

---

SECOND ENGROSSED SUBSTITUTE SENATE BILL 5988

---

State of Washington                      64th Legislature                      2015 Regular Session

By Senate Transportation (originally sponsored by Senators King, Hobbs, Fain, Lillas, and Litzow)

READ FIRST TIME 02/24/15.

1            AN ACT Relating to additive transportation funding and  
2 appropriations; amending RCW 46.68.030, 46.68.060, 46.68.280,  
3 46.68.290, and 47.60.530; amending 2015 1st sp.s. c 10 s 212  
4 (uncodified); creating new sections; making appropriations; and  
5 declaring an emergency.

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

7            NEW SECTION.    **Sec. 1.**    (1) An additive transportation budget of  
8 the state is hereby adopted and, subject to the provisions set forth,  
9 the several amounts specified, or as much thereof as may be necessary  
10 to accomplish the purposes designated, are hereby appropriated from  
11 the several accounts and funds named to the designated state agencies  
12 and offices for employee compensation and other expenses, for capital  
13 projects, and for other specified purposes, including the payment of  
14 any final judgments arising out of such activities, for the period  
15 ending June 30, 2017.

16            (2) It is the intent of the legislature that the funding levels  
17 specified in LEAP Transportation Document 2015 NL-2 as developed June  
18 28, 2015, represents a commitment to provide appropriations to the  
19 agencies, programs, and activities at the amounts identified therein  
20 through fiscal year 2031.

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

3 (a) "Fiscal year 2016" or "FY 2016" means the fiscal year ending  
4 June 30, 2016.

5 (b) "Fiscal year 2017" or "FY 2017" means the fiscal year ending  
6 June 30, 2017.

7 (c) "FTE" means full-time equivalent.

8 (d) "Lapse" or "revert" means the amount shall return to an  
9 unappropriated status.

10 (e) "Provided solely" means the specified amount may be spent  
11 only for the specified purpose. Unless otherwise specifically  
12 authorized in this act, any portion of an amount provided solely for  
13 a specified purpose that is not expended subject to the specified  
14 conditions and limitations to fulfill the specified purpose shall  
15 lapse.

16 (f) "Reappropriation" means appropriation and, unless the context  
17 clearly provides otherwise, is subject to the relevant conditions and  
18 limitations applicable to appropriations.

19 (g) "LEAP" means the legislative evaluation and accountability  
20 program committee.

21 (h) "TEIS" means the transportation executive information system.

22 **2015-2017 FISCAL BIENNIUM**

23 **TRANSPORTATION AGENCIES—OPERATING**

24 **NEW SECTION. Sec. 201. FOR THE JOINT TRANSPORTATION COMMITTEE**

25 Motor Vehicle Account—State Appropriation. . . . . \$450,000

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

28 (1) \$450,000 of the motor vehicle account—state appropriation is  
29 for the joint transportation committee for the design-build  
30 contracting review study established in chapter . . . (Second  
31 Engrossed Substitute Senate Bill No. 5997), Laws of 2015 3rd sp.  
32 sess. The department of transportation must provide technical  
33 assistance, as necessary. If chapter . . . (Second Engrossed  
34 Substitute Senate Bill No. 5997), Laws of 2015 3rd sp. sess. is not  
35 enacted by July 31, 2015, the amount provided in this subsection  
36 lapses.

1 (2) The joint transportation committee must study the issues  
2 surrounding minority and women-owned business contracting related to  
3 the transportation sector. The study should identify any best  
4 practices adopted in other states that encourage participation by  
5 minority and women-owned businesses. The joint transportation  
6 committee, with direction from the executive committee, may form a  
7 legislative task force at the conclusion of the study to help to  
8 inform the legislature of any best practices identified from other  
9 states that encourage minority and women-owned businesses'  
10 participation in the transportation sector.

11 NEW SECTION. **Sec. 202. FOR THE DEPARTMENT OF LICENSING**  
12 Motor Vehicle Account—State Appropriation. . . . . \$4,000,000

13 The appropriation in this section is subject to the following  
14 conditions and limitations: \$4,000,000 of the motor vehicle account—  
15 state appropriation is provided solely for implementation of  
16 chapter . . . (Engrossed Substitute Senate Bill No. 5987)  
17 (transportation revenue), Laws of 2015 3rd sp. sess.

18 NEW SECTION. **Sec. 203. FOR THE DEPARTMENT OF TRANSPORTATION—**  
19 **ECONOMIC PARTNERSHIPS—PROGRAM K**  
20 Electric Vehicle Charging Infrastructure

21 Account—State Appropriation. . . . . \$1,000,000

22 The appropriation in this section is subject to the following  
23 conditions and limitations: \$1,000,000 of the electric vehicle  
24 charging infrastructure account—state appropriation is provided  
25 solely for the purpose of capitalizing the Washington electric  
26 vehicle infrastructure bank as provided in chapter . . . (Engrossed  
27 Substitute Senate Bill No. 5987), Laws of 2015 3rd sp. sess.

28 NEW SECTION. **Sec. 204. FOR THE DEPARTMENT OF TRANSPORTATION—**  
29 **HIGHWAY MAINTENANCE—PROGRAM M**

30 Motor Vehicle Account—State Appropriation. . . . . \$6,250,000

31 The appropriation in this section is subject to the following  
32 conditions and limitations: During the 2015-2017 fiscal biennium, in  
33 instances on private property when naturally occurring beaver dams  
34 and the water contained behind the dams pose an imminent threat to  
35 Washington state highway infrastructure, personal property, and

1 individual safety in the event of dam failure, the department shall:  
2 (1) Notify the private property owner or owners of the threat; (2)  
3 perform a risk assessment to the state highway infrastructure,  
4 personal property, and public safety or loss of life; (3) coordinate  
5 with the department of fish and wildlife to perform an environmental  
6 risk assessment and develop a suggested beaver management plan to  
7 reduce or eliminate the risk of failure; and (4) produce a joint  
8 agency management plan with the department of fish and wildlife for  
9 the site and involve local jurisdictions and nongovernmental  
10 organizations to help execute the recommendations as devised by the  
11 state agencies. Further, within that joint agency management plan,  
12 the department and department of fish and wildlife shall identify and  
13 prioritize potential remedies to include culvert replacement,  
14 infrastructure upgrade, wildlife management tools, dam maintenance,  
15 water level controls, and any other identifiable solution.

16 NEW SECTION. **Sec. 205. FOR THE DEPARTMENT OF TRANSPORTATION—**  
17 **TRAFFIC OPERATIONS—PROGRAM Q**

18 Motor Vehicle Account—State Appropriation . . . . . \$3,125,000

19 NEW SECTION. **Sec. 206. FOR THE DEPARTMENT OF TRANSPORTATION—**  
20 **TRANSPORTATION MANAGEMENT AND SUPPORT—PROGRAM S**

21 Motor Vehicle Account—State Appropriation. . . . . \$750,000

22 The appropriation in this section is subject to the following  
23 conditions and limitations: \$750,000 of the motor vehicle account—  
24 state appropriation is provided solely for a grant program that makes  
25 awards for the following: (1) Support for nonproject agencies,  
26 churches, and other entities to help provide outreach to populations  
27 underrepresented in the current apprenticeship programs; (2)  
28 preapprenticeship training; and (3) child care, transportation, and  
29 other supports that are needed to help women and minorities enter and  
30 succeed in apprenticeship. The department must report on grants that  
31 have been awarded and the amount of funds disbursed by December 1,  
32 2016, and annually thereafter.

33 NEW SECTION. **Sec. 207. FOR THE DEPARTMENT OF TRANSPORTATION—**  
34 **PUBLIC TRANSPORTATION—PROGRAM V**

35 Regional Mobility Grant Program Account—State  
36 Appropriation. . . . . \$6,250,000

1	Rural Mobility Grant Program Account—State	
2	Appropriation. . . . .	\$3,438,000
3	Multimodal Transportation Account—State Appropriation. . . . .	\$22,109,000
4	TOTAL APPROPRIATION. . . . .	\$31,797,000

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

7       (1)(a) \$13,890,000 of the multimodal transportation account—state  
8 appropriation is provided solely for projects identified in LEAP  
9 Transportation Document 2015 NL-3 as developed June 28, 2015. Except  
10 as provided otherwise in this subsection, funds must first be used  
11 for projects that are identified as priority one projects. As  
12 additional funds become available or if a priority one project is  
13 delayed, funding must be provided to priority two projects. If a  
14 higher priority project is bypassed, it must be funded when the  
15 project is ready. The department must submit a report annually with  
16 its budget submittal that, at a minimum, includes information about  
17 the listed transit projects that have been funded and projects that  
18 have been bypassed, including an estimated time frame for when the  
19 bypassed project will be funded.

20       (b) \$831,000 of the amount provided in (a) of this subsection is  
21 provided solely for Skagit transit system enhancements for  
22 expenditure in 2015-2017.

23       (c) \$2,300,000 of the amount provided in (a) of this subsection  
24 is provided solely for Island transit's tri-county connector service  
25 for expenditure in 2015-2017.

26       (2) \$5,000,000 of the multimodal transportation account—state  
27 appropriation is provided solely for grants to transit agencies to  
28 transport persons with special transportation needs. Grants for  
29 transit agencies must be prorated based on the amount expended for  
30 demand response service and route deviated service in calendar year  
31 2013 as reported in the "Summary of Public Transportation - 2013"  
32 published by the department of transportation. No transit agency may  
33 receive more than thirty percent of these distributions.

34       (3) \$1,250,000 of the multimodal transportation account—state  
35 appropriation is provided solely for grants to nonprofit providers of  
36 special needs transportation. Grants for nonprofit providers must be  
37 based on need, including the availability of other providers of  
38 service in the area, efforts to coordinate trips among providers and  
39 riders, and the cost-effectiveness of trips provided.

1 (4) \$3,438,000 of the rural mobility grant program account—state  
2 appropriation is provided solely for grants to aid small cities in  
3 rural areas as prescribed in RCW 47.66.100.

4 (5) \$969,000 of the multimodal transportation account—state  
5 appropriation is provided solely for a vanpool grant program for: (a)  
6 Public transit agencies to add vanpools or replace vans; and (b)  
7 incentives for employers to increase employee vanpool use. The grant  
8 program for public transit agencies must cover capital costs only.  
9 Operating costs for public transit agencies are not eligible for  
10 funding under this grant program. Additional employees may not be  
11 hired from the funds provided in this section for the vanpool grant  
12 program, and supplanting of transit funds currently funding vanpools  
13 is not allowed. The department must encourage grant applicants and  
14 recipients to leverage funds other than state funds.

15 (6) \$1,000,000 of the multimodal transportation account—state  
16 appropriation is provided solely for transit coordination grants.

17 (7) \$6,250,000 of the regional mobility grant program account—  
18 state appropriation is provided solely for the regional mobility  
19 grant program.

20 **TRANSPORTATION AGENCIES—CAPITAL**

21 NEW SECTION. **Sec. 301. FOR THE FREIGHT MOBILITY STRATEGIC**  
22 **INVESTMENT BOARD**

23 Freight Mobility Investment Account—State Appropriation. . \$1,922,000  
24 Freight Mobility Multimodal Account—State Appropriation. . \$1,922,000  
25 TOTAL APPROPRIATION. . . . . \$3,844,000

26 NEW SECTION. **Sec. 302. FOR THE TRANSPORTATION IMPROVEMENT BOARD**

27 Transportation Improvement Account—State  
28 Appropriation. . . . . \$2,188,000  
29 Multimodal Transportation Account—State  
30 Appropriation. . . . . \$3,313,000  
31 TOTAL APPROPRIATION. . . . . \$5,501,000

32 The appropriations in this section are subject to the following  
33 conditions and limitations: \$3,313,000 of the multimodal  
34 transportation account—state appropriation is provided solely for the  
35 complete streets program.

1            NEW SECTION.    **Sec. 303. FOR THE COUNTY ROAD ADMINISTRATION BOARD**

2 Rural Arterial Trust Account—State Appropriation. . . . . \$1,094,000

3 County Arterial Preservation Account—State Appropriation.    \$1,094,000

4            TOTAL APPROPRIATION. . . . . \$2,188,000

5            NEW SECTION.    **Sec. 304. FOR THE DEPARTMENT OF TRANSPORTATION—**

6 **FACILITIES—PROGRAM D—(DEPARTMENT OF TRANSPORTATION-ONLY PROJECTS)**

7 Connecting Washington Account—State Appropriation. . . . \$20,000,000

8            The appropriation in this section is subject to the following

9 conditions and limitations:

10           (1) Except as provided otherwise in this section, the entire

11 connecting Washington account appropriation is provided solely for

12 the projects and activities as listed by fund, project, and amount in

13 LEAP Transportation Document 2015 NL-1 as developed June 28, 2015,

14 Program - Highway Management and Facilities Program (D).

15           (2) \$10,000,000 of the connecting Washington account—state

16 appropriation is provided solely for a new Olympic region maintenance

17 and administration facility to be located on the department-owned

18 site at the intersection of Marvin Road and 32nd Avenue. The property

19 purchase was approved by the 2005 legislature for the site of the new

20 Olympic region and the land was acquired by the department in August

21 2005. The department must work with the office of financial

22 management's facilities oversight program to develop a revised

23 predesign for a new Olympic region facility, with an estimated total

24 cost of no more than forty million dollars. Priority must be given to

25 accommodating the maintenance and operations functions of the Olympic

26 region. The department must provide a copy of the revised predesign

27 to the transportation committees of the legislature by December 2015.

28            NEW SECTION.    **Sec. 305. FOR THE DEPARTMENT OF TRANSPORTATION—**

29 **IMPROVEMENTS—PROGRAM I**

30 Connecting Washington Account—State Appropriation. . . . \$229,025,000

31            The appropriation in this section is subject to the following

32 conditions and limitations:

33           (1) Except as provided otherwise in this section, the entire

34 connecting Washington account appropriation is provided solely for

35 the projects and activities as listed by fund, project, and amount in

36 LEAP Transportation Document 2015 NL-1 as developed June 28, 2015,

37 Program - Highway Improvements Program (I).

1 (2) It is the intent of the legislature that for the I-5 JBLM  
2 Corridor Improvements project (M00100R), the department shall  
3 actively pursue \$50,000,000 in federal funds to pay for this project  
4 to supplant state funds in the future. \$50,000,000 in connecting  
5 Washington account funding must be held in unallotted status during  
6 the 2021-2023 fiscal biennium. These funds may only be used after the  
7 department has provided notice to the office of financial management  
8 that it has exhausted all efforts to secure federal funds from the  
9 federal highway administration and the department of defense.

10 (3) Of the amounts allocated to the Puget Sound Gateway project  
11 (M00600R) in LEAP Transportation Document 2015 NL-1 as developed June  
12 28, 2015, \$4,000,000 must be used to complete the bridge connection  
13 at 28th/24th Street over state route number 509 in the city of  
14 SeaTac. The bridge connection must be completed prior to other  
15 construction on the state route number 509 segment of the project.

16 (4) In making budget allocations to the Puget Sound Gateway  
17 project, the department shall implement the project's construction as  
18 a single corridor investment. The department shall develop a  
19 coordinated corridor construction and implementation plan for state  
20 route number 167 and state route number 509 in collaboration with  
21 affected stakeholders. Specific funding allocations must be based on  
22 where and when specific project segments are ready for construction  
23 to move forward and investments can be best optimized for timely  
24 project completion. Emphasis must be placed on avoiding gaps in fund  
25 expenditures for either project.

26 (5) It is the intent of the legislature that, for the I-5/North  
27 Lewis County Interchange project (L2000204), the department develop  
28 and design the project with the objective of significantly improving  
29 access to the industrially zoned properties in north Lewis  
30 county. The design must consider the county's process of  
31 investigating alternatives to improve such access from Interstate 5  
32 that began in March 2015.

33 NEW SECTION. **Sec. 306. FOR THE DEPARTMENT OF TRANSPORTATION—**  
34 **PRESERVATION—PROGRAM P**

35 Connecting Washington Account—State Appropriation. . . . \$79,263,000

36 The appropriation in this section is subject to the following  
37 conditions and limitations:



1 (1) Except as provided otherwise in this section, the entire  
2 connecting Washington account appropriation in this section is  
3 provided solely for the projects and activities as listed in LEAP  
4 Transportation Document 2015 NL-1 as developed June 28, 2015, Program  
5 - Highway Preservation Program (P).

6 (2) It is the intent of the legislature that, with respect to the  
7 amounts provided for highway preservation from the connecting  
8 Washington account, the department consider the preservation and  
9 rehabilitation of concrete roadway on Interstate 5 from the Canadian  
10 border to the Oregon border to be a priority within the preservation  
11 program.

12 NEW SECTION. **Sec. 307. FOR THE DEPARTMENT OF TRANSPORTATION—**  
13 **WASHINGTON STATE FERRIES CONSTRUCTION—PROGRAM W**

14 Connecting Washington Account—State Appropriation. . . . \$41,805,000

15 The appropriation in this section is subject to the following  
16 conditions and limitations:

17 (1) Except as provided otherwise in this section, the entire  
18 connecting Washington account appropriation in this section is  
19 provided solely for the projects and activities as listed in LEAP  
20 Transportation Document 2015 NL-1 as developed June 28, 2015, Program  
21 - Washington State Ferries Capital Program (W).

22 (2) Within existing resources, the department must evaluate the  
23 feasibility of utilizing the federal EB-5 immigrant investor program  
24 for financing the construction of a safety of life at sea (SOLAS)  
25 certificated vessel for the Anacortes-Sidney ferry route. The  
26 department must establish a group that includes, but is not limited  
27 to, the department of commerce and entities or individuals  
28 experienced with vessel engineering and EB-5 financing for assistance  
29 in evaluating the applicability of the EB-5 immigrant investor  
30 program. The department must deliver a report containing the results  
31 of the evaluation to the transportation committees of the legislature  
32 and the office of financial management by December 1, 2015.

33 (3) It is the intent of the legislature, over the sixteen-year  
34 new investment program, to provide \$96,052,000 in state funds to  
35 complete the Seattle Terminal Replacement project (900010L),  
36 including: (a) Design work and selection of a preferred plan, (b)  
37 replacing timber pilings with pilings sufficient to support a  
38 selected terminal design, (c) replacing the timber portion of the

1 dock with a new and reconfigured steel and concrete dock, and (d)  
2 other staging and construction work as the amount allows. These funds  
3 are identified in the LEAP transportation document referenced in  
4 subsection (1) of this section.

5 (4) It is the intent of the legislature, over the sixteen-year  
6 new investment program, to provide \$122,000,000 in state funds to  
7 complete the acquisition of a fourth 144-car vessel (L2000109). These  
8 funds are identified in the LEAP transportation document referenced  
9 in subsection (1) of this section.

10 (5) It is the intent of the legislature, over the sixteen-year  
11 new investment program, to provide \$68,600,000 in state funds to  
12 complete the Mukilteo Terminal Replacement project (952515P). These  
13 funds are identified in the LEAP transportation document referenced  
14 in subsection (1) of this section. To the greatest extent practicable  
15 and within available resources, the department shall design the new  
16 terminal to be a net zero energy building. To achieve this goal, the  
17 department shall evaluate using highly energy efficient equipment and  
18 systems, and the most appropriate renewable energy systems for the  
19 needs and location of the terminal.

20 NEW SECTION. **Sec. 308. FOR THE DEPARTMENT OF TRANSPORTATION—**  
21 **RAIL—PROGRAM Y**

22 Multimodal Transportation Account—State  
23 Appropriation. . . . . \$11,651,000

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

26 (1) Except as provided otherwise in this section, the entire  
27 appropriation in this section is provided solely for the projects and  
28 activities as listed in LEAP Transportation Document 2015 NL-1 as  
29 developed June 28, 2015, Program - Rail Program (Y).

30 (2) \$970,000 of the multimodal transportation account—state  
31 appropriation is provided solely for freight rail assistance program  
32 grants (L1000143). The department shall issue a call for projects for  
33 the program, and shall evaluate the applications in a manner  
34 consistent with past practices as specified in section 309, chapter  
35 367, Laws of 2011. By December 1, 2015, the department shall submit a  
36 prioritized list of recommended projects to the office of financial  
37 management and the transportation committees of the legislature.

1            NEW SECTION.    **Sec. 309. FOR THE DEPARTMENT OF TRANSPORTATION—**

2    **LOCAL PROGRAMS—PROGRAM Z**

3    Motor Vehicle Account—Federal Appropriation. . . . . \$5,300,000  
4    Multimodal Transportation Account—State Appropriation. . . \$13,494,000  
5    Connecting Washington Account—State Appropriation. . . . \$49,054,000  
6            TOTAL APPROPRIATION. . . . . \$67,848,000

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    connecting Washington account appropriation is provided solely for  
11    the projects and activities as listed by fund, project, and amount in  
12    LEAP Transportation Document 2015 NL-1 as developed June 28, 2015,  
13    Program - Local Programs (Z).

14           (2) \$2,344,000 of the multimodal transportation account—state  
15    appropriation is provided solely for the pedestrian and bicycle  
16    safety grant program (L2000188).

17           (3) \$1,750,000 of the multimodal transportation account—state  
18    appropriation and \$5,300,000 of the motor vehicle account—federal  
19    appropriation are provided solely for newly selected safe routes to  
20    schools projects (L2000189). The department may consider the special  
21    situations facing high-need areas, as defined by schools or project  
22    areas in which the percentage of the children eligible to receive  
23    free and reduced-price meals under the national school lunch program  
24    is equal to, or greater than, the state average as determined by the  
25    department, when evaluating project proposals against established  
26    funding criteria while ensuring continued compliance with federal  
27    eligibility requirements.

28           (4) \$9,400,000 of the multimodal transportation account—state  
29    appropriation is provided solely for bicycle and pedestrian projects  
30    listed in LEAP Transportation Document 2015 NL-4 as developed June  
31    28, 2015. Funds must first be used for projects that are identified  
32    as priority one projects. As additional funds become available or if  
33    a priority one project is delayed, funding must be provided to  
34    priority two projects and then to priority three projects. If a  
35    higher priority project is bypassed, it must be funded in the first  
36    round after the project is ready. If funds become available as a  
37    result of projects being removed from this list or completed under  
38    budget, the department may submit additional bicycle and pedestrian  
39    safety projects for consideration by the legislature. The department

1 must submit a report annually with its budget submittal that, at a  
2 minimum, includes information about the listed bicycle and pedestrian  
3 projects that have been funded and projects that have been bypassed,  
4 including an estimated time frame for when the project will be  
5 funded.

6 **TRANSFERS AND DISTRIBUTIONS**

7 NEW SECTION. **Sec. 401. FOR THE STATE TREASURER—ADMINISTRATIVE**  
8 **TRANSFERS**

- 9 (1) State Patrol Highway Account—State Appropriation:  
10 For transfer to the Connecting Washington Account—State. . . \$9,690,000  
11 (2) Transportation Partnership Account—State  
12 Appropriation: For transfer to the Connecting Washington  
13 Account—State. . . . . \$4,998,000  
14 (3) Motor Vehicle Account—State Appropriation:  
15 For transfer to the Connecting Washington Account—  
16 State. . . . . \$25,781,000  
17 (4) Puget Sound Ferry Operations Account—State  
18 Appropriation: For transfer to the Connecting Washington  
19 Account—State. . . . . \$596,000  
20 (5) Transportation 2003 Account (Nickel Account)—State  
21 Appropriation: For transfer to the Connecting Washington  
22 Account—State. . . . . \$2,270,000  
23 (6) Highway Safety Account—State Appropriation:  
24 For transfer to the Multimodal Transportation  
25 Account—State. . . . . \$5,000,000  
26 (7) Motor Vehicle Account—State Appropriation:  
27 For transfer to the Freight Mobility Investment  
28 Account—State. . . . . \$1,922,000  
29 (8) Motor Vehicle Account—State Appropriation:  
30 For transfer to the Transportation Improvement  
31 Account—State. . . . . \$2,188,000  
32 (9) Motor Vehicle Account—State Appropriation:  
33 For transfer to the Rural Arterial Trust Account—State. . . \$1,094,000  
34 (10) Motor Vehicle Account—State Appropriation:  
35 For transfer to the County Arterial Preservation  
36 Account—State. . . . . \$1,094,000  
37 (11) Multimodal Transportation Account—State

1	Appropriation: For transfer to the Freight Mobility	
2	Multimodal Account—State. . . . .	\$1,922,000
3	(12) Multimodal Transportation Account—State	
4	Appropriation: For transfer to the Regional Mobility	
5	Grant Program Account—State. . . . .	\$6,250,000
6	(13) Multimodal Transportation Account—State	
7	Appropriation: For transfer to the Rural Mobility	
8	Grant Program Account—State. . . . .	\$3,438,000
9	(14) Multimodal Transportation Account—State	
10	Appropriation: For transfer to the Electric Vehicle	
11	Charging Infrastructure Account—State. . . . .	\$1,000,000
12	(15) Capital Vessel Replacement Account—State	
13	Appropriation: For transfer to the Connecting	
14	Washington Account—State. . . . .	\$61,000,000
15	(16) Multimodal Transportation Account—State	
16	Appropriation: For transfer to the Connecting	
17	Washington Account—State. . . . .	\$8,000,000

18 **IMPLEMENTING PROVISIONS**

19 **NEW SECTION. Sec. 501. STAFFING LEVELS**

20 (1) As the department of transportation prepares to deliver the  
 21 projects funded by the 2015 transportation revenue package, the  
 22 department shall quickly develop and implement the construction  
 23 program business plan so that future staffing levels are sustainable  
 24 and meet necessary skill sets. This can be done effectively and  
 25 efficiently in close partnership with the private sector.

26 (2) To this end, the department of transportation shall maintain  
 27 the size of its engineering and technical workforce at levels that  
 28 approximate the staffing levels currently in place, realizing that  
 29 minor adjustments will be needed to meet project delivery goals.

30 (3) To successfully deliver the highway construction program as  
 31 funded, the department of transportation may continue to utilize  
 32 private consulting firms for engineering and technical service  
 33 delivery.

34 (4) The department shall provide a report regarding engineering  
 35 employee recruitment and retention issues affecting program oversight  
 36 and delivery. In addition to salary survey market data, the report  
 37 must consider employee compensation issues for engineering and

1 technical positions that may hinder the recruitment and retention of  
2 a quality core workforce in preliminary engineering, design, and  
3 construction programs. The report must provide recommendations to the  
4 legislature and governor by June 30, 2016.

5 NEW SECTION. **Sec. 502.** (1) By November 15, 2015, and annually  
6 thereafter, the department of transportation must report on amounts  
7 expended to benefit transit, bicycle, or pedestrian elements within  
8 all connecting Washington projects in programs I, P, and Z identified  
9 in LEAP Transportation Document 2015 NL-1 as developed June 28, 2015.  
10 The report must address each modal category separately and identify  
11 if eighteenth amendment protected funds have been used and, if not,  
12 the source of funding.

13 (2) To facilitate the report in subsection (1) of this section,  
14 the department of transportation must require that all bids on  
15 connecting Washington projects include an estimate on the cost to  
16 implement any transit, bicycle, or pedestrian project elements.

17 **MISCELLANEOUS**

18 **Sec. 601.** RCW 46.68.030 and 2011 c 171 s 85 are each amended to  
19 read as follows:

20 (1) The director shall forward all fees for vehicle registrations  
21 under chapters 46.16A and 46.17 RCW, unless otherwise specified by  
22 law, to the state treasurer with a proper identifying detailed  
23 report. The state treasurer shall credit these moneys to the motor  
24 vehicle fund created in RCW 46.68.070.

25 (2) Proceeds from vehicle license fees and renewal vehicle  
26 license fees must be deposited by the state treasurer as follows:

27 (a) \$20.35 of each initial or renewal vehicle license fee must be  
28 deposited in the state patrol highway account in the motor vehicle  
29 fund, hereby created. Vehicle license fees, renewal vehicle license  
30 fees, and all other funds in the state patrol highway account must be  
31 for the sole use of the Washington state patrol for highway  
32 activities of the Washington state patrol, subject to proper  
33 appropriations and reappropriations.

34 (b) \$2.02 of each initial vehicle license fee and \$0.93 of each  
35 renewal vehicle license fee must be deposited each biennium in the  
36 Puget Sound ferry operations account.

1 (c) Any remaining amounts of vehicle license fees and renewal  
2 vehicle license fees that are not distributed otherwise under this  
3 section must be deposited in the motor vehicle fund.

4 (3) During the 2015-2017 fiscal biennium, the legislature may  
5 transfer from the state patrol highway account to the connecting  
6 Washington account such amounts as reflect the excess fund balance of  
7 the state patrol highway account.

8 **Sec. 602.** RCW 46.68.060 and 2013 c 306 s 717 are each amended to  
9 read as follows:

10 There is hereby created in the state treasury a fund to be known  
11 as the highway safety fund to the credit of which must be deposited  
12 all moneys directed by law to be deposited therein. This fund must be  
13 used for carrying out the provisions of law relating to driver  
14 licensing, driver improvement, financial responsibility, cost of  
15 furnishing abstracts of driving records and maintaining such case  
16 records, and to carry out the purposes set forth in RCW 43.59.010,  
17 and chapters 46.72 and 46.72A RCW. During the ((2011-2013 and))  
18 2013-2015 and 2015-2017 fiscal biennia, the legislature may transfer  
19 from the highway safety fund to the Puget Sound ferry operations  
20 account, the motor vehicle fund, and the multimodal transportation  
21 account such amounts as reflect the excess fund balance of the  
22 highway safety fund.

23 **Sec. 603.** RCW 46.68.280 and 2003 c 361 s 601 are each amended to  
24 read as follows:

25 (1) The transportation 2003 account (nickel account) is hereby  
26 created in the motor vehicle fund. Money in the account may be spent  
27 only after appropriation. Expenditures from the account must be used  
28 only for projects or improvements identified as transportation 2003  
29 projects or improvements in the omnibus transportation budget and to  
30 pay the principal and interest on the bonds authorized for  
31 transportation 2003 projects or improvements. Upon completion of the  
32 projects or improvements identified as transportation 2003 projects  
33 or improvements, moneys deposited in this account must only be used  
34 to pay the principal and interest on the bonds authorized for  
35 transportation 2003 projects or improvements, and any funds in the  
36 account in excess of the amount necessary to make the principal and  
37 interest payments may be used for maintenance on the completed  
38 projects or improvements.

1       (2) During the 2015-2017 fiscal biennium, the legislature may  
2 transfer from the transportation 2003 account (nickel account) to the  
3 connecting Washington account such amounts as reflect the excess fund  
4 balance of the transportation 2003 account (nickel account).

5       (3) The "nickel account" means the transportation 2003 account.

6       **Sec. 604.** RCW 46.68.290 and 2006 c 337 s 5 are each amended to  
7 read as follows:

8       (1) The transportation partnership account is hereby created in  
9 the state treasury. All distributions to the account from RCW  
10 46.68.090 must be deposited into the account. Money in the account  
11 may be spent only after appropriation. Expenditures from the account  
12 must be used only for projects or improvements identified as 2005  
13 transportation partnership projects or improvements in the omnibus  
14 transportation appropriations act, including any principal and  
15 interest on bonds authorized for the projects or improvements.

16       (2) The legislature finds that:

17       (a) Citizens demand and deserve accountability of transportation-  
18 related programs and expenditures. Transportation-related programs  
19 must continuously improve in quality, efficiency, and effectiveness  
20 in order to increase public trust;

21       (b) Transportation-related agencies that receive tax dollars must  
22 continuously improve the way they operate and deliver services so  
23 citizens receive maximum value for their tax dollars; and

24       (c) Fair, independent, comprehensive performance audits of  
25 transportation-related agencies overseen by the elected state auditor  
26 are essential to improving the efficiency, economy, and effectiveness  
27 of the state's transportation system.

28       (3) For purposes of chapter 314, Laws of 2005:

29       (a) "Performance audit" means an objective and systematic  
30 assessment of a state agency or agencies or any of their programs,  
31 functions, or activities by the state auditor or designee in order to  
32 help improve agency efficiency, effectiveness, and accountability.  
33 Performance audits include economy and efficiency audits and program  
34 audits.

35       (b) "Transportation-related agency" means any state agency,  
36 board, or commission that receives funding primarily for  
37 transportation-related purposes. At a minimum, the department of  
38 transportation, the transportation improvement board or its successor  
39 entity, the county road administration board or its successor entity,



1 and the traffic safety commission are considered transportation-  
2 related agencies. The Washington state patrol and the department of  
3 licensing shall not be considered transportation-related agencies  
4 under chapter 314, Laws of 2005.

5 (4) Within the authorities and duties under chapter 43.09 RCW,  
6 the state auditor shall establish criteria and protocols for  
7 performance audits. Transportation-related agencies shall be audited  
8 using criteria that include generally accepted government auditing  
9 standards as well as legislative mandates and performance objectives  
10 established by state agencies. Mandates include, but are not limited  
11 to, agency strategies, timelines, program objectives, and mission and  
12 goals as required in RCW 43.88.090.

13 (5) Within the authorities and duties under chapter 43.09 RCW,  
14 the state auditor may conduct performance audits for transportation-  
15 related agencies. The state auditor shall contract with private firms  
16 to conduct the performance audits.

17 (6) The audits may include:

18 (a) Identification of programs and services that can be  
19 eliminated, reduced, consolidated, or enhanced;

20 (b) Identification of funding sources to the transportation-  
21 related agency, to programs, and to services that can be eliminated,  
22 reduced, consolidated, or enhanced;

23 (c) Analysis of gaps and overlaps in programs and services and  
24 recommendations for improving, dropping, blending, or separating  
25 functions to correct gaps or overlaps;

26 (d) Analysis and recommendations for pooling information  
27 technology systems used within the transportation-related agency, and  
28 evaluation of information processing and telecommunications policy,  
29 organization, and management;

30 (e) Analysis of the roles and functions of the transportation-  
31 related agency, its programs, and its services and their compliance  
32 with statutory authority and recommendations for eliminating or  
33 changing those roles and functions and ensuring compliance with  
34 statutory authority;

35 (f) Recommendations for eliminating or changing statutes, rules,  
36 and policy directives as may be necessary to ensure that the  
37 transportation-related agency carry out reasonably and properly those  
38 functions vested in the agency by statute;

1 (g) Verification of the reliability and validity of  
2 transportation-related agency performance data, self-assessments, and  
3 performance measurement systems as required under RCW 43.88.090;

4 (h) Identification of potential cost savings in the  
5 transportation-related agency, its programs, and its services;

6 (i) Identification and recognition of best practices;

7 (j) Evaluation of planning, budgeting, and program evaluation  
8 policies and practices;

9 (k) Evaluation of personnel systems operation and management;

10 (l) Evaluation of purchasing operations and management policies  
11 and practices;

12 (m) Evaluation of organizational structure and staffing levels,  
13 particularly in terms of the ratio of managers and supervisors to  
14 nonmanagement personnel; and

15 (n) Evaluation of transportation-related project costs, including  
16 but not limited to environmental mitigation, competitive bidding  
17 practices, permitting processes, and capital project management.

18 (7) Within the authorities and duties under chapter 43.09 RCW,  
19 the state auditor must provide the preliminary performance audit  
20 reports to the audited state agency for comment. The auditor also may  
21 seek input on the preliminary report from other appropriate  
22 officials. Comments must be received within thirty days after receipt  
23 of the preliminary performance audit report unless a different time  
24 period is approved by the state auditor. The final performance audit  
25 report shall include the objectives, scope, and methodology; the  
26 audit results, including findings and recommendations; the agency's  
27 response and conclusions; and identification of best practices.

28 (8) The state auditor shall provide final performance audit  
29 reports to the citizens of Washington, the governor, the joint  
30 legislative audit and review committee, the appropriate legislative  
31 committees, and other appropriate officials. Final performance audit  
32 reports shall be posted on the internet.

33 (9) The audited transportation-related agency is responsible for  
34 follow-up and corrective action on all performance audit findings and  
35 recommendations. The audited agency's plan for addressing each audit  
36 finding and recommendation shall be included in the final audit  
37 report. The plan shall provide the name of the contact person  
38 responsible for each action, the action planned, and the anticipated  
39 completion date. If the audited agency does not agree with the audit

1 findings and recommendations or believes action is not required, then  
2 the action plan shall include an explanation and specific reasons.

3 The office of financial management shall require periodic  
4 progress reports from the audited agency until all resolution has  
5 occurred. The office of financial management is responsible for  
6 achieving audit resolution. The office of financial management shall  
7 annually report by December 31st the status of performance audit  
8 resolution to the appropriate legislative committees and the state  
9 auditor. The legislature shall consider the performance audit results  
10 in connection with the state budget process.

11 The auditor may request status reports on specific audits or  
12 findings.

13 (10) For the period from July 1, 2005, until June 30, 2007, the  
14 amount of \$4,000,000 is appropriated from the transportation  
15 partnership account to the state auditors office for the purposes of  
16 subsections (2) through (9) of this section.

17 (11) During the 2015-2017 fiscal biennium, the legislature may  
18 transfer from the transportation partnership account to the  
19 connecting Washington account such amounts as reflect the excess fund  
20 balance of the transportation partnership account.

21 **Sec. 605.** RCW 47.60.530 and 2011 1st sp.s. c 16 s 1 are each  
22 amended to read as follows:

23 (1) The Puget Sound ferry operations account is created in the  
24 motor vehicle fund.

25 (2) The following funds must be deposited into the account:

26 (a) All moneys directed by law;

27 (b) All revenues generated from ferry fares; and

28 (c) All revenues generated from commercial advertising,  
29 concessions, parking, and leases as allowed under RCW 47.60.140.

30 (3) Moneys in the account may be spent only after appropriation.

31 (4) Expenditures from the account may be used only for the  
32 maintenance, administration, and operation of the Washington state  
33 ferry system.

34 (5) During the 2015-2017 fiscal biennium, the legislature may  
35 transfer from the Puget Sound ferry operations account to the  
36 connecting Washington account such amounts as reflect the excess fund  
37 balance of the Puget Sound ferry operations account.

1       **Sec. 606.** 2015 1st sp.s c 10 s 212 (uncodified) is amended to  
2 read as follows:

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

4 Aeronautics Account—State Appropriation. . . . .	\$8,143,000
5 Aeronautics Account—Federal Appropriation. . . . .	\$4,100,000
6 Aeronautics Account—Private/Local Appropriation. . . . .	\$60,000
7       TOTAL APPROPRIATION. . . . .	\$12,303,000

8       The appropriations in this section are subject to the following  
9 conditions and limitations: \$4,137,000 of the aeronautics account—  
10 state appropriation is provided solely for airport investment studies  
11 and the airport aid grant program, which provides competitive grants  
12 to public airports for pavement, safety, maintenance, planning, and  
13 security. Of this amount, \$637,000 lapses if chapter . . .  
14 (Substitute Senate Bill No. 5324), Laws of 2015 3rd sp. sess.  
15 (aircraft excise taxes) is not enacted by (~~June 30~~) July 31, 2015,  
16 chapter . . . (Substitute Senate Bill No. 6057) Laws of 2015 3rd sp.  
17 sess. (relating to revenue) is not enacted by July 31, 2015, and an  
18 expenditure to the aeronautics account is not provided in the  
19 2015-2017 omnibus appropriations act by (~~June 30~~) July 31, 2015.

20       NEW SECTION.   **Sec. 607.** If any provision of this act or its  
21 application to any person or circumstance is held invalid, the  
22 remainder of the act or the application of the provision to other  
23 persons or circumstances is not affected.

24       NEW SECTION.   **Sec. 608.** This act is necessary for the immediate  
25 preservation of the public peace, health, or safety, or support of  
26 the state government and its existing public institutions, and takes  
27 effect immediately.

(End of Bill)

	INDEX	PAGE #
COUNTY ROAD ADMINISTRATION BOARD . . . . .		7
DEPARTMENT OF LICENSING . . . . .		3
DEPARTMENT OF TRANSPORTATION		
ECONOMIC PARTNERSHIPS—PROGRAM K . . . . .		3
FACILITIES—PROGRAM D—(DOT-ONLY PROJECTS) . . . . .		7
HIGHWAY MAINTENANCE—PROGRAM M . . . . .		3
IMPROVEMENTS—PROGRAM I . . . . .		7
LOCAL PROGRAMS—PROGRAM Z . . . . .		11
PRESERVATION—PROGRAM P . . . . .		8
PUBLIC TRANSPORTATION—PROGRAM V . . . . .		4
RAIL—PROGRAM Y . . . . .		10
TRAFFIC OPERATIONS—PROGRAM Q . . . . .		4
TRANSPORTATION MANAGEMENT AND SUPPORT—PROGRAM S . . . . .		4
WASHINGTON STATE FERRIES CONSTRUCTION—PROGRAM W . . . . .		9
FOR THE JOINT TRANSPORTATION COMMITTEE . . . . .		2
FREIGHT MOBILITY STRATEGIC INVESTMENT BOARD . . . . .		6
STATE TREASURER		
ADMINISTRATIVE TRANSFERS . . . . .		12
TRANSPORTATION IMPROVEMENT BOARD . . . . .		6

--- END ---