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**ENGROSSED SUBSTITUTE HOUSE BILL 1955**

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**State of Washington                      63rd Legislature                      2013 2nd Special Session**

**By** House Transportation (originally sponsored by Representatives Clibborn, Moscoso, Fey, Ryu, Riccelli, Farrell, Lias, Pollet, Ormsby, Tarleton, Roberts, Wylie, Morris, Bergquist, and Moeller)

READ FIRST TIME 04/27/13.

1            AN ACT Relating to additive transportation funding; amending 2013  
2 c 306 ss 208, 214, 215, 218, 220, 223, 301, 305, 306, 307, 309, 310,  
3 311, 401, 402, and 408 (uncodified); creating new sections; making  
4 appropriations; providing an effective date; and declaring an  
5 emergency.

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

7            NEW SECTION.    **Sec. 1.** (1) Additive transportation funding is  
8 hereby adopted and, subject to the provisions set forth, the several  
9 amounts specified, or as much thereof as may be necessary to accomplish  
10 the purposes designated, are hereby appropriated from the several  
11 accounts and funds named to the designated state agencies and offices  
12 for employee compensation and other expenses, for capital projects, and  
13 for other specified purposes for the period ending June 30, 2015.

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

16            (a) "Lapse" means the amount shall return to unappropriated status.

17            (b) "LEAP" means the legislative evaluation and accountability  
18 program committee.

1 (c) "Provided solely" means the specified amount may be spent only  
2 for the specified purpose. Unless otherwise specifically authorized in  
3 this act, any portion of an amount provided solely for a specified  
4 purpose that is not expended subject to the specified conditions and  
5 limitations to fulfill the specified purpose shall lapse.

6 **TRANSPORTATION AGENCIES--OPERATING**

7 **Sec. 2.** 2013 c 306 s 208 (uncodified) is amended to read as  
8 follows:

9 **FOR THE DEPARTMENT OF LICENSING**

10	Marine Fuel Tax Refund Account--State	
11	Appropriation . . . . .	\$34,000
12	Motorcycle Safety Education Account--State	
13	Appropriation . . . . .	\$4,409,000
14	State Wildlife Account--State Appropriation . . . . .	\$885,000
15	Highway Safety Account--State Appropriation . . . . .	<del>(\$156,679,000)</del>
16		<u>\$156,817,000</u>
17	Highway Safety Account--Federal Appropriation . . . . .	\$4,392,000
18	Motor Vehicle Account--State Appropriation . . . . .	<del>(\$76,819,000)</del>
19		<u>\$88,947,000</u>
20	Motor Vehicle Account--Federal Appropriation . . . . .	\$467,000
21	Motor Vehicle Account--Private/Local Appropriation . . . . .	\$1,544,000
22	Ignition Interlock Device Revolving Account--State	
23	Appropriation . . . . .	\$2,656,000
24	Department of Licensing Services Account--State	
25	Appropriation . . . . .	\$5,959,000
26	TOTAL APPROPRIATION . . . . .	<del>(\$253,844,000)</del>
27		<u>\$266,110,000</u>

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

30 (1) \$1,235,000 of the highway safety account--state appropriation  
31 is provided solely for the implementation of chapter . . . (Substitute  
32 House Bill No. 1752), Laws of 2013 (requirements for the operation of  
33 commercial motor vehicles in compliance with federal regulations). If  
34 chapter . . . (Substitute House Bill No. 1752), Laws of 2013 is not  
35 enacted by June 30, 2013, the amount provided in this subsection  
36 lapses.

1 (2) \$1,000,000 of the highway safety account--state appropriation  
2 is provided solely for information technology field system  
3 modernization.

4 (3) \$201,000 of the motor vehicle account--state appropriation is  
5 provided solely for the implementation of chapter . . . (Substitute  
6 Senate Bill No. 5152), Laws of 2013 (Sounders FC and Seahawks license  
7 plates). If chapter . . . (Substitute Senate Bill No. 5152), Laws of  
8 2013 is not enacted by June 30, 2013, the amount provided in this  
9 subsection lapses.

10 (4) \$425,000 of the highway safety account--state appropriation is  
11 provided solely for the implementation of chapter . . . (Substitute  
12 Senate Bill No. 5182), Laws of 2013 (vehicle owner information). If  
13 chapter . . . (Substitute Senate Bill No. 5182), Laws of 2013 is not  
14 enacted by June 30, 2013, the amount provided in this subsection  
15 lapses.

16 (5) \$172,000 of the highway safety account--state appropriation is  
17 provided solely for the implementation of chapter . . . (Senate Bill  
18 No. 5775), Laws of 2013 (veterans/drivers' licenses). If chapter . . .  
19 (Senate Bill No. 5775), Laws of 2013 is not enacted by June 30, 2013,  
20 the amount provided in this subsection lapses.

21 (6) \$652,000 of the motor vehicle account--state appropriation is  
22 provided solely for the implementation of chapter . . . (Engrossed  
23 Substitute Senate Bill No. 5785), Laws of 2013 (license plates). If  
24 chapter . . . (Engrossed Substitute Senate Bill No. 5785), Laws of 2013  
25 is not enacted by June 30, 2013, the amount provided in this subsection  
26 lapses.

27 (7) \$78,000 of the motor vehicle account--state appropriation and  
28 \$3,707,000 of the highway safety account--state appropriation are  
29 provided solely for the implementation of chapter . . . (Engrossed  
30 Substitute Senate Bill No. 5857), Laws of 2013 (vehicle-related fees).  
31 If chapter . . . (Engrossed Substitute Senate Bill No. 5857), Laws of  
32 2013 is not enacted by June 30, 2013, the amount provided in this  
33 subsection lapses.

34 (8) The appropriation in this section reflects the department  
35 charging an amount sufficient to cover the full cost of providing the  
36 data requested under RCW 46.12.630(1)(b).

37 (9)(a) The department must convene a work group to examine the use  
38 of parking placards and special license plates for persons with

1 disabilities and develop a strategic plan for ending any abuse. In  
2 developing this plan, the department must work with the department of  
3 health, disabled citizen advocacy groups, and representatives from  
4 local government.

5 (b) The work group must be composed of no more than two  
6 representatives from each of the entities listed in (a) of this  
7 subsection. The work group may, when appropriate, consult with any  
8 other public or private entity in order to complete the strategic plan.

9 (c) The strategic plan must include:

10 (i) Oversight measures to ensure that parking placards and special  
11 license plates for persons with disabilities are being properly issued,  
12 including: (A) The entity responsible for coordinating a randomized  
13 review of applications for special parking privileges; (B) a volunteer  
14 panel of medical professionals to conduct such reviews; (C) a means to  
15 protect the anonymity of both the medical professional conducting a  
16 review and the medical professional under review; (D) a means to  
17 protect the privacy of applicants by removing any personally  
18 identifiable information; and (E) possible sanctions against a medical  
19 professional for repeated improper issuances of parking placards or  
20 special license plates for persons with disabilities, including those  
21 sanctions listed in chapter 18.130 RCW; and

22 (ii) The creation of a publicly accessible system in which the  
23 validity of parking placards and special license plates for persons  
24 with disabilities may be verified. This system must not allow the  
25 public to access any personally identifiable information or protected  
26 health information of a person who has been issued a parking placard or  
27 special license plate.

28 (d) The work group must convene by July 1, 2013, and terminate by  
29 December 1, 2013.

30 (e) By December 1, 2013, the work group must deliver to the  
31 legislature and the appropriate legislative committees the strategic  
32 plan required under this subsection, together with its findings,  
33 recommendations, and any necessary draft legislation in order to  
34 implement the strategic plan.

35 (10) \$3,082,000 of the highway safety account--state appropriation  
36 is provided solely for exam and licensing activities, including the  
37 workload associated with providing driver record abstracts, and is  
38 subject to the following additional conditions and limitations:

1 (a) The department may furnish driving record abstracts only to  
2 those persons or entities expressly authorized to receive the abstracts  
3 under Title 46 RCW;

4 (b) The department may furnish driving record abstracts only for an  
5 amount that does not exceed the specified fee amounts in RCW 46.52.130  
6 (2)(e)(v) and (4); and

7 (c) The department may not enter into a contract, or otherwise  
8 participate in any arrangement, with a third party or other state  
9 agency for any service that results in an additional cost, in excess of  
10 the fee amounts specified in RCW 46.52.130 (2)(e)(v) and (4), to  
11 statutorily authorized persons or entities purchasing a driving record  
12 abstract.

13 (11) \$7,414,000 of the motor vehicle account--state appropriation  
14 is provided solely for replacing prorated and fuel tax computer systems  
15 used to administer interstate licensing and the collection of fuel tax  
16 revenues.

17 (12) \$4,714,000 of the motor vehicle account--state appropriation  
18 and \$138,000 of the highway safety account--state appropriation are  
19 provided solely for the administration of the tax and fee changes  
20 required by the enactment of either chapter . . . (Substitute House  
21 Bill No. 1954), Laws of 2013 2nd sp. sess. or chapter . . . (Senate  
22 Bill No. 5920), Laws of 2013 2nd sp. sess.

23 **Sec. 3.** 2013 c 306 s 214 (uncodified) is amended to read as  
24 follows:

25 **FOR THE DEPARTMENT OF TRANSPORTATION--ECONOMIC PARTNERSHIPS--PROGRAM K**  
26 Motor Vehicle Account--State Appropriation . . . . . \$570,000  
27 Connecting Washington Account--State Appropriation . . . . . \$6,000,000  
28 TOTAL APPROPRIATION . . . . . \$6,570,000

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

31 (1) The legislature finds that the efforts started in the 2011-2013  
32 fiscal biennium regarding the transition to a road usage charge system  
33 represent an important first step in the policy and conceptual  
34 development of potential alternative systems to fund transportation  
35 projects, but that the governance for the development needs  
36 clarification. The legislature also finds that significant amounts of  
37 research and public education are occurring in similar efforts in

1 several states and that these efforts can and should be leveraged to  
2 advance the evaluation in Washington. The legislature intends,  
3 therefore, that the transportation commission and its staff lead the  
4 policy development of the business case for a road usage charge system,  
5 with the goal of providing the business case to the governor and the  
6 legislative committees of the legislature in time for inclusion in the  
7 2014 supplemental omnibus transportation appropriations act. The  
8 legislature intends for additional oversight in the business case  
9 development, with guidance from a steering committee as provided in  
10 chapter 86, Laws of 2012 for the transportation commission, augmented  
11 with participation by the joint transportation committee. The  
12 legislature further intends that, through the economic partnerships  
13 program, the department continue to address administrative, technical,  
14 and conceptual operational issues related to road usage charge systems,  
15 and that the department serve as a resource for information gleaned  
16 from other states on this topic for the transportation commission's  
17 efforts.

18 (2) The economic partnerships program must continue to explore  
19 retail partnerships at state-owned park-and-ride facilities, as  
20 authorized in RCW 47.04.295.

21 (3)(a) \$6,000,000 of the connecting Washington account--state  
22 appropriation is provided solely to capitalize the Washington electric  
23 vehicle infrastructure bank for the purpose of providing revolving  
24 loans.

25 (b) Prior to providing any financial assistance for electric  
26 vehicle infrastructure projects, the department must submit a business  
27 plan to the house of representatives and senate transportation  
28 committees and to the governor's office. Expenditures for development  
29 of the business plan must not exceed thirty-five thousand dollars.

30 (c) Annual progress reports must be transmitted to the legislature  
31 and governor by December 1, 2013, and December 1, 2014.

32 **Sec. 4.** 2013 c 306 s 215 (uncodified) is amended to read as  
33 follows:

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

35 Highway Safety Account--State Appropriation . . . . .	\$10,000,000
36 Motor Vehicle Account--State Appropriation . . . . .	\$390,040,000
37 Motor Vehicle Account--Federal Appropriation . . . . .	\$7,000,000

1	<u>Connecting Washington Account--State Appropriation . . . . .</u>	<u>\$35,100,000</u>
2	TOTAL APPROPRIATION . . . . .	(( <del>\$407,040,000</del> ))
3		<u>\$442,140,000</u>

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

6 (1) \$377,779,000 of the motor vehicle account--state appropriation  
7 and \$10,000,000 of the highway safety account--state appropriation are  
8 provided solely for the maintenance program to achieve specific levels  
9 of service on the thirty maintenance targets listed by statewide  
10 priority in LEAP Transportation Document 2013-4 as developed April 23,  
11 2013. Beginning in February 2014, the department shall report to the  
12 legislature annually on its updated maintenance accountability process  
13 targets and whether or not the department was able to achieve its  
14 targets.

15 (2) \$8,450,000 of the motor vehicle account--state appropriation is  
16 provided solely for the department's compliance with its national  
17 pollution discharge elimination system permit.

18 (3) \$1,305,000 of the motor vehicle account--state appropriation is  
19 provided solely for utility fees assessed by local governments as  
20 authorized under RCW 90.03.525 for the mitigation of storm water runoff  
21 from state highways.

22 (4) The department shall submit a budget decision for the 2014  
23 legislative session package that details all costs associated with  
24 utility fees assessed by local governments as authorized under RCW  
25 90.03.525.

26 (5) \$50,000 of the motor vehicle account--state appropriation is  
27 provided solely for clearing and pruning dangerous trees along state  
28 route number 542 between mile markers 43 and 48 to prevent safety  
29 hazards and delays.

30 (6) \$2,277,000 of the motor vehicle account--state appropriation is  
31 provided solely to replace or rehabilitate critical equipment needed to  
32 perform snow and ice removal activities and roadway maintenance. These  
33 funds may not be used to purchase passenger cars as defined in RCW  
34 46.04.382.

35 **Sec. 5.** 2013 c 306 s 218 (uncodified) is amended to read as  
36 follows:

1           **FOR THE DEPARTMENT OF TRANSPORTATION--TRANSPORTATION PLANNING,**  
2 **DATA, AND RESEARCH--PROGRAM T**

3	Motor Vehicle Account--State Appropriation . . . . .	\$20,109,000
4	Motor Vehicle Account--Federal Appropriation . . . . .	\$24,885,000
5	Multimodal Transportation Account--State	
6	Appropriation . . . . .	\$662,000
7	Multimodal Transportation Account--Federal	
8	Appropriation . . . . .	\$2,809,000
9	Multimodal Transportation Account--Private/Local	
10	Appropriation . . . . .	\$100,000
11	<u>Connecting Washington Account--State</u>	
12	<u>Appropriation . . . . .</u>	<u>\$190,000</u>
13	TOTAL APPROPRIATION . . . . .	<del>(( \$48,565,000 ))</del>
14		<u>\$48,755,000</u>

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

17           (1) Within available resources, the department must collaborate  
18 with the affected metropolitan planning organizations, regional  
19 transportation planning organizations, transit agencies, and private  
20 transportation providers to develop a plan to reduce vehicle demand,  
21 increase public transportation options, and reduce vehicle miles  
22 traveled on corridors affected by growth at Joint Base Lewis-McChord.

23           (2) \$190,000 of the connecting Washington account--state  
24 appropriation is provided solely for the regional transportation  
25 planning organizations across the state to continue the implementation  
26 of forward Washington.

27           **Sec. 6.** 2013 c 306 s 220 (uncodified) is amended to read as  
28 follows:

29	<b>FOR THE DEPARTMENT OF TRANSPORTATION--PUBLIC TRANSPORTATION--PROGRAM V</b>	
30	State Vehicle Parking Account--State Appropriation . . . . .	\$452,000
31	Regional Mobility Grant Program Account--State	
32	Appropriation . . . . .	\$49,948,000
33	Rural Mobility Grant Program Account--State	
34	Appropriation . . . . .	\$17,000,000
35	Multimodal Transportation Account--State	
36	Appropriation . . . . .	<del>(( \$39,057,000 ))</del>
37		<u>\$89,057,000</u>



1	Multimodal Transportation Account--Federal	
2	Appropriation . . . . .	\$3,280,000
3	TOTAL APPROPRIATION . . . . .	(( <del>\$109,737,000</del> ))
4		<u>\$159,737,000</u>

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

7       (1) \$25,000,000 of the multimodal transportation account--state  
8 appropriation is provided solely for a grant program for special needs  
9 transportation provided by transit agencies and nonprofit providers of  
10 transportation. Of this amount:

11       (a) \$5,500,000 of the multimodal transportation account--state  
12 appropriation is provided solely for grants to nonprofit providers of  
13 special needs transportation. Grants for nonprofit providers must be  
14 based on need, including the availability of other providers of service  
15 in the area, efforts to coordinate trips among providers and riders,  
16 and the cost effectiveness of trips provided.

17       (b) \$19,500,000 of the multimodal transportation account--state  
18 appropriation is provided solely for grants to transit agencies to  
19 transport persons with special transportation needs. To receive a  
20 grant, the transit agency must, to the greatest extent practicable,  
21 have a maintenance of effort for special needs transportation that is  
22 no less than the previous year's maintenance of effort for special  
23 needs transportation. Grants for transit agencies must be prorated  
24 based on the amount expended for demand response service and route  
25 deviated service in calendar year 2011 as reported in the "Summary of  
26 Public Transportation - 2011" published by the department of  
27 transportation. No transit agency may receive more than thirty percent  
28 of these distributions.

29       (2) \$17,000,000 of the rural mobility grant program account--state  
30 appropriation is provided solely for grants to aid small cities in  
31 rural areas as prescribed in RCW 47.66.100.

32       (3)(a) \$6,000,000 of the multimodal transportation account--state  
33 appropriation is provided solely for a vanpool grant program for: (a)  
34 Public transit agencies to add vanpools or replace vans; and (b)  
35 incentives for employers to increase employee vanpool use. The grant  
36 program for public transit agencies will cover capital costs only;  
37 operating costs for public transit agencies are not eligible for  
38 funding under this grant program. Additional employees may not be

1 hired from the funds provided in this section for the vanpool grant  
2 program, and supplanting of transit funds currently funding vanpools is  
3 not allowed. The department shall encourage grant applicants and  
4 recipients to leverage funds other than state funds.

5 (b) At least \$1,600,000 of the amount provided in this subsection  
6 must be used for vanpool grants in congested corridors.

7 (c) \$520,000 of the amount provided in this subsection is provided  
8 solely for the purchase of additional vans for use by vanpools serving  
9 soldiers and civilian employees at Joint Base Lewis-McChord.

10 (4) \$9,948,000 of the regional mobility grant program account--  
11 state appropriation is reappropriated and provided solely for the  
12 regional mobility grant projects identified in LEAP Transportation  
13 Document 2013-2 ALL PROJECTS - Public Transportation - Program (V) as  
14 developed April 23, 2013.

15 (5)(a) \$40,000,000 of the regional mobility grant program account--  
16 state appropriation is provided solely for the regional mobility grant  
17 projects identified in LEAP Transportation Document 2013-2 ALL PROJECTS  
18 - Public Transportation - Program (V) as developed April 23, 2013. The  
19 department shall review all projects receiving grant awards under this  
20 program at least semiannually to determine whether the projects are  
21 making satisfactory progress. Any project that has been awarded funds,  
22 but does not report activity on the project within one year of the  
23 grant award, must be reviewed by the department to determine whether  
24 the grant should be terminated. The department shall promptly close  
25 out grants when projects have been completed, and any remaining funds  
26 must be used only to fund projects identified in the LEAP  
27 transportation document referenced in this subsection. The department  
28 shall provide annual status reports on December 15, 2013, and December  
29 15, 2014, to the office of financial management and the transportation  
30 committees of the legislature regarding the projects receiving the  
31 grants. It is the intent of the legislature to appropriate funds  
32 through the regional mobility grant program only for projects that will  
33 be completed on schedule. A grantee may not receive more than twenty-  
34 five percent of the amount appropriated in this subsection. The  
35 department shall not approve any increases or changes to the scope of  
36 a project for the purpose of a grantee expending remaining funds on an  
37 awarded grant.

1 (b) In order to be eligible to receive a grant under (a) of this  
2 subsection during the 2013-2015 fiscal biennium, a transit agency must  
3 establish a process for private transportation providers to apply for  
4 the use of park and ride facilities. For purposes of this subsection,  
5 (i) "private transportation provider" means: An auto transportation  
6 company regulated under chapter 81.68 RCW; a passenger charter carrier  
7 regulated under chapter 81.70 RCW, except marked or unmarked stretch  
8 limousines and stretch sport utility vehicles as defined under  
9 department of licensing rules; a private nonprofit transportation  
10 provider regulated under chapter 81.66 RCW; or a private employer  
11 transportation service provider; and (ii) "private employer  
12 transportation service" means regularly scheduled, fixed-route  
13 transportation service that is offered by an employer for the benefit  
14 of its employees.

15 (6) Funds provided for the commute trip reduction (CTR) program may  
16 also be used for the growth and transportation efficiency center  
17 program.

18 (7) \$6,122,000 of the total appropriation in this section is  
19 provided solely for CTR grants and activities. Of this amount:

20 (a) \$3,900,000 of the multimodal transportation account--state  
21 appropriation is provided solely for grants to local jurisdictions,  
22 selected by the CTR board, for the purpose of assisting employers meet  
23 CTR goals;

24 (b) \$1,770,000 of the multimodal transportation account--state  
25 appropriation is provided solely for state costs associated with CTR.  
26 The department shall develop more efficient methods of CTR assistance  
27 and survey procedures; and

28 (c) \$452,000 of the state vehicle parking account--state  
29 appropriation is provided solely for CTR-related expenditures,  
30 including all expenditures related to the guaranteed ride home program  
31 and the STAR pass program.

32 (8) An affected urban growth area that has not previously  
33 implemented a commute trip reduction program as of the effective date  
34 of this section is exempt from the requirements in RCW 70.94.527.

35 (9) \$200,000 of the multimodal transportation account--state  
36 appropriation is contingent on the timely development of an annual  
37 report summarizing the status of public transportation systems as  
38 identified under RCW 35.58.2796.

1       (10) \$50,000,000 of the multimodal transportation account--state  
2 appropriation is provided solely for, and is intended to continue to be  
3 used in future biennia for the purpose of completing, the projects  
4 listed in LEAP Transportation Document 2013-L2 TRANSIT PROJECTS, as  
5 developed June 23, 2013.

6       **Sec. 7.** 2013 c 306 s 223 (uncodified) is amended to read as  
7 follows:

8       **FOR THE DEPARTMENT OF TRANSPORTATION--LOCAL PROGRAMS--PROGRAM Z--**  
9 **OPERATING**

10	Motor Vehicle Account--State Appropriation . . . . .	(\$8,737,000)
11		<u>\$8,762,000</u>
12	Motor Vehicle Account--Federal Appropriation . . . . .	\$2,567,000
13	TOTAL APPROPRIATION . . . . .	(\$11,304,000)
14		<u>\$11,329,000</u>

15       The appropriations in this section are subject to the following  
16 conditions and limitations: \$25,000 of the motor vehicle account--  
17 state appropriation is provided solely to Wahkiakum county for  
18 additional operating and maintenance costs of the Puget Island-Westport  
19 ferry.  
20

21                               **TRANSPORTATION AGENCIES--CAPITAL**

22       **Sec. 8.** 2013 c 306 s 301 (uncodified) is amended to read as  
23 follows:

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

25	Freight Mobility Investment Account--State	
26	Appropriation . . . . .	\$11,794,000
27	Freight Mobility Multimodal Account--State	
28	Appropriation . . . . .	\$9,736,000
29	Freight Mobility Multimodal Account--Private/Local	
30	Appropriation . . . . .	\$1,320,000
31	Highway Safety Account--State Appropriation . . . . .	\$2,450,000
32	Motor Vehicle Account--State Appropriation . . . . .	\$84,000
33	Motor Vehicle Account--Federal Appropriation . . . . .	\$3,250,000
34	<u>Multimodal Transportation Account--State</u>	
35	<u>Appropriation . . . . .</u>	<u>\$6,500,000</u>
36	TOTAL APPROPRIATION . . . . .	(\$28,634,000)

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

(1) Except as provided otherwise in this section, the total appropriation in this section is provided solely for the implementation of chapter . . . (Substitute House Bill No. 1256), Laws of 2013 (addressing project selection by the freight mobility strategic investment board). If chapter . . . (Substitute House Bill No. 1256), Laws of 2013 is not enacted by June 30, 2013, the amounts provided in this section lapse.

(2) \$6,500,000 of the multimodal transportation account--state appropriation is provided solely to help address bottlenecks and for other roadway improvements that would benefit freight movement.

Sec. 9. 2013 c 306 s 305 (uncodified) is amended to read as follows:

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

Transportation Partnership Account--State	
Appropriation . . . . .	\$13,425,000
Motor Vehicle Account--State Appropriation . . . . .	<del>(\$8,106,000)</del>
	<u>\$13,106,000</u>
TOTAL APPROPRIATION . . . . .	<del>(\$21,531,000)</del>
	<u>\$26,531,000</u>

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

(1) The legislature recognizes that the Marginal Way site (King county parcel numbers 3024049182 & 5367202525) is surplus state-owned real property under the jurisdiction of the department and that the public would benefit significantly if this site is used to provide important social services. Therefore, the legislature declares that committing the Marginal Way site to this use is consistent with the public interest.

Pursuant to RCW 47.12.063, the department shall work with the owner of King county parcel number 7643400010, which abuts both parcels of the Marginal Way site, and shall convey the Marginal Way site to that abutting property owner for the appraised fair market value of the parcels, the proceeds of which must be deposited in the motor vehicle

1 fund. The conveyance is conditional upon the purchaser's agreement to  
2 commit the use of the Marginal Way site to operations with the goal of  
3 ending hunger in western Washington. The department may not make this  
4 conveyance before September 1, 2013, and may not make this conveyance  
5 after January 15, 2014.

6 The Washington department of transportation is not responsible for  
7 any costs associated with the cleanup or transfer of the Marginal Way  
8 site.

9 (2) \$13,425,000 of the transportation partnership account--state  
10 appropriation is provided solely for the construction of a new traffic  
11 management and emergency operations center on property owned by the  
12 department on Dayton Avenue in Shoreline (project 100010T). Consistent  
13 with the office of financial management's 2012 study, it is the intent  
14 of the legislature to appropriate no more than \$15,000,000 for the  
15 total construction costs. The department shall report to the  
16 transportation committees of the legislature and the office of  
17 financial management by June 30, 2014, on the progress of the  
18 construction of the traffic management and emergency operations center,  
19 including a schedule for terminating the current lease of the Goldsmith  
20 building in Seattle.

21 (3) \$5,000,000 of the motor vehicle account--state appropriation is  
22 provided solely for the planning and design work necessary to  
23 consolidate and expand the existing maintenance facility at Corson  
24 Avenue South in Seattle, Washington. The office of financial  
25 management shall hold this amount in unallotted status until the  
26 transfer authorized in subsection (1) of this section is completed.

27 **Sec. 10.** 2013 c 306 s 306 (uncodified) is amended to read as  
28 follows:

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

30 Multimodal Transportation Account--State	
31 Appropriation . . . . .	\$1,000,000
32 Transportation Partnership Account--State	
33 Appropriation . . . . .	\$1,536,032,000
34 Motor Vehicle Account--State Appropriation . . . . .	\$61,508,000
35 Motor Vehicle Account--Federal Appropriation . . . . .	\$473,359,000
36 Motor Vehicle Account--Private/Local Appropriation . . . . .	\$208,452,000
37 Transportation 2003 Account (Nickel Account)--State	

1	Appropriation . . . . .	\$242,253,000
2	State Route Number 520 Corridor Account--State	
3	Appropriation . . . . .	\$737,205,000
4	State Route Number 520 Corridor Account--Federal	
5	Appropriation . . . . .	\$300,000,000
6	Special Category C Account--State Appropriation . . . . .	\$124,000
7	<u>Connecting Washington Account--State Appropriation . . . . .</u>	<u>\$534,400,000</u>
8	<u>Connecting Washington Account--Federal Appropriation . . . . .</u>	<u>\$101,400,000</u>
9	TOTAL APPROPRIATION . . . . .	(( <del>\$3,559,933,000</del> ))
10		<u>\$4,195,733,000</u>

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

13 (1) Except as provided otherwise in this section, the entire  
14 transportation 2003 account (nickel account) appropriation and the  
15 entire transportation partnership account appropriation are provided  
16 solely for the projects and activities as listed by fund, project, and  
17 amount in LEAP Transportation Document 2013-1 as developed April 23,  
18 2013, Program - Highway Improvement Program (I). However, limited  
19 transfers of specific line-item project appropriations may occur  
20 between projects for those amounts listed subject to the conditions and  
21 limitations in section 603 of this act.

22 (2) Except as provided otherwise in this section, the entire motor  
23 vehicle account--state appropriation and motor vehicle account--federal  
24 appropriation are provided solely for the projects and activities  
25 listed in LEAP Transportation Document 2013-2 ALL PROJECTS as developed  
26 April 23, 2013, Program - Highway Improvement Program (I). It is the  
27 intent of the legislature to direct the department to give first  
28 priority of federal funds gained through efficiencies or the  
29 redistribution process to the "Contingency (Unfunded) Highway  
30 Preservation Projects" as identified in LEAP Transportation Document  
31 2013-2 ALL PROJECTS as developed April 23, 2013, Program - Highway  
32 Preservation Program (P). However, no additional federal funds may be  
33 allocated to the I-5/Columbia River Crossing project (400506A).

34 (3) Within the motor vehicle account--state appropriation and  
35 motor vehicle account--federal appropriation, the department may  
36 transfer funds between programs I and P, except for funds that are  
37 otherwise restricted in this act.

1 (4) The transportation 2003 account (nickel account)--state  
2 appropriation includes up to \$217,604,000 in proceeds from the sale of  
3 bonds authorized by RCW 47.10.861.

4 (5) The transportation partnership account--state appropriation  
5 includes up to \$1,156,217,000 in proceeds from the sale of bonds  
6 authorized in RCW 47.10.873.

7 (6) The motor vehicle account--state appropriation includes up to  
8 \$30,000,000 in proceeds from the sale of bonds authorized in RCW  
9 47.10.843.

10 (7) The connecting Washington account--state appropriation includes  
11 up to \$389,639,000 in proceeds from the sale of bonds authorized in  
12 chapter . . . (Substitute House Bill No. 1956), Laws of 2013 2nd sp.  
13 sess. or chapter . . . (Senate Bill No. 5922), Laws of 2013 2nd sp.  
14 sess. or other legislation authorizing the sale of bonds to be  
15 deposited in the connecting Washington account.

16 (8)(a) \$5,000,000 of the motor vehicle account--federal  
17 appropriation and \$200,000 of the motor vehicle account--state  
18 appropriation are provided solely for the I-90 Comprehensive Tolling  
19 Study and Environmental Review project (100067T). The department shall  
20 prepare a detailed environmental impact statement that complies with  
21 the national environmental policy act regarding tolling Interstate 90  
22 between Interstate 5 and Interstate 405 for the purposes of both  
23 managing traffic and providing funding for the construction of the  
24 unfunded state route number 520 from Interstate 5 to Medina project.  
25 As part of the preparation of the statement, the department must review  
26 any impacts to the network of highways and roads surrounding Lake  
27 Washington. In developing this statement, the department must provide  
28 significant outreach to potential affected communities. The department  
29 may consider traffic management options that extend as far east as  
30 Issaquah.

31 (b)(i) As part of the project in this subsection (8), the  
32 department shall perform a study of all funding alternatives to tolling  
33 Interstate 90 to provide funding for construction of the unfunded state  
34 route number 520 and explore and evaluate options to mitigate the  
35 effect of tolling on affected residents and all other users of the  
36 network of highways and roads surrounding Lake Washington including,  
37 but not limited to:



1 (A) Allowing all Washington residents to traverse a portion of the  
2 tolled section of Interstate 90 without paying a toll. Residents may  
3 choose either (I) the portion of Interstate 90 between the easternmost  
4 landing west of Mercer Island and the westernmost landing on Mercer  
5 Island, or (II) the portion of Interstate 90 between the westernmost  
6 landing east of Mercer Island and the easternmost landing on Mercer  
7 Island;

8 (B) Assessing a toll only when a driver traverses, in either  
9 direction, the entire portion of Interstate 90 between the easternmost  
10 landing west of Mercer Island and the westernmost landing east of  
11 Mercer Island; and

12 (C) Allowing affected residents to choose one portion of the tolled  
13 section of Interstate 90 upon which they may travel without paying a  
14 toll. Residents may choose either (I) the portion of Interstate 90  
15 between the easternmost landing west of Mercer Island and the  
16 westernmost landing on Mercer Island, or (II) the portion of Interstate  
17 90 between the westernmost landing east of Mercer Island and the  
18 easternmost landing on Mercer Island.

19 (ii) The department may also consider any alternative mitigation  
20 options that conform to the purpose of this subsection (8).

21 (iii) For the purposes of this subsection (8), "affected resident"  
22 means anyone who must use a portion of Interstate 90 west of Interstate  
23 405 upon which tolling is considered in order to access necessary  
24 medical services, such as a hospital.

25 (9) \$541,901,000 of the transportation partnership account--state  
26 appropriation, \$144,954,000 of the motor vehicle account--federal  
27 appropriation, \$129,779,000 of the motor vehicle account--private/local  
28 appropriation, and \$78,004,000 of the transportation 2003 account  
29 (nickel account)--state appropriation are provided solely for the SR  
30 99/Alaskan Way Viaduct - Replacement project (809936Z).

31 (10) The department shall reconvene an expert review panel of no  
32 more than three members as described under RCW 47.01.400 for the  
33 purpose of updating the work that was previously completed by the panel  
34 on the Alaskan Way viaduct replacement project and to ensure that an  
35 appropriate and viable financial plan is created and regularly  
36 reviewed. The expert review panel must be selected cooperatively by  
37 the chairs of the senate and house of representatives transportation  
38 committees, the secretary of transportation, and the governor. The

1 expert review panel must report findings and recommendations to the  
2 transportation committees of the legislature, the governor's Alaskan  
3 Way viaduct project oversight committee, and the transportation  
4 commission annually until the project is operationally complete. This  
5 subsection takes effect if chapter . . . (Substitute House Bill No.  
6 1957), Laws of 2013 2nd sp. sess. is not enacted by June 30, 2013.

7 (11) \$7,408,000 of the transportation partnership account--state  
8 appropriation, \$14,594,000 of the transportation 2003 account (nickel  
9 account)--state appropriation, \$3,730,000 of the motor vehicle  
10 account--state appropriation, \$1,000,000 of the multimodal  
11 transportation account--state appropriation, and \$41,395,000 of the  
12 motor vehicle account--federal appropriation are provided solely for  
13 the US 395/North Spokane Corridor projects (600010A & 600003A). Any  
14 future savings on the projects must stay on the US 395/Interstate 90  
15 corridor and be made available to the current phase of the North  
16 Spokane corridor projects or any future phase of the projects.

17 (12) \$114,369,000 of the transportation partnership account--state  
18 appropriation and \$53,755,000 of the transportation 2003 account  
19 (nickel account)--state appropriation are provided solely for the I-  
20 405/Kirkland Vicinity Stage 2 - Widening project (8BI1002). This  
21 project must be completed as soon as practicable as a design-build  
22 project. Any future savings on this project or other Interstate 405  
23 corridor projects must stay on the Interstate 405 corridor and be made  
24 available to either the I-405/SR 167 Interchange - Direct Connector  
25 project (140504C) or the I-405 Renton to Bellevue project.

26 (13)(a) The SR 520 Bridge Replacement and HOV project (0BI1003) is  
27 supported over time from multiple sources, including a \$300,000,000  
28 TIFIA loan, \$819,524,625 in Garvee bonds, toll revenues, state bonds,  
29 interest earnings, and other miscellaneous sources.

30 (b) The state route number 520 corridor account--state  
31 appropriation includes up to \$668,142,000 in proceeds from the sale of  
32 bonds authorized in RCW 47.10.879 and 47.10.886.

33 (c) The state route number 520 corridor account--federal  
34 appropriation includes up to \$300,000,000 in proceeds from the sale of  
35 bonds authorized in RCW 47.10.879 and 47.10.886.

36 (d) \$153,124,000 of the transportation partnership account--state  
37 appropriation, \$300,000,000 of the state route number 520 corridor  
38 account--federal appropriation, and \$737,205,000 of the state route

1 number 520 corridor account--state appropriation are provided solely  
2 for the SR 520 Bridge Replacement and HOV project (0BI1003). Of the  
3 amounts appropriated in this subsection (13)(d), \$105,085,000 of the  
4 state route number 520 corridor account--federal appropriation and  
5 \$227,415,000 of the state route number 520 corridor account--state  
6 appropriation must be put into unallotted status and are subject to  
7 review by the office of financial management. The director of the  
8 office of financial management shall consult with the joint  
9 transportation committee prior to making a decision to allot these  
10 funds.

11 (e) When developing the financial plan for the project, the  
12 department shall assume that all maintenance and operation costs for  
13 the new facility are to be covered by tolls collected on the toll  
14 facility and not by the motor vehicle account.

15 (14) \$1,100,000 of the motor vehicle account--federal appropriation  
16 is provided solely for the 31st Ave SW Overpass Widening and  
17 Improvement project (L1100048).

18 (15) \$22,602,000 of the motor vehicle account--state appropriation  
19 is provided solely to advance the design, preliminary engineering, and  
20 rights-of-way acquisition for the priority projects identified in LEAP  
21 Transportation Document 2013-3 as developed April 23, 2013. Funds must  
22 be used to advance the emergent, initial development of these projects  
23 for the purpose of expediting delivery of the associated major  
24 investments when funding for such investments becomes available.  
25 Funding may be reallocated between projects to maximize the  
26 accomplishment of design and preliminary engineering work and  
27 rights-of-way acquisition, provided that all projects are addressed.  
28 It is the intent of the legislature that, while seeking to maximize the  
29 outcomes in this section, the department shall provide for continuity  
30 of both the state and consulting engineer workforce, while  
31 strategically utilizing private sector involvement to ensure  
32 consistency with the department's business plan for staffing in the  
33 highway construction program in the current fiscal biennium.

34 (16) If a planned roundabout in the vicinity of state route number  
35 526 and 84th Street SW would divert commercial traffic onto  
36 neighborhood streets, the department may not proceed with improvements  
37 at state route number 526 and 84th Street SW until the traffic impacts

1 in the vicinity of state route number 526 and 40th Avenue West are  
2 addressed.

3 (17) The legislature finds that there are sixteen companies  
4 involved in wood preserving in the state that employ four hundred  
5 workers and have an annual payroll of fifteen million dollars. Prior  
6 to the department's switch to steel guardrails, ninety percent of the  
7 twenty-five hundred mile guardrail system was constructed of preserved  
8 wood and one hundred ten thousand wood guardrail posts were produced  
9 annually for state use. Moreover, the policy of using steel posts  
10 requires the state to use imported steel. Given these findings, where  
11 practicable, and until June 30, 2015, the department shall include the  
12 design option to use wood guardrail posts, in addition to steel posts,  
13 in new guardrail installations. The selection of posts must be  
14 consistent with the agency design manual policy that existed before  
15 December 2009.

16 (18) The legislature finds that "right-sizing" is a lean,  
17 metric-based approach to determining project investments. This concept  
18 entails compromise between project cost and design, incorporating local  
19 community needs, desired outcomes, and available funding. Furthermore,  
20 the legislature finds that the concepts and principles the department  
21 has utilized in the safety analyst program have been effective tools to  
22 prioritize projects and reduce project costs. Therefore, the  
23 department shall establish a pilot project on the SR 3/Belfair Bypass  
24 - New Alignment (300344C) to begin implementing the concept of  
25 "right-sizing" in the highway construction program.

26 (19) For urban corridors that are all or partially within a  
27 metropolitan planning organization boundary, for which the department  
28 has not initiated environmental review, and that require an  
29 environmental impact statement, at least one alternative must be  
30 consistent with the goals set out in RCW 47.01.440.

31 (20) The department shall itemize all future requests for the  
32 construction of buildings on a project list and submit them through the  
33 transportation executive information system as part of the department's  
34 2014 budget submittal. It is the intent of the legislature that new  
35 facility construction must be transparent and not appropriated within  
36 larger highway construction projects.

37 (21) \$28,963,000 of the motor vehicle account--state appropriation  
38 is provided solely for improvement program support activities

1 (095901X). \$18,000,000 of this amount must be held in unallotted  
2 status until the office of financial management certifies that the  
3 department's 2014 supplemental budget request conforms to the terms of  
4 subsection (20) of this section.

5 ~~((+23+))~~ (22) Any new advisory group that the department convenes  
6 during the 2013-2015 fiscal biennium must be representative of the  
7 interests of the entire state of Washington.

8 (23)(a) Except as otherwise provided in this section, the entire  
9 connecting Washington account--state appropriation is provided solely  
10 for the Program I projects and activities listed in LEAP Transportation  
11 Document 2013-L1, as developed June 23, 2013, and for the SR 520/148th  
12 Avenue NE Overlake Access Ramp project and the SR 520 Regional Trail  
13 Grade Separation at NE 40th Street project, and for the Interstate  
14 5/Marvin Road/SR 510 Interchange project, and is subject to the  
15 limitations in chapter . . . (Substitute House Bill No. 1957), Laws of  
16 2013 2nd sp. sess.

17 (b) \$100,000,000 of the connecting Washington account--state  
18 appropriation is provided solely for the SR 509/I-5/SR 167 Freight  
19 Corridor project (M00600R). The secretary of transportation must work  
20 with the freight mobility strategic investment board to ensure that the  
21 project is a priority project within the state freight mobility plan  
22 required under the federal moving ahead for progress in the 21st  
23 century act.

24 (c) \$200,000 of the connecting Washington account--state  
25 appropriation is provided solely for the study of the state route  
26 number 162 and state route number 410 corridors (L1100068). The study  
27 must look at state route number 162 and state route number 410 and  
28 their relationship to state route number 167, corridor improvements to  
29 accommodate planned growth, and the identification of multimodal  
30 options to alleviate congestion and transit demands in eastern Pierce  
31 county communities.

32 (d) \$200,000 of the connecting Washington account--state  
33 appropriation is provided solely for the department to study the  
34 feasibility of added high occupancy vehicles lanes on Interstate 5  
35 between Joint Base Lewis-McChord and South 38th Street in Tacoma  
36 (L1100069). The study must include a cost estimate and be submitted to  
37 the transportation committees of the legislature by January 2015.

1 (e) In the development of projects within the US 395/North Spokane  
2 corridor, the associated planning staff shall review the department's  
3 project design plans in any draft environmental impact statement for  
4 conformance with the following legislative goals regarding the final  
5 design for additional projects within the corridor:

6 (i) Minimization of the project impact on surrounding  
7 neighborhoods, including minimizing any increases in additional traffic  
8 volumes through such neighborhoods; and

9 (ii) Incorporation of the recommendations of a health impact  
10 assessment to calculate the project's impact on air quality, carbon  
11 emissions, and other public health issues, conducted by the Spokane  
12 regional transportation council and the Spokane county public health  
13 department.

14 (24)(a) \$26,000,000 of the connecting Washington account--state  
15 appropriation is provided solely for storm water retrofits, including  
16 enhanced treatment retrofits, to build on and expand the department's  
17 storm water program. In completing storm water retrofits, the  
18 department shall use low-impact development (LID) techniques when  
19 feasible. Advance treatment and LID storm water retrofits shall be  
20 integrated with improvement project life-cycle, ranking, and  
21 construction, where such retrofits geographically coincide with planned  
22 improvement projects. To accomplish this directive, the department  
23 must develop LID retrofit project lists and incorporate project lists  
24 into relevant capital plans. The department must consult with the  
25 Washington state department of ecology to certify that the retrofit  
26 projects have high water quality and environmental benefits.

27 (b) The department, in consultation with the Washington state  
28 department of ecology, shall develop comprehensive criteria to  
29 coordinate, rate, and rank improvement projects and storm water  
30 retrofit projects. The system must be designed to provide a funding  
31 preference to LID retrofit projects that reduce water pollution from  
32 existing transportation infrastructure.

33 (c) The department must incorporate statewide storm water retrofit  
34 project lists into ten-year capital project plans and create a biennial  
35 project list for the design and construction of LID storm water  
36 retrofit projects. The department will coordinate the design and  
37 construction of improvement and storm water retrofit projects to ensure  
38 efficient and effective use of funds. By December 31, 2013, and

1 biennially thereafter, the department shall provide to the legislature  
2 a storm water retrofit project list to maintain and enhance the  
3 capacity of the department's storm water program and construct LID  
4 retrofits. The department must also provide a report regarding how  
5 much funding is allocated to improvement and storm water retrofit  
6 projects, identifying the water quality and environmental benefits  
7 created from the storm water projects, and summarizing how improvement  
8 and storm water retrofit projects are coordinated and integrated.

9 (25) \$161,000,000 of the connecting Washington account--state  
10 appropriation and \$101,400,000 of the connecting Washington account--  
11 federal appropriation are provided solely for the I-5/Columbia River  
12 crossing project (M00200R). It is the intent of the legislature that  
13 no amounts other than the amounts provided in this subsection be  
14 expended for the I-5/Columbia River crossing project until the  
15 following requirements are met: (a) The United States coast guard  
16 approves the I-5/Columbia River crossing project's permit; and (b) C-  
17 TRAN and TriMet enter into the necessary agreement or agreements for  
18 the ownership, operations, and maintenance of the light rail service to  
19 be jointly provided by C-TRAN and TriMet upon the completion of the I-  
20 5/Columbia River crossing project, which agreement or agreements must  
21 ensure that C-TRAN is not responsible for any preexisting debt,  
22 pensions, or other obligations of TriMet and that C-TRAN only pays for  
23 the operations and maintenance of the light rail service from  
24 Vancouver, Washington to the Washington border.

25 (26) The department shall prioritize storm water retrofit projects  
26 based on the projected benefit for compliance with the department's  
27 national pollution discharge elimination system permit.

28 (27) \$20,000,000 of the connecting Washington account--state  
29 appropriation is provided solely for the purposes of removing fish  
30 passage barriers related to the transportation system that are  
31 identified by the department pursuant to any legal obligation.

32 **Sec. 11.** 2013 c 306 s 307 (uncodified) is amended to read as  
33 follows:

34 **FOR THE DEPARTMENT OF TRANSPORTATION--PRESERVATION--PROGRAM P**  
35 Transportation Partnership Account--State

36	Appropriation . . . . .	\$36,480,000
37	Highway Safety Account--State Appropriation . . . . .	\$10,000,000

1	Motor Vehicle Account--State Appropriation . . . . .	\$58,503,000
2	Motor Vehicle Account--Federal Appropriation . . . . .	\$580,062,000
3	Motor Vehicle Account--Private/Local Appropriation . . . . .	\$11,270,000
4	Transportation 2003 Account (Nickel Account)--State	
5	Appropriation . . . . .	\$2,285,000
6	<u>Connecting Washington Account--State Appropriation . . . . .</u>	<u>\$148,400,000</u>
7	TOTAL APPROPRIATION . . . . .	(\$698,600,000)
8		<u>\$847,000,000</u>

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

11       (1) Except as provided otherwise in this section, the entire  
12 transportation 2003 account (nickel account) appropriation and the  
13 entire transportation partnership account appropriation are provided  
14 solely for the projects and activities as listed by fund, project, and  
15 amount in LEAP Transportation Document 2013-1 as developed April 23,  
16 2013, Program - Highway Preservation Program (P). 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       (2) Except as provided otherwise in this section, the entire motor  
21 vehicle account--state appropriation and motor vehicle account--federal  
22 appropriation are provided solely for the projects and activities  
23 listed in LEAP Transportation Document 2013-2 ALL PROJECTS as developed  
24 April 23, 2013, Program - Highway Preservation Program (P). It is the  
25 intent of the legislature to direct the department to give first  
26 priority of federal funds gained through efficiencies or the  
27 redistribution process to the "Contingency (Unfunded) Highway  
28 Preservation Projects" as identified in LEAP Transportation Document  
29 2013-2 ALL PROJECTS as developed April 23, 2013, Program - Highway  
30 Preservation Program (P). However, no additional federal funds may be  
31 allocated to the I-5/Columbia River Crossing project (400506A).

32       (3) Within the motor vehicle account--state appropriation and motor  
33 vehicle account--federal appropriation, the department may transfer  
34 funds between programs I and P, except for funds that are otherwise  
35 restricted in this act.

36       (4) \$27,278,000 of the motor vehicle account--federal appropriation  
37 and \$1,141,000 of the motor vehicle account--state appropriation are  
38 provided solely for the SR 167/Puyallup River Bridge Replacement



1 project (316725A). This project must be completed as a design-build  
2 project. The department must work with local jurisdictions and the  
3 community during the environmental review process to develop  
4 appropriate esthetic design elements, at no additional cost to the  
5 department, and traffic management plans pertaining to this project.  
6 The department must report to the transportation committees of the  
7 legislature on estimated cost and/or time savings realized as a result  
8 of using the design-build process.

9 (5) The department shall examine the use of electric arc furnace  
10 slag for use as an aggregate for new roads and paving projects in high  
11 traffic areas and report back to the legislature on its current use in  
12 other areas of the country and any characteristics that can provide  
13 greater wear resistance and skid resistance in new pavement  
14 construction.

15 (6) It is the intent of the legislature that sufficient funds be  
16 spent on highway bridge preservation to achieve a statewide bridge  
17 condition in excess of ninety-seven percent fair and good.

18 (7) The entire connecting Washington account--state appropriation  
19 is provided solely for the Program P projects and activities listed in  
20 LEAP Transportation Document 2013-L1, as developed June 23, 2013, and  
21 is subject to the limitations in chapter . . . (Substitute House Bill  
22 No. 1957), Laws of 2013 2nd sp. sess.

23 (8) \$33,300,000 of the connecting Washington account--state  
24 appropriation is provided solely for, and is intended to continue to be  
25 used in future biennia for the purpose of, highway preservation  
26 activities in addition to those listed in LEAP Transportation Document  
27 2013-L1, as developed June 23, 2013.

28 **Sec. 12.** 2013 c 306 s 309 (uncodified) is amended to read as  
29 follows:

30 **FOR THE DEPARTMENT OF TRANSPORTATION--WASHINGTON STATE FERRIES**  
31 **CONSTRUCTION--PROGRAM W**

32	Puget Sound Capital Construction Account--State	
33	Appropriation . . . . .	\$53,036,000
34	Puget Sound Capital Construction Account--Federal	
35	Appropriation . . . . .	\$91,692,000
36	Puget Sound Capital Construction Account--Private/Local	
37	Appropriation . . . . .	\$1,145,000

1	Multimodal Transportation Account--State Appropriation . . .	\$1,534,000
2	Transportation 2003 Account (Nickel Account)--State	
3	Appropriation . . . . .	\$143,941,000
4	<u>Connecting Washington Account--State Appropriation . . . .</u>	<u>\$132,200,000</u>
5	TOTAL APPROPRIATION . . . . .	(( <del>\$291,348,000</del> ))
6		<u>\$423,548,000</u>

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

9       (1) Except as provided otherwise in this section, the entire  
10 appropriations in this section are provided solely for the projects and  
11 activities as listed in LEAP Transportation Document 2013-2 ALL  
12 PROJECTS as developed April 23, 2013, Program - Washington State  
13 Ferries Capital Program (W).

14       (2) The Puget Sound capital construction account--state  
15 appropriation includes up to \$20,000,000 in proceeds from the sale of  
16 bonds authorized in RCW 47.10.843.

17       (3) \$143,633,000 of the transportation 2003 account (nickel  
18 account)--state appropriation is provided solely for the acquisition of  
19 two 144-car vessels (projects L2200038 and L2200039). The department  
20 shall use as much already procured equipment as practicable on the 144-  
21 car vessels.

22       (4) \$8,270,000 of the Puget Sound capital construction account--  
23 federal appropriation, \$3,935,000 of the Puget Sound capital  
24 construction account--state appropriation, and \$1,534,000 of the  
25 multimodal transportation account--state appropriation are provided  
26 solely for the Mukilteo ferry terminal (project 952515P). To the  
27 greatest extent practicable, the department shall seek additional  
28 federal funding for this project.

29       (5) \$4,000,000 of the Puget Sound capital construction account--  
30 state appropriation is provided solely for emergency capital repair  
31 costs (project 999910K). Funds may only be spent after approval by the  
32 office of financial management.

33       (6) Consistent with RCW 47.60.662, which requires the Washington  
34 state ferry system to collaborate with passenger-only ferry and transit  
35 providers to provide service at existing terminals, the department  
36 shall ensure that multimodal access, including for passenger-only  
37 ferries and transit service providers, is not precluded by any future  
38 modifications at the terminal.

1 (7) \$3,800,000 of the Puget Sound capital construction account--  
2 state appropriation is provided solely for the reservation and  
3 communications system projects (L200041 & L200042).

4 (8) \$4,210,000 of the Puget Sound capital construction account--  
5 state appropriation is provided solely for the capital program share of  
6 \$7,259,000 in lease payments for the ferry division's headquarters  
7 building. Consistent with the 2012 facilities oversight plan, the  
8 department shall strive to consolidate office space in downtown Seattle  
9 by the end of 2015. The department shall consider renewing the lease  
10 for the ferry division's current headquarters building only if the  
11 lease rate is reduced at least fifty percent and analysis shows that  
12 this is the least cost and risk option for the department.  
13 Consolidation with other divisions or state agencies, or a reduction in  
14 leased space, must also be considered as part of any headquarters lease  
15 renewal analysis.

16 (9) \$21,950,000 of the total appropriation is for preservation work  
17 on the Hyak super class vessel (project 944431D), including  
18 installation of a power management system and more efficient propulsion  
19 systems, that in combination are anticipated to save up to twenty  
20 percent in fuel and reduce maintenance costs. Upon completion of this  
21 project, the department shall provide a report to the transportation  
22 committees of the legislature on the fuel and maintenance savings  
23 achieved for this vessel and the potential to save additional funds  
24 through other vessel conversions.

25 (10)(a) The entire connecting Washington account--state  
26 appropriation is provided solely for the Program W projects and  
27 activities listed in LEAP Transportation Document 2013-L1, as developed  
28 June 23, 2013, and is subject to the limitations in chapter  
29 ... (Substitute House Bill No. 1957), Laws of 2013 2nd sp. sess.

30 (b) \$110,300,000 of the connecting Washington account--state  
31 appropriation is provided solely for the purposes of constructing a  
32 ferry boat vessel with a carrying capacity of at least one hundred  
33 forty-four cars (ONRC017).

34 (c) \$21,900,000 of the connecting Washington account--state  
35 appropriation is provided solely for the Mukilteo and Seattle terminal  
36 replacement projects of the Washington state ferry system (NMUKTML and  
37 NSTMLRE). The amount provided in this subsection represents the first  
38 portion of a ten-year state funding plan as described in LEAP

1 Transportation Document 2013-L1, as developed June 23, 2013. This LEAP  
 2 transportation document identifies: (i) \$119,000,000 in state funds to  
 3 be provided over ten years to complete the Mukilteo terminal  
 4 replacement project; and (ii) \$278,200,000 in state funds to be  
 5 provided over ten years for substantial advancement of the Seattle  
 6 terminal replacement project, including: (A) Design work and selection  
 7 of a preferred plan; (B) replacing timber pilings with pilings  
 8 sufficient to support a selected terminal design; (C) replacing the  
 9 timber portion of the dock with a new and reconfigured steel and  
 10 concrete dock; and (D) other staging and construction work as the  
 11 amount allows.

12 **Sec. 13.** 2013 c 306 s 310 (uncodified) is amended to read as  
 13 follows:

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

15	Essential Rail Assistance Account--State	
16	Appropriation . . . . .	(( \$861,000 ))
17		<u>\$3,061,000</u>
18	Transportation Infrastructure Account--State	
19	Appropriation . . . . .	\$8,582,000
20	Multimodal Transportation Account--State	
21	Appropriation . . . . .	(( \$33,156,000 ))
22		<u>\$40,156,000</u>
23	Multimodal Transportation Account--Federal	
24	Appropriation . . . . .	\$333,881,000
25	TOTAL APPROPRIATION . . . . .	(( \$376,480,000 ))
26		<u>\$385,680,000</u>

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

29 (1)(a) Except as provided otherwise in this section, the entire  
 30 appropriations in this section are provided solely for the projects and  
 31 activities as listed by project and amount in LEAP Transportation  
 32 Document 2013-2 ALL PROJECTS as developed April 23, 2013, Program -  
 33 Rail Capital Program (Y).

34 (b) Within the amounts provided in this section, \$7,332,000 of the  
 35 transportation infrastructure account--state appropriation is for low-  
 36 interest loans through the freight rail investment bank program  
 37 identified in the LEAP transportation document referenced in (a) of

1 this subsection. The department shall issue freight rail investment  
2 bank program loans with a repayment period of no more than ten years,  
3 and only so much interest as is necessary to recoup the department's  
4 costs to administer the loans.

5 (c) Within the amounts provided in this section, \$2,439,000 of the  
6 multimodal transportation account--state appropriation, \$1,250,000 of  
7 the transportation infrastructure account--state appropriation, and  
8 \$311,000 of the essential rail assistance account--state appropriation  
9 are for statewide emergent freight rail assistance projects identified  
10 in the LEAP transportation document referenced in (a) of this  
11 subsection.

12 (2) Unsuccessful 2012 freight rail assistance program grant  
13 applicants may be awarded freight rail investment bank program loans,  
14 if eligible. If any funds remain in the freight rail investment bank  
15 or freight rail assistance program reserves (projects F01001A and  
16 F01000A), or any approved grants or loans are terminated, the  
17 department shall issue a call for projects for the freight rail  
18 investment bank loan program and the freight rail assistance grant  
19 program, and shall evaluate the applications in a manner consistent  
20 with past practices as specified in section 309, chapter 367, Laws of  
21 2011. By November 1, 2013, the department shall submit a prioritized  
22 list of recommended projects to the office of financial management and  
23 the transportation committees of the legislature.

24 (3) \$314,647,000 of the multimodal transportation account--federal  
25 appropriation and \$4,867,000 of the multimodal transportation account--  
26 state appropriation are provided solely for expenditures related to  
27 passenger high-speed rail grants. The multimodal transportation  
28 account--state appropriation funds reflect one and one-half percent of  
29 the total project funds, and are provided solely for expenditures that  
30 are not eligible for federal reimbursement.

31 (4) As allowable under federal rail authority rules and existing  
32 competitive bidding practices, when purchasing new train sets, the  
33 department shall give preference to bidders that propose train sets  
34 with characteristics and maintenance requirements most similar to those  
35 currently owned by the department.

36 (5) The department shall provide quarterly reports to the office of  
37 financial management and the transportation committees of the

1 legislature regarding applications that the department submits for  
2 federal funds and the status of such applications.

3 (6)(a) \$550,000 of the essential rail assistance account--state  
4 appropriation and \$1,893,000 of the multimodal transportation account--  
5 state appropriation are provided solely for the purpose of  
6 rehabilitation and maintenance of the Palouse river and Coulee City  
7 railroad line. The department shall complete an evaluation and  
8 assessment of future maintenance needs on the line to ensure  
9 appropriate levels of state investment.

10 (b) Expenditures from the essential rail assistance account--state  
11 appropriation in this section may not exceed the combined total of:

12 (i) Revenues deposited into the essential rail assistance account  
13 from leases and sale of property pursuant to RCW 47.76.290; and

14 (ii) Revenues transferred from the miscellaneous program account to  
15 the essential rail assistance account, pursuant to RCW 47.76.360, for  
16 the purpose of sustaining the grain train program by maintaining the  
17 Palouse river and Coulee City railroad line.

18 (7) \$31,500,000 of the multimodal transportation account--federal  
19 appropriation is provided solely for the purchase of two new train sets  
20 for the state-supported intercity passenger rail service. The  
21 department must apply for any federal waivers required to purchase the  
22 new train sets, as allowable under existing competitive bidding  
23 practices, and seek federal funds in addition to those available from  
24 the high-speed rail grants.

25 (8)(a) \$7,000,000 of the multimodal transportation account--state  
26 appropriation is provided solely for reliability and slope  
27 stabilization projects on the Cascades passenger rail corridor  
28 (L1100070).

29 (b) \$2,200,000 of the essential rail assistance account--state  
30 appropriation is provided solely for newly selected projects for the  
31 freight rail assistance program (L1100072).

32 (c) The amounts provided in this subsection (8) are provided solely  
33 for the Program Y projects and activities listed in LEAP Transportation  
34 Document 2013-L1, as developed June 23, 2013, and are subject to the  
35 limitations in chapter . . . (Substitute House Bill No. 1957), Laws of  
36 2013 2nd sp. sess.



1 period of up to twenty-five years at terms agreed upon by the  
2 department and the city. The funds previously advanced by the  
3 department to the city are not to be considered a general obligation of  
4 the city but instead an obligation payable from identified revenues set  
5 aside for the repayment of the funds.

6 (3) The amounts identified in the LEAP transportation document  
7 referenced under subsection (1) of this section for pedestrian  
8 safety/safe routes to school are as follows:

9 (a) \$12,160,000 of the multimodal transportation account--state  
10 appropriation, \$6,824,000 of the transportation partnership account--  
11 state appropriation, and \$62,000 of the motor vehicle account--federal  
12 appropriation are provided solely for pedestrian and bicycle safety  
13 program projects.

14 (b) \$11,700,000 of the motor vehicle account--federal  
15 appropriation, \$5,200,000 of the motor vehicle account--state  
16 appropriation, and \$6,750,000 of the highway safety account--state  
17 appropriation are provided solely for newly selected safe routes to  
18 school projects, and \$3,400,000 of the motor vehicle account--federal  
19 appropriation and \$2,055,000 of the highway safety account--state  
20 appropriation are reappropriated for safe routes to school projects  
21 selected in the previous biennia. The amount provided for new projects  
22 is consistent with federal funding levels from the 2011-2013 omnibus  
23 transportation appropriations act and the intent of the fee increases  
24 in chapter 74, Laws of 2012 and chapter 80, Laws of 2012. ((The motor  
25 vehicle account state appropriation in this subsection (3)(b) is the  
26 amount made available by the repeal of the deduction from motor vehicle  
27 fuel tax liability for handling losses of motor vehicle fuel, as  
28 identified in chapter . . . (Substitute House Bill No. 2041), Laws of  
29 2013 (handling losses of motor vehicle fuel). If chapter . . .  
30 (Substitute House Bill No. 2041), Laws of 2013 is not enacted by June  
31 30, 2013, the motor vehicle account state appropriation in this  
32 subsection (3)(b) lapses.))

33 (4) \$84,000 of the motor vehicle account--state appropriation,  
34 \$3,250,000 of the motor vehicle account--federal appropriation,  
35 \$2,450,000 of the highway safety account--state appropriation,  
36 \$11,794,000 of the freight mobility investment account--state  
37 appropriation, \$9,736,000 of the freight mobility multimodal account--  
38 state appropriation, and \$1,320,000 of the freight mobility multimodal



1 account--private/local appropriation are provided solely for the  
2 projects and activities as listed by project and amount in LEAP  
3 Transportation Document 2013-B as developed April 23, 2013. If chapter  
4 . . . (Substitute House Bill No. 1256), Laws of 2013 is enacted by June  
5 30, 2013, the amounts provided in this subsection lapse.

6 (5) The department may enter into contracts and make expenditures  
7 for projects on behalf of and selected by the freight mobility  
8 strategic investment board from the amounts provided in section 301 of  
9 this act.

10 (6) The department shall submit a report to the transportation  
11 committees of the legislature by December 1, 2013, and December 1,  
12 2014, on the status of projects funded as part of the pedestrian  
13 safety/safe routes to school grant program (0LP600P). The report must  
14 include, but is not limited to, a list of projects selected and a brief  
15 description of each project's status.

16 (7) \$50,000 of the motor vehicle account--state appropriation is  
17 provided solely for the installation of a guard rail on Deer Harbor  
18 Road in San Juan county (L2220054).

19 (8) \$16,800,000 of the multimodal transportation account--state  
20 appropriation is provided solely for grants to local governments under  
21 the complete streets grant program (L1100073). Of the amounts provided  
22 in this subsection (8), \$3,300,000 is provided solely for the Mountlake  
23 Terrace main street project.

24 (9)(a) \$21,000,000 of the pedestrian, bicycle, and safe routes to  
25 school account--state appropriation is provided solely for, and is  
26 intended to continue to be used in future biennia for the purpose of,  
27 newly selected projects for the pedestrian and bicycle safety program  
28 (L1100074). The amount provided in this subsection (9)(a) is for the  
29 projects listed in LEAP Transportation Document 2013-L3, as developed  
30 June 23, 2013, Pedestrian and Bicycle Safety Projects.

31 (b) The amount appropriated in this subsection from the pedestrian,  
32 bicycle, and safe routes to school account--state appropriation for  
33 newly selected pedestrian and bicycle safety program projects is to be  
34 considered in addition to and is not intended to supplant the level of  
35 funding for the programs as was enacted in chapter 86, Laws of 2012.

36 (c) In addition to the amount provided in this subsection for newly  
37 selected pedestrian and bicycle safety program projects, it is the  
38 intent of the legislature that the \$5,200,000 of the motor vehicle

1 account--state appropriation for newly selected safe routes to school  
2 projects in chapter 306, Laws of 2013 continue to be used in future  
3 biennia for the purpose of newly selected safe routes to school  
4 projects.

5 (10) The amounts provided in subsections (8) and (9) of this  
6 section are provided solely for the Program Z projects and activities  
7 listed in LEAP Transportation Document 2013-L1, as developed June 23,  
8 2013, and are subject to the limitations in chapter . . . (Substitute  
9 House Bill No. 1957), Laws of 2013 2nd sp. sess.

10 (11) \$1,000,000 of the multimodal transportation account--state  
11 appropriation is provided solely for the Northup way connection to the  
12 SR 520 trail project.

13 (12) \$150,000 of the multimodal transportation account--state  
14 appropriation is provided solely for the SR 99/SR 516 missing sidewalk  
15 project.

16 (13) \$1,115,000 of the multimodal transportation account--state  
17 appropriation is provided solely for the south 228th street roadway  
18 project.

19 (14) \$1,437,000 of the multimodal transportation account--state  
20 appropriation is provided solely for the Pacific highway east (SR 99)  
21 pedestrian and bicycle safety improvements project.

22 (15) \$1,197,000 of the multimodal transportation account--state  
23 appropriation is provided solely for the James street bicycle corridor  
24 project.

25 (16) \$176,000 of the multimodal transportation account--state  
26 appropriation is provided solely for the Kent regional trails connector  
27 project.

28 (17) \$1,000,000 of the multimodal transportation account--state  
29 appropriation is provided solely for the lake-to-sound trail, segment  
30 B construction project.

31 (18) \$1,297,000 of the multimodal transportation account--state  
32 appropriation is provided solely for the cross Kirkland corridor  
33 project.

34 (19) \$735,000 of the multimodal transportation account--state  
35 appropriation is provided solely for the 112th avenue southeast  
36 pedestrian improvements project.

37 (20) \$600,000 of the multimodal transportation account--state

1 appropriation is provided solely for the 6th avenue south (multi-use  
2 trail) Spokane street to E-3 busway project.

3 (21) \$2,000,000 of the multimodal transportation account--state  
4 appropriation is provided solely for the center city cycle track  
5 project.

6 (22) \$500,000 of the multimodal transportation account--state  
7 appropriation is provided solely for the Elliott Bay trail emergency  
8 repair project.

9 (23) \$500,000 of the multimodal transportation account--state  
10 appropriation is provided solely for the Holgate bike and stairway  
11 safety improvement project.

12 (24) \$1,000,000 of the multimodal transportation account--state  
13 appropriation is provided solely for the Lake City way pedestrian  
14 safety improvements project.

15 (25) \$500,000 of the multimodal transportation account--state  
16 appropriation is provided solely for the Rainier avenue pedestrian  
17 safety improvements project.

18 (26) \$500,000 of the multimodal transportation account--state  
19 appropriation is provided solely for the west Seattle bridge trail  
20 upgrades, crossing, safety, surfacing project.

21 (27) \$635,000 of the multimodal transportation account--state  
22 appropriation is provided solely for the Westlake cycle track project.

23 (28) \$600,000 of the multimodal transportation account--state  
24 appropriation is provided solely for the 1st avenue northeast and 6th  
25 avenue northeast Shoreline project.

26 (29) \$638,000 of the multimodal transportation account--state  
27 appropriation is provided solely for the pedestrian-bicycle Snoqualmie  
28 river bridge project.

29 (30) \$195,000 of the multimodal transportation account--state  
30 appropriation is provided solely for the Boeing access road corridor  
31 study and Ryan way improvements project.

32 (31) \$300,000 of the multimodal transportation account--state  
33 appropriation is provided solely for the SR 900/68th avenue south  
34 sidewalk improvements project.

35 **TRANSFERS AND DISTRIBUTIONS**

1       **Sec. 15.** 2013 c 306 s 401 (uncodified) is amended to read as  
2 follows:

3 **FOR THE STATE TREASURER--BOND RETIREMENT AND INTEREST, AND ONGOING BOND**  
4 **REGISTRATION AND TRANSFER CHARGES: FOR BOND SALES DISCOUNTS AND DEBT**  
5 **TO BE PAID BY MOTOR VEHICLE ACCOUNT ANDTRANSPORTATION FUND REVENUE**

6	Transportation Partnership Account--State	
7	Appropriation . . . . .	\$10,406,000
8	Motor Vehicle Account--State Appropriation . . . . .	\$450,000
9	State Route Number 520 Corridor Account--State	
10	Appropriation . . . . .	\$3,866,000
11	Highway Bond Retirement Account--State	
12	Appropriation . . . . .	(( <del>\$1,074,580,000</del> ))
13		<u>\$1,122,374,000</u>
14	Ferry Bond Retirement Account--State Appropriation . . . . .	\$31,824,000
15	Transportation Improvement Board Bond Retirement	
16	Account--State Appropriation . . . . .	\$16,267,000
17	Nondebt-Limit Reimbursable Bond Retirement Account--State	
18	Appropriation . . . . .	\$25,825,000
19	Toll Facility Bond Retirement Account--State	
20	Appropriation . . . . .	\$52,050,000
21	Toll Facility Bond Retirement Account--Federal	
22	Appropriation . . . . .	\$64,982,000
23	Transportation 2003 Account (Nickel Account)--State	
24	Appropriation . . . . .	\$1,958,000
25	Special Category C Account--State Appropriation . . . . .	\$2,000
26	<u>Connecting Washington Account--State Appropriation . . . . .</u>	<u>\$3,507,000</u>
27	TOTAL APPROPRIATION . . . . .	(( <del>\$1,282,210,000</del> ))
28		<u>\$1,333,511,000</u>

29       **Sec. 16.** 2013 c 306 s 402 (uncodified) is amended to read as  
30 follows:

31 **FOR THE STATE TREASURER--BOND RETIREMENT AND INTEREST, AND ONGOING BOND**  
32 **REGISTRATION AND TRANSFER CHARGES: FOR BOND SALE EXPENSES AND FISCAL**  
33 **AGENT CHARGES**

34	Transportation Partnership Account--State	
35	Appropriation . . . . .	\$1,156,000
36	Motor Vehicle Account--State Appropriation . . . . .	\$50,000
37	State Route Number 520 Corridor Account--State	



1        NEW SECTION.   **Sec. 18.**   This act is necessary for the immediate  
2        preservation of the public peace, health, or safety, or support of the  
3        state government and its existing public institutions, and takes effect  
4        July 1, 2013.

5        NEW SECTION.   **Sec. 19.**   If neither chapter . . . (Substitute House  
6        Bill No. 1954), Laws of 2013 2nd sp. sess. nor chapter . . . (Senate  
7        Bill No. 5920), Laws of 2013 2nd sp. sess. is enacted by July 31, 2013,  
8        the appropriations in this act are null and void.

--- END ---