.873.

15 (18) The special category C account--state appropriation includes  
16 up to \$21,497,000 in proceeds from the sale of bonds authorized in  
17 Substitute House Bill No. 2394. If Substitute House Bill No. 2394 is  
18 not enacted by June 30, 2007, the amount provided in this subsection  
19 shall lapse.

20 (19) \$4,500,000 of the motor vehicle account--federal appropriation  
21 is ~~((provided solely))~~ for cost increases on the SR 304/Bremerton  
22 tunnel project.

23 (20) \$2,071,000 of the motor vehicle account--federal appropriation  
24 is ~~((provided solely))~~ for initial design and right of way work on a  
25 new southbound SR 509 to eastbound SR 518 freeway-to-freeway elevated  
26 ramp.

27 (21) \$500,000 of the motor vehicle account--federal appropriation  
28 to the SR 543/I-5 to Canadian border project is ~~((provided solely))~~ for  
29 retaining wall facia improvements.

30 (22) \$950,000 of the motor vehicle account--federal appropriation  
31 and \$24,000 of the motor vehicle account--state appropriation are  
32 ~~((provided solely))~~ for the Westview school noise wall.

33 (23) \$1,600,000 of the motor vehicle account--state appropriation  
34 is ~~((provided solely))~~ for two noise walls on SR 161 in King county.

35 (24) \$20,000 of the motor vehicle account--state appropriation and  
36 \$280,000 of the motor vehicle account--federal appropriation are  
37 ~~((provided solely))~~ for interchange design and planning work on US 12  
38 at A street and tank farm road.

1 (25) The funding described in this section includes (~~(\$19,939,000)~~)  
2 \$19,927,000 of the transportation partnership account--state  
3 appropriation, (~~(\$29,000)~~) \$26,000 of the motor vehicle account--state  
4 appropriation, (~~(\$308,000)~~) \$6,746,000 of the motor vehicle account--  
5 private/local appropriation, and (~~(\$17,900,000)~~) \$17,821,000 of the  
6 motor vehicle account--federal appropriation for the I-5/Columbia river  
7 crossing/Vancouver project. The funding described in this subsection  
8 includes up to \$15,000,000 awarded to Washington and Oregon jointly  
9 through the U.S. department of transportation corridors of the future  
10 program in the 2007 federal highway authority discretionary fund  
11 allocations.

12 (26) The department shall study any outstanding issues, including  
13 financial issues that may apply to the I-5/Columbia river  
14 crossing/Vancouver project. The department's efforts must include an  
15 analysis of current bi-state efforts in planning, coordination, and  
16 funding for the project; opportunities for the joining of state and  
17 local government agencies and the private sector in a strong  
18 partnership that contributes to the completion of the project; and  
19 opportunities to work with the congressional delegations of Oregon and  
20 Washington to provide federal funding and other assistance that will  
21 advance this project of national and regional significance.

22 (27) \$1,500,000 of the motor vehicle account--federal appropriation  
23 and (~~(\$4,908,000)~~) \$2,611,000 of the transportation partnership  
24 account--state appropriation are (~~(provided solely)~~) for project  
25 109040Q as identified in the (~~(LEAP)~~) TEIS transportation document in  
26 subsection (1) of this section: I-90/Two-Way Transit-Transit and HOV  
27 Improvements, Stages 2 and 3. Of these amounts, up to \$550,000 of the  
28 transportation partnership account--state appropriation is to provide  
29 funding for an independent technical review, overseen by the joint  
30 transportation committee, of light rail impacts on the Interstate 90 -  
31 Homer Hadley Floating Bridge. The technical review shall complement  
32 sound transit's current and planned engineering design work to expand  
33 light rail in the central Puget Sound region. The department shall  
34 coordinate its work with sound transit and seek contributions from  
35 sound transit for the review.

36 (28) (~~(\$1,400,000)~~) \$800,000 of the motor vehicle account--state  
37 appropriation is (~~(provided solely)~~) for safety improvements on US  
38 Highway 2 between Monroe and Gold Bar. Additional project funding of



1 (~~(\$8,600,000)~~) \$9,200,000 is assumed in the 2009-2011 biennium,  
2 bringing the total project funding to \$10,000,000. This high priority  
3 safety project will provide safety enhancements on US Highway 2 between  
4 Gold Bar and Monroe, such as a passing lane or interchange/turning lane  
5 improvements. The department shall seek input from the US Highway 2  
6 safety coalition to select projects that will help reduce fatalities on  
7 this corridor.

8 (29) \$2,267,000 of the motor vehicle account--federal  
9 appropriation, \$218,500 of the motor vehicle account--state  
10 appropriation, and \$1,500,000 of the motor vehicle account--  
11 private/local appropriation are (~~provided solely~~) for installing  
12 centerline rumble strips and related improvements on US Highway 2  
13 between Monroe and Sultan. The section of US Highway 2 from Monroe to  
14 Deception Creek has a high frequency of centerline crossover  
15 collisions. By installing centerline rumble strips, the project will  
16 reduce the risk of crossover collisions. This project will also place  
17 shoulder rumble strips between Monroe and Sultan.

18 (30) (~~(\$1,500,000)~~) \$688,000 of the motor vehicle account--state  
19 appropriation is (~~provided solely~~) for the SR 28/E End of the George  
20 Sellar bridge (202802V) for the purpose of funding a pedestrian tunnel  
21 connection. This funding is provided in anticipation of a federal  
22 grant specific to this project, which, if received, must be used to  
23 reimburse the state funding provided in this subsection.

24 (31) For the period of preconstruction tolling on the state route  
25 520 bridge, the department shall develop improvements of traffic flow  
26 from the eastern Lake Washington shoreline to 108th avenue northeast in  
27 Bellevue including:

28 (a) Near-term, low-cost enhancements which relocate the high-  
29 occupancy vehicle lanes to the inside of the alignment; and

30 (b) A plan for an accelerated improvement project for the  
31 construction of median flyer stops, reconfiguration of interchanges,  
32 addition of direct access ramps, community enhancement lids, and  
33 pedestrian/bike path connections.

34 The department shall report to the joint transportation committee by  
35 September 1, 2008, on the short-term low-cost improvement plans and  
36 include in their budget submittal to the office of financial management  
37 a proposal for the accelerated improvement project.

1       **Sec. 305.** 2008 c 121 s 307 (uncodified) is amended to read as  
 2 follows:

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

4	Transportation Partnership Account--State	
5	Appropriation . . . . .	(((\$181,666,000))
6		<u>\$181,386,000</u>
7	Motor Vehicle Account--State Appropriation . . . . .	(((\$86,540,000))
8		<u>\$94,589,000</u>
9	Motor Vehicle Account--Federal Appropriation . . . . .	(((\$463,338,000))
10		<u>\$459,807,000</u>
11	Motor Vehicle Account--Private/Local Appropriation . . . . .	(((\$18,138,000))
12		<u>\$19,049,000</u>
13	Transportation 2003 Account (Nickel Account)--State	
14	Appropriation . . . . .	(((\$11,136,000))
15		<u>\$15,399,000</u>
16	Puyallup Tribal Settlement Account--State	
17	Appropriation . . . . .	(((\$12,500,000))
18		<u>\$6,000,000</u>
19	TOTAL APPROPRIATION . . . . .	(((\$773,318,000))
20		<u>\$776,230,000</u>

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

23       (1) Except as provided otherwise in this section, the entire  
 24 transportation 2003 account (nickel account) appropriation and the  
 25 entire transportation partnership account appropriation are (~~provided~~  
 26 ~~solely~~) for the projects and activities as listed (~~by fund, project,~~  
 27 ~~and amount~~) in ((LEAP)) TEIS Transportation Document ((2008-1, Highway  
 28 ~~Preservation Program (P))~~) 09GOV001 as developed ((March 10)) December  
 29 15, 2008. ((However, limited transfers of specific line item project  
 30 ~~appropriations may occur between projects for those amounts listed~~  
 31 ~~subject to the conditions and limitations in section 603 of this act.~~)  
 32 Federal funds may be transferred between programs I and P.

33       (2) \$287,000 of the motor vehicle account--federal appropriation  
 34 and \$11,000 of the motor vehicle account--state appropriation are  
 35 (~~provided solely~~) for the department to determine the most cost  
 36 efficient way to replace the current Keller ferry. Options reviewed  
 37 shall not include an expansion of the current capacity of the Keller  
 38 ferry.

1 (3) \$5,308,000 of the transportation partnership account--state  
2 appropriation is (~~provided solely~~) for the purposes of settling all  
3 identified and potential claims from the Lower Elwha Klallam Tribe  
4 related to the construction of a graving dock facility on the graving  
5 dock property. In the matter of *Lower Elwha Klallam Tribe et al v.*  
6 *State et al*, Thurston county superior court, cause no. 05-2-01595-8,  
7 the Lower Elwha Klallam Tribe and the state of Washington entered into  
8 a settlement agreement that settles all claims related to graving dock  
9 property and associated construction and releases the state from all  
10 claims related to the construction of the graving dock facilities. The  
11 expenditure of this appropriation is contingent on the conditions and  
12 limitations set forth in subsections (a) and (b) of this subsection.

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

17 (b) \$3,308,000 of the transportation partnership account--state  
18 appropriation is provided solely for the department's remediation work  
19 on the graving dock property in accordance with the terms and  
20 conditions of the settlement agreement.

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

26 (5) The department shall, on a quarterly basis beginning July 1,  
27 2007, provide to the office of financial management and the legislature  
28 reports providing the status on each active project funded in part or  
29 whole by the transportation 2003 account (nickel account) or the  
30 transportation partnership account. Funding provided at a programmatic  
31 level for transportation partnership account projects relating to  
32 seismic bridges should be reported on a programmatic basis. Projects  
33 within this programmatic level funding should be completed on a  
34 priority basis and scoped to be completed within the current  
35 programmatic budget. Other projects may be reported on a programmatic  
36 basis. The department shall work with the office of financial  
37 management and the transportation committees of the legislature to  
38 agree on report formatting and elements. Elements shall include, but

1 not be limited to, project scope, schedule, and costs. The department  
2 shall also provide the information required under this subsection on a  
3 quarterly basis via the transportation executive information systems  
4 (TEIS).

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

11 (7) \$13,257,000 of the motor vehicle account--federal appropriation  
12 and \$5,000,000 of the motor vehicle account--state appropriation are  
13 for expenditures on damaged state roads due to flooding, mudslides,  
14 rock fall, or other unforeseen events.

15 (8) (~~(\$188,000)~~) \$213,000 of the motor vehicle account--state  
16 appropriation, (~~(\$28,749,000)~~) \$52,930,000 of the motor vehicle  
17 account--federal appropriation, and (~~(\$105,653,000)~~) \$117,544,000 of  
18 the transportation partnership account--state appropriation are  
19 (~~provided solely~~) for the Hood Canal bridge project.

20 (9) (~~(\$12,500,000)~~) \$6,000,000 of the Puyallup tribal settlement  
21 account--state appropriation is provided solely for mitigation costs  
22 associated with the Murray Morgan/11th Street Bridge (~~demolition~~).  
23 The department may negotiate with the city of Tacoma for the purpose of  
24 transferring ownership of the Murray Morgan/11th Street Bridge to the  
25 city. If the city agrees to accept ownership of the bridge, the  
26 department may use the Puyallup tribal settlement account appropriation  
27 and other appropriated funds for bridge rehabilitation, bridge  
28 replacement, bridge demolition, and related mitigation. In no event  
29 shall the department's participation exceed \$39,953,000. No funds may  
30 be expended unless the city of Tacoma agrees to take ownership of the  
31 bridge in its entirety and provides that the payment of these funds  
32 extinguishes any real or implied agreements regarding future bridge  
33 expenditures.

34 **Sec. 306.** 2008 c 121 s 308 (uncodified) is amended to read as  
35 follows:

36 **FOR THE DEPARTMENT OF TRANSPORTATION--TRAFFIC OPERATIONS--PROGRAM Q--**

1 **CAPITAL**

2	Motor Vehicle Account--State Appropriation . . . . .	(( <del>\$9,462,000</del> ))
3		<u>\$7,588,000</u>
4	Motor Vehicle Account--Federal Appropriation . . . . .	(( <del>\$15,951,000</del> ))
5		<u>\$14,809,000</u>
6	Motor Vehicle Account--Private/Local Appropriation . . . . .	\$74,000
7	TOTAL APPROPRIATION . . . . .	(( <del>\$25,487,000</del> ))
8		<u>\$22,471,000</u>

9 ~~((The appropriations in this section are subject to the following~~  
10 ~~conditions and limitations: The motor vehicle account state~~  
11 ~~appropriation includes \$8,959,335 provided solely for state matching~~  
12 ~~funds for federally selected competitive grant or congressional earmark~~  
13 ~~projects. These moneys shall be placed into reserve status until such~~  
14 ~~time as federal funds are secured that require a state match.))~~

15 **Sec. 307.** 2008 c 121 s 309 (uncodified) is amended to read as  
16 follows:

17 **FOR THE DEPARTMENT OF TRANSPORTATION--WASHINGTON STATE FERRIES**  
18 **CONSTRUCTION--PROGRAM W**

19	Puget Sound Capital Construction Account--State	
20	Appropriation . . . . .	(( <del>\$142,250,000</del> ))
21		<u>\$105,322,000</u>
22	Puget Sound Capital Construction Account--Federal	
23	Appropriation . . . . .	(( <del>\$45,259,000</del> ))
24		<u>\$49,410,000</u>
25	Puget Sound Capital Construction Account--	
26	Private/Local Appropriation . . . . .	\$2,089,000
27	Multimodal Transportation Account--State	
28	Appropriation . . . . .	\$4,100,000
29	Transportation 2003 Account (Nickel Account)--State	
30	Appropriation . . . . .	(( <del>\$59,469,000</del> ))
31		<u>\$28,152,000</u>
32	TOTAL APPROPRIATION . . . . .	(( <del>\$253,167,000</del> ))
33		<u>\$189,073,000</u>

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

36 (1) ((~~\$36,500,000~~)) \$27,300,000 of the Puget Sound capital  
37 construction account--state appropriation is provided solely for

1 project 944470A as identified in the (~~LEAP~~) TEIS Transportation  
2 Document (~~(2008-1)~~) 09GOV001, Ferries Construction Program (W) as  
3 developed (~~(March 10, 2008)~~) December 15, 2008, for the construction of  
4 (~~(three)~~) one marine vessel(~~(s)~~) to replace the steel electric auto  
5 ferry vessels. The document includes a total of (~~(\$84,500,000)~~)  
6 \$78,992,000 for (~~(these)~~) this replacement vessel(~~(s)~~).

7 (2) (~~(\$21,460,823)~~) \$26,660,818 of the Puget Sound capital  
8 construction account--state appropriation, \$4,100,000 of the multimodal  
9 transportation account--state appropriation, (~~(\$5,410,000)~~) \$7,366,000  
10 of the transportation 2003 account (nickel account)--state  
11 appropriation, (~~(\$4,490,000)~~) \$1,001,351 of the Puget Sound capital  
12 construction account--federal appropriation, and \$2,089,000 of the  
13 Puget Sound capital construction account--private/local appropriation  
14 are (~~(provided 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,  
26 federal match requirements, and removal of Unocal Pier;

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)~~) (h) Mukilteo ferry terminal - (~~(right-of-way acquisition,~~)  
33 archaeological studies, environmental planning, and additional vehicle  
34 holding;

35 (~~(j)~~) (i) Orcas ferry terminal - dolphin replacement;

36 (~~(k)~~) (j) Port Townsend ferry terminal - wingwall replacement(~~(~~  
37 ~~interim holding, tie-up slip,~~) and initial reservation system; and

1       (~~(l)~~) (k) Seattle ferry terminal - environmental planning,  
2 coordination with local jurisdictions, coordination with highway  
3 projects, and contractor payment for automated re-entry gates(~~(i~~

4       ~~(m) Southworth ferry terminal - federal grant to conduct~~  
5 ~~preliminary studies and planning for a 2nd operating slip; and~~

6       ~~(n) Vashon Island and Seattle ferry terminals - modify the~~  
7 ~~passenger-only facilities)).~~

8       (3) (~~(\$46,020,666)~~) \$27,786,000 of the transportation 2003 account  
9 (nickel account)--state appropriation and (~~(\$3,750,000)~~) \$14,000,000 of  
10 the Puget Sound capital construction account--federal appropriation are  
11 provided solely for the procurement of up to three 144-vehicle  
12 auto-passenger ferry vessels.

13       (4) (~~(\$18,716,000)~~) \$7,394,000 of the Puget Sound capital  
14 construction account--state appropriation is (~~provided solely~~) for  
15 the Eagle Harbor maintenance facility preservation project. These  
16 funds may not be used for relocating any warehouses not currently on  
17 the Eagle Harbor site.

18       (5) The department shall research an asset management system to  
19 improve Washington state ferries' management of capital assets and the  
20 department's ability to estimate future preservation needs. The  
21 department shall report its findings regarding a new asset management  
22 system to the governor and the transportation committees of the  
23 legislature no later than January 15, 2008.

24       (6) The department shall sell the M.V. Chinook and M.V. Snohomish  
25 passenger-only fast ferries as soon as practicable and deposit the  
26 proceeds of the sales into the passenger ferry account created in RCW  
27 47.60.645. Once the department ceases to provide passenger-only ferry  
28 service, the department shall sell the M.V. Kalama and M.V. Skagit  
29 passenger-only ferries and deposit the proceeds of the sales into the  
30 passenger ferry account created in RCW 47.60.645.

31       (7) The department shall, on a quarterly basis beginning July 1,  
32 2007, provide to the office of financial management and the legislature  
33 reports providing the status on each project listed in this section and  
34 in the project lists submitted pursuant to this act and on any  
35 additional projects for which the department has expended funds during  
36 the 2007-09 fiscal biennium. Elements shall include, but not be  
37 limited to, project scope, schedule, and costs. The department shall

1 also provide the information required under this subsection via the  
2 transportation executive information systems (TEIS).

3 (8) \$1,105,000 of the Puget Sound capital construction  
4 account--state appropriation and \$8,038,000 of the transportation 2003  
5 account (nickel account)--state appropriation are (~~provided solely~~)  
6 for a dolphin replacement project at the Vashon Island ferry terminal.  
7 The department shall submit a predesign study to the joint  
8 transportation committee before beginning design or construction of  
9 this project.

10 (9) The department of transportation is authorized to sell up to  
11 (~~(\$105,000,000)~~) \$68,178,000 in bonds authorized by RCW 47.10.843 for  
12 vessel and terminal acquisition, major and minor improvements, and long  
13 lead-time materials acquisition for the Washington state ferries.

14 (10) The department shall review the costs and benefits of  
15 continued use of the primavera scheduling system in the Washington  
16 state ferries marine division and include that review with its 2009-  
17 2011 budget submittal.

18 (11) The department shall review staffing in its capital  
19 engineering divisions to ensure core competency in, and a focus on,  
20 terminal and vessel preservation, with staffing sufficient to implement  
21 the preservation program in the capital plan. Until the completion of  
22 the capital plan, the department shall maintain capital staffing levels  
23 at or below the level of staffing on January 1, 2008.

24 (12) The department shall sell, be in the process of selling, or  
25 otherwise dispose of the four steel electric auto-ferry vessels in the  
26 most cost effective way practicable no later than June 1, 2008.

27 **Sec. 308.** 2008 c 121 s 310 (uncodified) is amended to read as  
28 follows:

29 <b>FOR THE DEPARTMENT OF TRANSPORTATION--RAIL--PROGRAM Y--CAPITAL</b>	
30 Essential Rail Assistance Account--State Appropriation . . . .	\$500,000
31 Transportation Infrastructure Account--State	
32 Appropriation . . . . .	<del>(\$1,713,000)</del>
33	<u>\$2,213,000</u>
34 ( <del>Transportation Infrastructure Account--Federal</del>	
35 <del>Appropriation . . . . .</del>	<del>\$787,000)</del>
36 Multimodal Transportation Account--State	
37 Appropriation . . . . .	<del>(\$165,512,000)</del>



1		<u>\$108,850,000</u>
2	Multimodal Transportation Account--Federal	
3	Appropriation . . . . .	(( <del>\$33,906,000</del> ))
4		<u>\$26,315,000</u>
5	Multimodal Transportation Account--Private/Local	
6	Appropriation . . . . .	(( <del>\$2,659,000</del> ))
7		<u>\$2,950,000</u>
8	TOTAL APPROPRIATION . . . . .	(( <del>\$205,077,000</del> ))
9		<u>\$140,828,000</u>

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

12       (1)(a) Except as provided otherwise in this section, the entire  
13 appropriations in this section are (~~provided solely~~) for the projects  
14 and activities as listed (~~by fund, project, and amount~~) in (~~LEAP~~)  
15 TEIS Transportation Document (~~(2008-1)~~) 09GOV001, Rail Capital Program  
16 (Y) as developed (~~March 10~~) December 15, 2008. (~~However, limited~~  
17 ~~transfers of specific line item project appropriations may occur~~  
18 ~~between projects for those amounts listed subject to the conditions and~~  
19 ~~limitations in section 603 of this act.))~~

20       (b) Within the amounts provided in this section, \$1,713,000 of the  
21 transportation infrastructure account--state appropriation (~~and~~  
22 ~~\$787,000 of the transportation infrastructure account federal~~  
23 ~~appropriation are)) is for low-interest loans for rail capital projects  
24 through the freight rail investment bank program. (~~The department~~  
25 ~~shall issue a call for projects based upon the legislative priorities~~  
26 ~~specified in subsection (7)(a) of this section. Application must be~~  
27 ~~received by the department by October 1, 2008. By November 1, 2008,~~  
28 ~~the department shall submit a prioritized list of recommended projects~~  
29 ~~to the office of financial management and the transportation committees~~  
30 ~~of the legislature. The department shall award low interest loans to~~  
31 ~~the port of Moses Lake in the amount of \$213,000, and based upon the~~  
32 ~~prioritized list of rail capital projects most recently submitted to~~  
33 ~~the legislature pursuant to this subsection, as follows: Port of~~  
34 ~~Benton County (\$250,000); Port of Everett (\$250,000); Central~~  
35 ~~Terminals, LLC (\$250,000); Tacoma Rail Maintenance Facility~~  
36 ~~(\$250,000); NW Container Service (\$250,000); Port of Chehalis~~  
37 ~~(\$250,000); Ballard Terminal Railroad (\$250,000); Eastern Washington~~~~

1 ~~Gateway Railroad (\$36,875); Spokane County (\$250,000); Tacoma Rail--~~  
2 ~~Locomotive Idling (\$250,000).))~~

3 (c) Within the amounts provided in this section, \$2,561,000 of the  
4 multimodal transportation account--state appropriation is for statewide  
5 - emergent freight rail assistance projects. ((However, the department  
6 shall perform a cost/benefit analysis of the projects according to the  
7 legislative priorities specified in subsection (7)(a) of this section,  
8 and shall give priority to the following projects: Rail--Tacoma rail  
9 yard switching upgrades (\$500,000); Rail--Port of Ephrata spur  
10 rehabilitation (\$127,000); Rail--Lewis and Clark rail improvements  
11 (\$1,100,000); Rail--Port of Grays Harbor rail access improvements  
12 (\$543,000); and Rail--Port of Longview rail loop construction  
13 (\$291,000). If the relative cost of any of the six projects identified  
14 in this subsection (1)(c) is not substantially less than the public  
15 benefits to be derived from the project, then the department shall not  
16 assign the funds to the project, and instead shall use those funds  
17 toward those projects identified by the department in the attachments  
18 to the "Washington State Department of Transportation FREIGHT RAIL  
19 ASSISTANCE FUNDING PROGRAM: 2007-2009 Prioritized Project List and  
20 Program Update" dated December 2006 for which the proportion of public  
21 benefits to be gained compared to the cost of the project is  
22 greatest.))

23 (d) Within the amounts provided in this section, \$339,000 of the  
24 multimodal transportation account--state appropriation is for rescoping  
25 and completion of required environmental documents for the Kelso to  
26 Martin's Bluff - 3rd Mainline and Storage Tracks project. The rescoped  
27 project may include funds that are committed to the project by local or  
28 private funding partners. However, the rescoped project must be  
29 capable of being completed with not more than \$49,470,000 in future  
30 state funding, inclusive of inflation costs. Subject to this funding  
31 constraint, the rescoped project must maximize capacity improvements  
32 along the rail mainline.

33 (e) Within the amounts provided in this section, \$3,600,000 of the  
34 multimodal transportation account--state appropriation is for work  
35 items on the Palouse River and Coulee City Railroad lines.

36 (2) The multimodal transportation account--state appropriation  
37 includes up to \$144,500,000 in proceeds from the sale of bonds  
38 authorized by RCW 47.10.867.

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

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

9 (5) The department shall sell any ancillary property, acquired when  
10 the state purchased the right-of-ways to the PCC rail line system, to  
11 a lessee of the ancillary property who is willing to pay fair market  
12 value for the property. The department shall deposit the proceeds from  
13 the sale of ancillary property into the transportation infrastructure  
14 account.

15 (6)(a) The department shall develop and implement the  
16 benefit/impact evaluation methodology recommended in the statewide rail  
17 capacity and needs study finalized in December 2006. The  
18 benefit/impact evaluation methodology shall be developed using the  
19 following priorities, in order of relative importance:

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

22 (ii) Self-sustaining economic development that creates family-wage  
23 jobs;

24 (iii) Preservation of transportation corridors that would otherwise  
25 be lost;

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

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

30 (vi) Mitigation of impacts of increased rail traffic on  
31 communities.

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

1 (c) The department shall use the benefit/impact analysis and  
2 priorities in (a) of this subsection when submitting requests for state  
3 funding for rail projects. The department shall develop a standardized  
4 format for submitting requests for state funding for rail projects that  
5 includes an explanation of the analysis undertaken, and the conclusions  
6 derived from the analysis.

7 (d) The department and the freight mobility strategic investment  
8 board shall collaborate to submit a report to the office of financial  
9 management and the transportation committees of the legislature by  
10 September 1, 2008, listing proposed freight highway and rail projects.  
11 The report must describe the analysis used for selecting such projects,  
12 as required by this act for the department and as required by chapter  
13 47.06A RCW for the board. When developing its list of proposed freight  
14 highway and rail projects, the freight mobility strategic investment  
15 board shall use the priorities identified in (a) of this subsection to  
16 the greatest extent possible.

17 (7) The department shall apply at the earliest possible date for  
18 grants, pursuant to the new competitive intercity rail grant program  
19 announced by the federal railroad administration on February 19, 2008,  
20 for any projects that may qualify for such federal grants and are  
21 currently identified on the project list referenced in subsection  
22 (1)(a) of this section.

23 (8) Up to \$8,500,000 of any underexpenditures of state funding  
24 designated on the project list referenced in subsection (1)(a) of this  
25 section for the "Vancouver-Rail Bypass and W 39th Street Bridge"  
26 project may be used to upgrade, to class 2 condition, track owned by  
27 Clark county between Vancouver and Battle Ground.

28 (9) Up to \$400,000 of the multimodal transportation account--state  
29 appropriation is contingent upon the port of Chehalis submitting a full  
30 copy of the FEMA application packet to the department in order to  
31 assist the department in verifying the scope of the repairs and the  
32 rail transportation value of the project identified on the project list  
33 referenced in subsection (1)(a) of this section as "Port of  
34 Chehalis-Track Rehabilitation" (F01002A).

35 (10) \$500,000 of the transportation infrastructure account--state  
36 appropriation is for grants to any intergovernmental entity or local  
37 rail district to which the department of transportation assigns the  
38 management and oversight responsibility for the business and economic

1 development elements of existing operating leases on the Palouse River  
2 and Coulee City (PCC) rail lines. The PCC rail line system is made up  
3 of the CW, P&L and PV Hooper rail lines. Business and economic  
4 development elements include such items as levels of service and  
5 business operating plans, but shall not include the state's oversight  
6 of railroad regulatory compliance, rail infrastructure condition, or  
7 real property management issues. The PCC rail system must be managed  
8 in a self-sustaining manner and best efforts shall be used to ensure  
9 that it does not require state capital or operating subsidy beyond the  
10 level of state funding expended on it to date. The assignment of the  
11 stated responsibilities to an intergovernmental entity or rail district  
12 shall be on such terms and conditions as the department of  
13 transportation and the intergovernmental entity or rail district  
14 mutually agree. The grant funds may be used only to refurbish the rail  
15 lines. It is the intent of the legislature to make the funds  
16 appropriated in this section available as grants to an  
17 intergovernmental entity or local rail district for the purposes stated  
18 in this section at least until June 30, 2012, and to reappropriate as  
19 necessary any portion of the appropriation in this section that is not  
20 used by June 30, 2009.

21 **Sec. 309.** 2008 c 121 s 311 (uncodified) is amended to read as  
22 follows:

23 **FOR THE DEPARTMENT OF TRANSPORTATION--LOCAL PROGRAMS--PROGRAM Z--**  
24 **CAPITAL**

25	Highway Infrastructure Account--State Appropriation . . . . .	\$207,000
26	Highway Infrastructure Account--Federal	
27	Appropriation . . . . .	\$1,602,000
28	Freight Mobility Investment Account--State	
29	Appropriation . . . . .	(( \$12,378,000 ))
30		<u>\$5,630,000</u>
31	Transportation Partnership Account--State	
32	Appropriation . . . . .	(( \$3,906,000 ))
33		<u>\$3,756,000</u>
34	Motor Vehicle Account--State Appropriation . . . . .	(( \$12,870,000 ))
35		<u>\$7,984,000</u>
36	Motor Vehicle Account--Federal Appropriation . . . . .	(( \$63,823,000 ))
37		<u>\$33,315,000</u>

1	Freight Mobility Multimodal Account--State	
2	Appropriation . . . . .	(( <del>\$12,750,000</del> ))
3		<u>\$4,848,000</u>
4	Freight Mobility Multimodal Account--	
5	Private/Local Appropriation . . . . .	(( <del>\$3,755,000</del> ))
6		<u>\$750,000</u>
7	Multimodal Transportation Account--Federal	
8	Appropriation . . . . .	(( <del>\$4,224,000</del> ))
9		<u>\$3,500,000</u>
10	Multimodal Transportation Account--State	
11	Appropriation . . . . .	(( <del>\$32,134,000</del> ))
12		<u>\$19,017,000</u>
13	Transportation 2003 Account (Nickel Account)--State	
14	Appropriation . . . . .	(( <del>\$2,721,000</del> ))
15		<u>\$2,507,000</u>
16	( <del>(Passenger Ferry Account--State Appropriation . . . . .</del> \$8,500,000))	
17	TOTAL APPROPRIATION . . . . .	(( <del>\$158,870,000</del> ))
18		<u>\$83,116,000</u>

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

21 Except as provided otherwise in this act, the entire appropriation  
22 in this section is for the projects and programs in TEIS Transportation  
23 Document 09GOV001, Local Programs Capital Program (Z) as developed  
24 December 15, 2008.

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

34 (2) (~~(\$8,500,000 of the passenger ferry account state~~  
35 ~~appropriation is provided solely for near and long term costs of~~  
36 ~~capital improvements in a business plan approved by the governor for~~  
37 ~~passenger ferry service.~~)

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

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

9       ~~((5))~~ (4) Federal funds may be transferred from program Z to  
10 programs I and P and state funds shall be transferred from programs I  
11 and P to program Z to replace those federal funds in a dollar-for-  
12 dollar match. Fund transfers authorized under this subsection shall  
13 not affect project prioritization status. Appropriations shall  
14 initially be allotted as appropriated in this act. The department may  
15 not transfer funds as authorized under this subsection without approval  
16 of the office of financial management. The department shall submit a  
17 report on those projects receiving fund transfers to the office of  
18 financial management and the transportation committees of the  
19 legislature by December 1, 2007, and December 1, 2008.

20       ~~((6))~~ (5) The city of Winthrop may utilize a design-build process  
21 for the Winthrop bike path project. Of the amount appropriated in this  
22 section for this project, \$500,000 of the multimodal transportation  
23 account--state appropriation is contingent upon the state receiving  
24 from the city of Winthrop \$500,000 in federal funds awarded to the city  
25 of Winthrop by its local planning organization.

26       ~~((7) \$11,591,224))~~ (6) \$6,056,061 of the multimodal transportation  
27 account--state appropriation(~~(, \$8,640,239 of the motor vehicle~~  
28 ~~account--federal appropriation,)) and ~~(((\$4,000,000))~~ \$4,950,707 of the  
29 motor vehicle account--federal appropriation are ~~((provided solely))~~  
30 for the pedestrian and bicycle safety program projects and safe routes  
31 to schools program projects identified in the LEAP Transportation  
32 Document 2007-A, pedestrian and bicycle safety program projects and  
33 safe routes to schools program projects as developed April 20, 2007,  
34 and the LEAP Transportation Document 2006-B, pedestrian and bicycle  
35 safety program projects and safe routes to schools program projects as  
36 developed March 8, 2006. Projects must be allocated funding based on  
37 order of priority. The department shall review all projects receiving  
38 grant awards under this program at least semiannually to determine~~

1 whether the projects are making satisfactory progress. Any project  
2 that has been awarded funds, but does not report activity on the  
3 project within one year of the grant award, shall be reviewed by the  
4 department to determine whether the grant should be terminated. The  
5 department shall promptly close out grants when projects have been  
6 completed, and identify where unused grant funds remain because actual  
7 project costs were lower than estimated in the grant award.

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

25 ~~(9))~~ (7) \$3,500,000 of the multimodal transportation account--  
26 federal appropriation is ~~((provided solely))~~ for the Museum of Flight  
27 pedestrian bridge safety project.

28 ~~((10) \$250,000))~~ (8) \$200,000 of the multimodal transportation  
29 account--state appropriation is ~~((provided solely))~~ for the icicle rail  
30 station in Leavenworth.

31 ~~((11) \$1,500,000))~~ (9) \$1,100,000 of the motor vehicle account--  
32 state appropriation is ~~((provided solely))~~ for the Union Gap city road  
33 project.

34 ~~((12))~~ (10) \$250,000 of the motor vehicle account--state  
35 appropriation is ~~((provided solely))~~ for the Saltwater state park  
36 bridge project and off-site traffic control costs.

37 ~~((13))~~ (11) \$1,000,000 of the motor vehicle account--state



1 appropriation and \$4,688,000 of the motor vehicle account--federal  
2 appropriation are (~~provided solely~~) for the coal creek parkway  
3 project.

4 (~~(14) \$250,000~~) (12) \$200,000 of the multimodal transportation  
5 account--state appropriation is (~~provided solely~~) for a streetcar  
6 feasibility study in downtown Spokane.

7 (~~(15)~~) (13) \$500,000 of the motor vehicle account--federal  
8 appropriation is (~~provided solely~~) for slide repairs completed during  
9 2007 and 2008 at or in the vicinity of marine view drive bridge on  
10 Marine View Drive and on Des Moines Memorial Drive in Des Moines.

11 (~~(16) \$1,100,000~~) (14) \$800,000 of the motor vehicle account--  
12 state appropriation is (~~provided solely~~) for local road improvements  
13 that connect to the I-82 valley mall boulevard project (5082010).  
14 Planned funding of an additional (~~(\$2,000,000 shall be made available~~  
15 ~~to this project in the 2009-11 biennium.~~

16 ~~(17) \$2,400,000 of the motor vehicle account--state appropriation~~  
17 ~~is provided solely for completion of the riverside avenue extension~~  
18 ~~project in the city of Spokane)~~ \$2,300,000 is programmed to coincide  
19 with the Interstate 82 Valley Mall boulevard project (5082010).

20 (~~(18)~~) (15) For the 2007-09 project appropriations, unless  
21 otherwise provided in this act, the director of financial management  
22 may authorize a transfer of appropriation authority between projects  
23 managed by the freight mobility strategic investment board, in order  
24 for the board to manage project spending and efficiently deliver all  
25 projects in the respective program.

26 **TRANSFERS AND DISTRIBUTIONS**

27 **Sec. 401.** 2008 c 121 s 401 (uncodified) is amended to read as  
28 follows:

29 **FOR THE STATE TREASURER--BOND RETIREMENT AND INTEREST, AND ONGOING**  
30 **BOND REGISTRATION AND TRANSFER CHARGES: FOR BOND SALES DISCOUNTS AND**  
31 **DEBT TO BE PAID BY MOTOR VEHICLE ACCOUNT AND TRANSPORTATION FUND**  
32 **REVENUE**

33 Highway Bond Retirement Account Appropriation . . . . . (~~(\$544,061,000)~~)  
34 \$515,861,000  
35 Ferry Bond Retirement Account Appropriation . . . . . \$37,380,000

1	Transportation Improvement Board Bond Retirement	
2	Account--State Appropriation . . . . .	\$26,822,000
3	Nondebt-Limit Reimbursable Account Appropriation . . . . .	(((\$13,059,000))
4		<u>\$8,259,000</u>
5	Transportation Partnership Account--State	
6	Appropriation . . . . .	(((\$1,823,000))
7		<u>\$2,223,000</u>
8	Motor Vehicle Account--State Appropriation . . . . .	\$457,000
9	Transportation Improvement Account--State Appropriation . . . . .	\$68,000
10	Multimodal Transportation Account--State	
11	Appropriation . . . . .	\$675,000
12	Transportation 2003 Account (Nickel Account)--State	
13	Appropriation . . . . .	(((\$2,003,000))
14		<u>\$2,503,000</u>
15	Urban Arterial Trust Account--State Appropriation . . . . .	\$113,000
16	Special Category C Account Appropriation . . . . .	\$99,000
17	TOTAL APPROPRIATION . . . . .	(((\$626,560,000))
18		<u>\$594,460,000</u>

19       **Sec. 402.** 2008 c 121 s 402 (uncodified) is amended to read as  
20 follows:

21 **FOR THE STATE TREASURER--BOND RETIREMENT AND INTEREST, AND ONGOING**  
22 **BOND REGISTRATION AND TRANSFER CHARGES: FOR BOND SALE EXPENSES AND**  
23 **FISCAL AGENT CHARGES**

24	Transportation Partnership Account--State	
25	Appropriation . . . . .	(((\$243,000))
26		<u>\$369,000</u>
27	Motor Vehicle Account--State Appropriation . . . . .	(((\$61,000))
28		<u>\$67,000</u>
29	Transportation Improvement Account--State Appropriation . . . . .	\$5,000
30	Multimodal Transportation Account--State Appropriation . . . . .	\$90,000
31	Transportation 2003 Account (Nickel Account)--State	
32	Appropriation . . . . .	(((\$267,000))
33		<u>\$406,000</u>
34	Urban Arterial Trust Account--State Appropriation . . . . .	\$38,000
35	Special Category C Account--State Appropriation . . . . .	(((\$13,000))
36		<u>\$23,000</u>
37	TOTAL APPROPRIATION . . . . .	(((\$717,000))

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**Sec. 403.** 2008 c 121 s 403 (uncodified) is amended to read as follows:

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

Motor Vehicle Account--State Reappropriation:  
For transfer to the Tacoma Narrows Toll Bridge  
Account . . . . . \$19,133,000

The ((~~department of transportation~~)) state treasurer is authorized to sell up to \$18,000,000 in bonds authorized by RCW 47.10.843 for the Tacoma Narrows bridge project. Proceeds from the sale of the bonds shall be deposited into the motor vehicle account. The department of transportation shall inform the treasurer of the amount to be deposited.

NEW SECTION. **Sec. 404.** A new section is added to 2007 c 518 (uncodified) to read as follows:

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

Motor Vehicle Account--State Appropriation: For transfer  
to the Puget Sound Capital Construction Account . . . . . \$105,000,000

The state treasurer is authorized to sell up to \$105,000,000 in bonds authorized by RCW 47.10.843 for vessel and terminal acquisition, major and minor improvements, and long lead-time materials acquisition for the Washington state ferries.

NEW SECTION. **Sec. 405.** A new section is added to 2007 c 518 (uncodified) to read as follows:

To the extent that any appropriation authorizes expenditures of state funds from the motor vehicle account, special category C account, Tacoma Narrows toll bridge account, transportation 2003 account (nickel account), transportation partnership account, transportation improvement account, Puget Sound capital construction account, multimodal transportation account, or other transportation capital project account in the state treasury for a state transportation program that is specified to be funded with proceeds from the sale of bonds authorized in chapter 47.10 RCW, the legislature declares that

1 any such expenditures made prior to the issue date of the applicable  
2 transportation bonds for that state transportation program are intended  
3 to be reimbursed from proceeds of those transportation bonds in a  
4 maximum amount equal to the amount of such appropriation.

5 **Sec. 406.** 2008 c 121 s 404 (uncodified) is amended to read as  
6 follows:

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

8 Motor Vehicle Account Appropriation for  
9 motor vehicle fuel tax distributions to cities  
10 and counties . . . . . ((~~\$501,783,827~~))  
11 \$489,265,000

12 **Sec. 407.** 2008 c 121 s 405 (uncodified) is amended to read as  
13 follows:

14 **FOR THE STATE TREASURER--TRANSFERS**

15 Motor Vehicle Account--State  
16 Appropriation: For motor vehicle fuel tax  
17 refunds and statutory transfers . . . . . ((~~\$902,982,000~~))  
18 \$870,789,000

19 **Sec. 408.** 2008 c 121 s 406 (uncodified) is amended to read as  
20 follows:

21 **FOR THE DEPARTMENT OF LICENSING--TRANSFERS**

22 Motor Vehicle Account--State  
23 Appropriation: For motor vehicle  
24 fuel tax refunds and transfers . . . . . ((~~\$445,345,000~~))  
25 \$331,854,000

26 **Sec. 409.** 2008 c 121 s 407 (uncodified) is amended to read as  
27 follows:

28 **FOR THE STATE TREASURER--ADMINISTRATIVE TRANSFERS**

29 (1) Recreational Vehicle Account--State  
30 Appropriation: For transfer to the Motor Vehicle  
31 Account--State . . . . . ((~~\$4,505,000~~))  
32 \$3,039,000

33 (2) License Plate Technology Account--State  
34 Appropriation: For the Multimodal Transportation

1 Account--State . . . . . \$4,500,000  
2 (3) Motor Vehicle Account--State Appropriation:  
3 For transfer to the High-Occupancy Toll Lanes Operations--  
4 State Account . . . . . \$3,000,000  
5 (4) Motor Vehicle Account--State Appropriation:  
6 For transfer to the Puget Sound Capital Construction  
7 Account--State . . . . . ((\$20,000,000))  
8 \$23,000,000  
9 (5) Multimodal Transportation Account--State  
10 Appropriation: For transfer to the Puget Sound  
11 Ferry Operations Account--State . . . . . ((\$66,000,000))  
12 \$76,000,000  
13 (6) Advanced Right-of-Way Revolving Account--State  
14 Appropriation: For transfer to the Motor Vehicle  
15 Account--State . . . . . ((\$30,000,000))  
16 \$21,500,000  
17 (7) Waste Tire Removal Account--State Appropriation:  
18 For transfer to the Motor Vehicle Account--State . . . . . \$5,600,000  
19 (8) Motor Vehicle Account--State Appropriation:  
20 For transfer to the Puget Sound Ferry Operations Account--  
21 State . . . . . \$3,000,000  
22 ~~(9) ((Multimodal Transportation Account--State~~  
23 ~~Appropriation: For transfer to the Transportation~~  
24 ~~Infrastructure Account--State . . . . . \$6,600,000~~  
25 ~~(+10)) Highway Safety Account--State Appropriation:~~  
26 For transfer to the Multimodal Transportation  
27 Account--State . . . . . \$9,500,000  
28 ~~((+11)) (10) Urban Arterial Trust Account--State Appropriation:~~  
29 For transfer to the Small City Pavement and Sidewalk  
30 Account--State . . . . . \$1,400,000  
31 (11) Motor Vehicle Account--State Appropriation:  
32 For transfer to the Transportation 2003 Account  
33 (nickel account)--State . . . . . \$26,000,000  
34 (12) Transportation Partnership Account--State  
35 Appropriation: For transfer to the Motor Vehicle  
36 Account--State . . . . . \$36,000,000  
37 (13) Multimodal Transportation Account--State  
38 Appropriation: For transfer to the Motor Vehicle

1	<u>Account--State . . . . .</u>	<u>\$10,000,000</u>
2	<u>(14) Multimodal Transportation Account--State</u>	
3	<u>Appropriation: For transfer to the State Patrol</u>	
4	<u>Highway Account--State . . . . .</u>	<u>\$5,000,000</u>
5	<u>(15) Multimodal Transportation Account--State</u>	
6	<u>Appropriation: For transfer to the Puget Sound</u>	
7	<u>Capital Construction Account--State . . . . .</u>	<u>\$2,000,000</u>
8	<u>(16) Transportation Infrastructure Account:</u>	
9	<u>For transfer to the Multimodal Transportation</u>	
10	<u>Account--State . . . . .</u>	<u>\$4,700,000</u>
11	<u>(17) Puget Sound Capital Construction Account--</u>	
12	<u>State Appropriation: For transfer to the Puget Sound</u>	
13	<u>Ferry Operations Account--State . . . . .</u>	<u>\$9,000,000</u>

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

19   **MISCELLANEOUS 2007-09 BIENNIUM**

20       **Sec. 501.** 2008 c 121 s 605 (uncodified) is amended to read as  
21 follows:

22 **SPECIAL APPROPRIATIONS TO THE GOVERNOR--INSURANCE ACCOUNTING SYSTEM**

23	Aeronautics Account--State Appropriation . . . . .	\$2,000
24	State Patrol Highway Account--State Appropriation . . . . .	\$338,000
25	Puget Sound Capital Construction Account--State	
26	Appropriation . . . . .	\$24,000
27	Transportation Partnership Account--State Appropriation . . . . .	\$44,000
28	Highway Safety Account--State Appropriation . . . . .	\$120,000
29	Motor Vehicle Account--State Appropriation . . . . .	\$882,000
30	Puget Sound Ferry Operating Account--State Appropriation . . . . .	\$294,000
31	Urban Arterial Trust Account--State Appropriation . . . . .	\$2,000
32	Transportation Improvement Account--State Appropriation . . . . .	\$2,000
33	Department of Licensing Services Account--State	
34	Appropriation . . . . .	\$2,000
35	Multimodal Transportation Account--State Appropriation . . . . .	\$12,000

1 Tacoma Narrows Bridge Toll Account--State Appropriation . . . . \$10,000  
2 Transportation 2003 Account (Nickel Account)--State  
3 Appropriation . . . . . \$120,000  
4 TOTAL APPROPRIATION . . . . . \$1,852,000

5 The appropriations in this section are subject to the following  
6 conditions and limitations: The appropriations in this section fund  
7 various state transportation agencies to support the state insurance  
8 accounting system. (~~From the applicable accounts, the office of~~  
9 ~~financial management shall reduce allotments to the respective agencies~~  
10 ~~by an amount that conforms with the insurance accounting system special~~  
11 ~~appropriations enacted in the 2008 supplemental omnibus appropriations~~  
12 ~~act, Engrossed Substitute House Bill No. 2687 (chapter . . . , Laws of~~  
13 ~~2008). The allotment reductions under this section shall be placed in~~  
14 ~~reserve status and remain unexpended.)) The appropriations in this  
15 section are provided solely for expenditure into the health care  
16 authority administrative account.~~

17 NEW SECTION. Sec. 502. 2007 c 518 s 603 (uncodified) is repealed.

18 NEW SECTION. Sec. 503. If any provision of this act or its  
19 application to any person or circumstance is held invalid, the  
20 remainder of the act or the application of the provision to other  
21 persons or circumstances is not affected.

22 NEW SECTION. Sec. 504. This act is necessary for the immediate  
23 preservation of the public peace, health, or safety, or support of the  
24 state government and its existing public institutions, and takes effect  
25 immediately.

(End of bill)

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--- END ---