
SUBSTITUTE HOUSE BILL 1955

State of Washington

63rd Legislature

2013 Regular 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; creating new
2 sections; making appropriations; and providing an effective date.

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

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

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

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

14 (b) "LEAP" means the legislative evaluation and accountability
15 program committee.

16 (c) "Provided solely" means the specified amount may be spent only
17 for the specified purpose. Unless otherwise specifically authorized in
18 this act, any portion of an amount provided solely for a specified

1 purpose that is not expended subject to the specified conditions and
2 limitations to fulfill the specified purpose shall lapse.

3 NEW SECTION. **Sec. 2. FOR THE JOINT LEGISLATIVE AUDIT AND REVIEW**
4 **COMMITTEE**

5 Connecting Washington Account--State Appropriation \$50,000

6 The appropriation in this section is subject to the following
7 conditions and limitations:

8 (1) The joint legislative audit and review committee shall conduct
9 a study of registration and inspection fee programs regulating gas
10 stations and other businesses that emit gasoline vapors administered by
11 the department of ecology and air pollution control authorities
12 (collectively referred to as "regulatory agencies") as provided in
13 chapter 70.94 RCW. The goal of the study is to provide recommendations
14 to the legislature that, if implemented, would result in more
15 consistent and transparent fees and regulations across all regulatory
16 agencies included in the study.

17 (2) The study shall include, but not be limited to:

18 (a) Comparing and contrasting registration and inspection fees and
19 methodologies used in calculating fees among all regulatory agencies as
20 provided in RCW 70.94.151;

21 (b) Comparing and contrasting inspection processes and criteria
22 among all regulatory agencies, including frequency of registration and
23 inspection of facilities; and

24 (c) Comparing and contrasting inspection processes and criteria
25 utilized by the state's regulatory agencies with criteria established
26 by the United States environmental protection agency regulating gas
27 stations and other businesses that emit gasoline vapors. This should
28 include, but not be limited to, the agency's policy on federal stage II
29 vapor recovery requirements.

30 (3) In conducting the study, the committee shall develop a
31 stakeholder list, including representatives from each regulatory agency
32 and representatives from the regulated community as recommended by the
33 Washington oil marketers association. The committee shall meet with
34 stakeholders as it deems necessary, but shall convene at least one
35 meeting of all stakeholders within two months of commencing the study.
36 The committee shall submit its findings and recommendations to the
37 legislature no later than December 31, 2014.

1 NEW SECTION. **Sec. 3. FOR THE DEPARTMENT OF TRANSPORTATION--**
2 **IMPROVEMENTS--PROGRAM I**

3 Connecting Washington Account--State Appropriation \$340,500,000

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

6 (1) The amounts provided in this section are subject to the
7 limitations in chapter . . . (Substitute House Bill No. 1957), Laws of
8 2013.

9 (2) Except as otherwise provided in this section, the entire
10 connecting Washington account--state appropriation is provided solely
11 for the Program I projects and activities listed in LEAP Transportation
12 Document 2013-4, as developed April 18, 2013, for planning,
13 environmental, and design work on the NE 132nd Street Interchange/I-405
14 project, and for LEAP Transportation Document 2013-M1, as developed
15 April 21, 2013.

16 (3) \$9,200,000 of the connecting Washington account--state
17 appropriation is provided solely for the SR 509/I-5/SR 167 Freight
18 Corridor project. The secretary of transportation must work with the
19 freight mobility strategic investment board to ensure that the project
20 is a priority project within the state freight mobility plan required
21 under the federal moving ahead for progress in the 21st century act.

22 (4) The connecting Washington account--state appropriation includes
23 up to \$230,000,000 in proceeds from the sale of bonds authorized in
24 chapter . . . (House Bill No. 1956), Laws of 2013.

25 (5) \$200,000 of the connecting Washington account--state
26 appropriation is provided solely for the study of the state route
27 number 162 and state route number 410 corridors. The study must look
28 at state route number 162 and state route number 410 and their
29 relationship to state route number 167, corridor improvements to
30 accommodate planned growth, and the identification of multimodal
31 options to alleviate congestion and transit demands in eastern Pierce
32 county communities.

33 (6) \$200,000 of the connecting Washington account--state
34 appropriation is provided solely for the department to study the
35 feasibility of added high occupancy vehicles lanes on Interstate 5
36 between Joint Base Lewis-McChord and South 38th Street in Tacoma. The
37 study must include a cost estimate and be submitted to the
38 transportation committees of the legislature by January 2015.

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

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

9 (b) 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 NEW SECTION. **Sec. 4. FOR THE DEPARTMENT OF TRANSPORTATION--**
15 **ECONOMIC PARTNERSHIPS--PROGRAM K**

16 Connecting Washington Account--State Appropriation \$6,000,000

17 The appropriation in this section is subject to the following
18 conditions and limitations:

19 (1) \$6,000,000 of the connecting Washington account--state
20 appropriation is provided solely to capitalize the Washington electric
21 vehicle infrastructure bank for the purpose of providing revolving
22 loans.

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

28 (3) Annual progress reports must be transmitted to the legislature
29 and governor by December 1, 2013, and December 1, 2014.

30 NEW SECTION. **Sec. 5. FOR THE DEPARTMENT OF TRANSPORTATION--**
31 **HIGHWAY MAINTENANCE--PROGRAM M**

32 Connecting Washington Account--State Appropriation \$55,100,000

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

1 (1) The department shall prioritize storm water retrofit projects
2 when selecting maintenance and preservation projects, and shall
3 prioritize storm water retrofit projects based on the projected benefit
4 for compliance with the department's national pollution discharge
5 elimination system permit.

6 (2) \$20,000,000 of the connecting Washington account--state
7 appropriation is provided solely for the purposes of removing fish
8 passage barriers related to the transportation system that are
9 identified by the department pursuant to any legal obligation.

10 NEW SECTION. **Sec. 6. FOR THE DEPARTMENT OF TRANSPORTATION--**
11 **PRESERVATION--PROGRAM P**

12 Connecting Washington Account--State Appropriation \$91,100,000

13 The appropriation in this section is subject to the following
14 conditions and limitations: \$26,000,000 of the connecting Washington
15 account--state appropriation is provided solely for storm water
16 retrofits, including advance treatment retrofits, for compliance with
17 the department's national pollution discharge elimination system
18 permit. In completing storm water retrofits, the department shall use
19 low-impact development (LID) techniques when feasible. Advance
20 treatment and LID storm water retrofits shall be integrated with
21 preservation project life-cycle, ranking, and construction, where such
22 retrofits geographically coincide with planned preservation projects.
23 To accomplish this directive, the department must develop LID retrofit
24 project lists and incorporate project lists into relevant capital
25 plans. The department must consult with the Washington state
26 department of ecology to certify that the retrofit projects have high
27 water quality and environmental benefits.

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

34 The department must create a biennial project list for the design
35 and construction of LID storm water retrofit projects. The department
36 will coordinate the design and construction of preservation and storm
37 water retrofit projects to ensure efficient and effective use of funds.

1 By December 31, 2013, and biennially thereafter, the department shall
2 provide to the legislature both a storm water retrofit project list and
3 a report regarding how much funding is allocated to preservation and
4 storm water retrofit projects, identifying the water quality and
5 environmental benefits created from the storm water projects, and
6 summarizing how preservation and storm water retrofit projects are
7 coordinated and integrated.

8 NEW SECTION. **Sec. 7. FOR THE DEPARTMENT OF TRANSPORTATION--PUBLIC**
9 **TRANSPORTATION--PROGRAM V**

10 Multimodal Transportation Account--State
11 Appropriation \$50,000,000

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

14 (1) The entire appropriation in this section is provided solely for
15 the projects listed in LEAP Transportation Document 2013-L2 TRANSIT
16 PROJECTS, as developed April 22, 2013.

17 (2) The amount appropriated in this section is intended to continue
18 to be used in future biennia for the purpose of completing projects on
19 the LEAP Transportation Document 2013-L2 TRANSIT PROJECTS, as developed
20 April 22, 2013.

21 NEW SECTION. **Sec. 8. FOR THE DEPARTMENT OF TRANSPORTATION--**
22 **WASHINGTON STATE FERRIES CONSTRUCTION--PROGRAM W**

23 Connecting Washington Account--State Appropriation \$120,000,000

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

26 (1) The amounts provided in this section are further subject to the
27 limitations in chapter . . . (Substitute House Bill No. 1957), Laws of
28 2013.

29 (2) The connecting Washington account--state appropriation includes
30 up to \$110,000,000 in proceeds from the sale of bonds authorized in
31 chapter . . . (House Bill No. 1956), Laws of 2013.

32 (3) \$110,000,000 of the connecting Washington account--state
33 appropriation is provided solely for the purposes of constructing a
34 ferry boat vessel with a carrying capacity of at least one hundred
35 forty-four cars.

1 (4) \$10,000,000 of the connecting Washington account--state
 2 appropriation is provided solely for the Mukilteo and Seattle terminal
 3 replacement projects of the Washington state ferry system. The amount
 4 provided in this subsection represents the first portion of a ten-year
 5 state funding plan as described in LEAP Transportation Document 2013-4,
 6 as developed April 18, 2013. This LEAP transportation document
 7 identifies: (a) \$119,100,000 in state funds to be provided over ten
 8 years to complete the Mukilteo terminal replacement project; and (b)
 9 \$278,200,000 in state funds to be provided over ten years for
 10 substantial advancement of the Seattle terminal replacement project,
 11 including: (i) Design work and selection of a preferred plan; (ii)
 12 replacing timber pilings with pilings sufficient to support a selected
 13 terminal design; (iii) replacing the timber portion of the dock with a
 14 new and reconfigured steel and concrete dock; and (iv) other staging
 15 and construction work as the amount allows.

16 NEW SECTION. **Sec. 9. FOR THE DEPARTMENT OF TRANSPORTATION--RAIL--**
 17 **PROGRAM Y--CAPITAL**

Multimodal Transportation Account--State Appropriation . . .	\$16,800,000
Essential Rail Assistance Account--State Appropriation . . .	\$2,200,000
TOTAL APPROPRIATION	\$19,000,000

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

23 (1) \$16,800,000 of the multimodal transportation account--state
 24 appropriation is provided solely for reliability and slope
 25 stabilization projects on the Cascades passenger rail corridor.

26 (2) \$2,200,000 of the essential rail assistance account--state
 27 appropriation is provided solely for newly selected projects for the
 28 freight rail assistance program.

29 NEW SECTION. **Sec. 10. FOR THE DEPARTMENT OF TRANSPORTATION--LOCAL**
 30 **PROGRAMS--PROGRAM Z--CAPITAL**

Multimodal Transportation Account--State	
Appropriation	\$36,800,000
Connecting Washington Account--State Appropriation	\$100,190,000
Pedestrian, Bicycle, and Safe Routes to School	
Account--State Appropriation	\$16,500,000
TOTAL APPROPRIATION	\$153,490,000

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

3 (1) \$20,000,000 of the multimodal transportation account--state
4 appropriation is provided solely for grants to public transit agencies.

5 (2) \$16,800,000 of the multimodal transportation account--state
6 appropriation is provided solely for grants to local governments under
7 the complete streets grant program.

8 (3) \$100,000,000 of the connecting Washington account--state
9 appropriation is provided solely for the projects listed in LEAP
10 Transportation Document 2013-L1 PEDESTRIAN AND BICYCLE SAFETY PROJECTS,
11 as developed April 22, 2013.

12 (4) The connecting Washington account--state appropriation includes
13 up to \$100,000,000 in proceeds from the sale of bonds authorized in
14 chapter . . . (Substitute House Bill No. 1956), Laws of 2013.

15 (5) \$16,500,000 of the pedestrian, bicycle, and safe routes to
16 school account--state appropriation is provided solely for newly
17 selected projects for the pedestrian and bicycle safety program.

18 (6) The amount appropriated in this section from the pedestrian,
19 bicycle, and safe routes to school account--state appropriation for
20 newly selected pedestrian and bicycle safety program projects is
21 intended to continue to be used in future biennia for the purpose of
22 newly selected projects and is to be considered in addition to and is
23 not intended to supplant the level of funding for the programs as was
24 enacted in chapter 86, Laws of 2012.

25 (7) In addition to the amount provided in this section for newly
26 selected pedestrian and bicycle safety program projects, it is the
27 intent of the legislature that the \$5,200,000 of the motor vehicle
28 account--state appropriation for newly selected safe routes to school
29 projects in chapter . . . (Engrossed Substitute Senate Bill No. 5024),
30 Laws of 2013 (making transportation appropriations for the 2011-13 and
31 2013-15 fiscal biennia) continue to be used in future biennia for the
32 purpose of newly selected safe routes to school projects.

33 (8) \$190,000 of the connecting Washington account--state
34 appropriation is provided solely for the regional transportation
35 planning organizations across the state to continue the implementation
36 of the comprehensive transportation planning and data framework called,
37 forward Washington.

