
SENATE BILL 5096

State of Washington

65th Legislature

2017 Regular Session

By Senators King and Hobbs; by request of Office of Financial Management

Read first time 01/12/17. Referred to Committee on Transportation.

1 AN ACT Relating to transportation funding and appropriations;
2 amending RCW 47.56.403, 43.19.642, 46.68.325, 47.56.876, 46.68.030,
3 46.68.060, 46.68.280, and 46.68.290; creating new sections; making
4 appropriations and authorizing expenditures for capital improvements;
5 providing an effective date; and declaring an emergency.

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

7 **2017-2019 FISCAL BIENNIUM**

8 NEW SECTION. **Sec. 1.** (1) The transportation budget of the state
9 is hereby adopted and, subject to the provisions set forth, the
10 several amounts specified, or as much thereof as may be necessary to
11 accomplish the purposes designated, are hereby appropriated from the
12 several accounts and funds named to the designated state agencies and
13 offices for employee compensation and other expenses, for capital
14 projects, and for other specified purposes, including the payment of
15 any final judgments arising out of such activities, for the period
16 ending June 30, 2019.

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

19 (a) "Fiscal year 2018" or "FY 2018" means the fiscal year ending
20 June 30, 2018.

- 1 (b) "Fiscal year 2019" or "FY 2019" means the fiscal year ending
 2 June 30, 2019.
- 3 (c) "FTE" means full-time equivalent.
- 4 (d) "Lapse" or "revert" means the amount shall return to an
 5 unappropriated status.
- 6 (e) "Provided solely" means the specified amount may be spent
 7 only for the specified purpose. Unless otherwise specifically
 8 authorized in this act, any portion of an amount provided solely for
 9 a specified purpose that is not expended subject to the specified
 10 conditions and limitations to fulfill the specified purpose shall
 11 lapse.
- 12 (f) "Reappropriation" means appropriation and, unless the context
 13 clearly provides otherwise, is subject to the relevant conditions and
 14 limitations applicable to appropriations.
- 15 (g) "LEAP" means the legislative evaluation and accountability
 16 program committee.

17 **GENERAL GOVERNMENT AGENCIES—OPERATING**

18 NEW SECTION. **Sec. 101. FOR THE DEPARTMENT OF ARCHAEOLOGY AND**
 19 **HISTORIC PRESERVATION**

20 Motor Vehicle Account—State Appropriation \$516,000

21 NEW SECTION. **Sec. 102. FOR THE UTILITIES AND TRANSPORTATION**
 22 **COMMISSION**

23 Grade Crossing Protective Account—State Appropriation . . . \$1,184,000

24 NEW SECTION. **Sec. 103. FOR THE OFFICE OF FINANCIAL MANAGEMENT**

25 Motor Vehicle Account—State Appropriation \$1,614,000

26 Puget Sound Ferry Operations Account—State Appropriation . . \$116,000

27 TOTAL APPROPRIATION. \$1,730,000

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

30 (1) \$300,000 of the motor vehicle account—state appropriation is
 31 provided solely for the office of financial management to work with
 32 the department of transportation on integrating the transportation
 33 reporting and accounting information system or its successor system
 34 with the One Washington project.

1 (2) The office of financial management, in conjunction with the
2 office of the chief information officer, shall provide oversight and
3 review of the department of transportation's competitive procurement
4 process for a new ferry dispatch system as required in section 309(9)
5 of this act.

6 NEW SECTION. **Sec. 104. FOR THE STATE PARKS AND RECREATION**
7 **COMMISSION**

8 Motor Vehicle Account—State Appropriation \$986,000

9 The appropriation in this section is subject to the following
10 conditions and limitations: The entire appropriation in this section
11 is provided solely for road maintenance purposes.

12 NEW SECTION. **Sec. 105. FOR THE DEPARTMENT OF AGRICULTURE**

13 Motor Vehicle Account—State Appropriation \$1,309,000

14 NEW SECTION. **Sec. 106. FOR THE LEGISLATIVE EVALUATION AND**
15 **ACCOUNTABILITY PROGRAM COMMITTEE**

16 Motor Vehicle Account—State Appropriation \$616,000

17 NEW SECTION. **Sec. 107. FOR THE DEPARTMENT OF FISH AND WILDLIFE**

18 The department must work with the Washington state association of
19 counties to develop voluntary programmatic agreements for the
20 maintenance, preservation, rehabilitation, and replacement of water
21 crossing structures. Such programmatic agreements when agreed to by
22 the department and participating counties are binding agreements for
23 permitting, design, and mitigation of county water crossing
24 structures.

25 NEW SECTION. **Sec. 108. FOR THE DEPARTMENT OF ENTERPRISE**
26 **SERVICES**

27 The department must provide a detailed accounting of the revenues
28 and expenditures of the self-insurance fund for transportation
29 agencies included in this act and a copy of the most recent annual
30 actuarial review to the transportation committees of the legislature
31 on December 31st and June 30th of each year.

32 **TRANSPORTATION AGENCIES—OPERATING**

1 project approach. One or more grant applications may be developed as
2 part of the road usage charge pilot project implementation plan
3 development work, but the pilot project implementation plan must
4 nevertheless include any details necessary for a full launch of the
5 pilot project not required to be included in any grant application.

6 NEW SECTION. **Sec. 206. FOR THE FREIGHT MOBILITY STRATEGIC**
7 **INVESTMENT BOARD**

8 Motor Vehicle Account—State Appropriation \$780,000

9 NEW SECTION. **Sec. 207. FOR THE WASHINGTON STATE PATROL**

10 State Patrol Highway Account—State Appropriation \$492,758,000

11 State Patrol Highway Account—Federal Appropriation . . . \$14,665,000

12 State Patrol Highway Account—Private/Local

13 Appropriation \$4,036,000

14 Highway Safety Account—State Appropriation \$1,086,000

15 Ignition Interlock Device Revolving Account—State

16 Appropriation \$510,000

17 Multimodal Transportation Account—State Appropriation . . . \$276,000

18 State Patrol Nonappropriated Airplane Revolving

19 Account—State Appropriation \$247,000

20 TOTAL APPROPRIATION. \$513,578,000

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

23 (1) Washington state patrol officers engaged in off-duty
24 uniformed employment providing traffic control services to the
25 department of transportation or other state agencies may use state
26 patrol vehicles for the purpose of that employment, subject to
27 guidelines adopted by the chief of the Washington state patrol. The
28 Washington state patrol must be reimbursed for the use of the vehicle
29 at the prevailing state employee rate for mileage and hours of usage,
30 subject to guidelines developed by the chief of the Washington state
31 patrol.

32 (2) \$510,000 of the highway safety account—state appropriation is
33 provided solely for the ignition interlock program at the Washington
34 state patrol to provide funding for two staff to work and provide
35 support for the program in working with manufacturers, service
36 centers, technicians, and participants in the program.

1 (3) \$1,000,000 of the state patrol highway account—state
2 appropriation is provided solely for ongoing support, system updates,
3 and maintenance of the P25 digital land mobile radio system. Of the
4 amount provided in this subsection, \$400,000 must be used for an
5 independent assessment of the P25 digital land mobile radio system.
6 The independent assessment must identify implementation issues and
7 recommend strategies to address them.

8 **NEW SECTION. Sec. 208. FOR THE DEPARTMENT OF LICENSING**

9	Marine Fuel Tax Refund Account—State Appropriation	\$34,000
10	Motorcycle Safety Education Account—State	
11	Appropriation	\$4,608,000
12	State Wildlife Account—State Appropriation	\$1,066,000
13	Highway Safety Account—State Appropriation	\$212,425,000
14	Highway Safety Account—Federal Appropriation	\$4,066,000
15	Motor Vehicle Account—State Appropriation	\$93,862,000
16	Motor Vehicle Account—Federal Appropriation	\$329,000
17	Motor Vehicle Account—Private/Local Appropriation	\$2,048,000
18	Ignition Interlock Device Revolving Account—State	
19	Appropriation	\$5,154,000
20	Department of Licensing Services Account—State	
21	Appropriation	\$6,882,000
22	TOTAL APPROPRIATION.	\$330,474,000

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

25 (1) \$22,130,000 of the highway safety account—state appropriation
26 is provided solely for business and technology modernization. The
27 department and the state chief information officer or his or her
28 designee must provide a joint project status report to the
29 transportation committees of the legislature on at least a calendar
30 quarter basis. The report must include, but is not limited to:
31 Detailed information about the planned and actual scope, schedule,
32 and budget; status of key vendor and other project deliverables; and
33 a description of significant changes to planned deliverables or
34 system functions over the life of the project. Project staff will
35 periodically brief the committees or the committees' staff on system
36 security and data protection measures.

37 (2) The department when modernizing its computer systems must
38 place personal and company data elements in separate data fields to

1 allow the department to select discrete data elements when providing
2 information or data to persons or entities outside the department.
3 This requirement must be included as part of the systems design in
4 the department's business and technology modernization. A person's
5 photo, social security number, or medical information must not be
6 made available through public disclosure or data being provided under
7 RCW 46.12.630 or 46.12.635.

8 (3) \$4,471,000 of the highway safety account—state appropriation
9 is provided solely for costs necessary to accommodate increased
10 demand for enhanced drivers' licenses and enhanced identicards. The
11 office of financial management shall place the entire amount provided
12 in this subsection in unallotted status. The office of financial
13 management may release portions of the funds when it determines that
14 average wait times have increased by more than two minutes based on
15 wait time and volume data provided by the department compared to
16 average wait times and volume during the month of December 2016. The
17 department and the office of financial management shall evaluate the
18 use of these funds on a monthly basis and periodically report to the
19 transportation committees of the legislature on average wait times
20 and volume data for enhanced drivers' licenses and enhanced
21 identicards.

22 (4) The department shall continue to encourage the use of online
23 vehicle registration renewal reminders and minimize the number of
24 letters mailed by the department. To further this goal, the
25 department shall develop a pilot program to replace first-class mail,
26 letter-form renewal reminders with postcard renewal reminders. The
27 goal of the pilot program is to realize substantial savings on
28 printing and postage costs. The pilot program must include customers
29 who performed their last renewal online and still receive a paper
30 renewal notice. The appropriations in this section reflect savings in
31 postage and printing costs of at least \$250,000 in the 2017-2019
32 fiscal biennium.

33 NEW SECTION. **Sec. 209. FOR THE DEPARTMENT OF TRANSPORTATION—**
34 **TOLL OPERATIONS AND MAINTENANCE—PROGRAM B**

35 High Occupancy Toll Lanes Operations Account—State

36 Appropriation	\$4,241,000
37 Motor Vehicle Account—State Appropriation	\$513,000
38 State Route Number 520 Corridor Account—State	

1	Appropriation	\$57,410,000
2	State Route Number 520 Civil Penalties Account—State	
3	Appropriation	\$4,361,000
4	Tacoma Narrows Toll Bridge Account—State	
5	Appropriation	\$33,942,000
6	Interstate 405 Express Toll Lanes Operations	
7	Account—State Appropriation	\$23,630,000
8	TOTAL APPROPRIATION.	\$124,097,000

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

11 (1) \$1,300,000 of the Tacoma Narrows toll bridge account—state
12 appropriation and \$9,048,000 of the state route number 520 corridor
13 account—state appropriation are provided solely for the purposes of
14 addressing unforeseen operations and maintenance costs on the Tacoma
15 Narrows bridge and the state route number 520 bridge, respectively.
16 The office of financial management shall place the amounts provided
17 in this section, which represent a portion of the required minimum
18 fund balance under the policy of the state treasurer, in unallotted
19 status. The office may release the funds only when it determines that
20 all other funds designated for operations and maintenance purposes
21 have been exhausted.

22 (2) The department shall make detailed quarterly expenditure
23 reports on the department's web site. The reports must include a
24 summary of toll revenue by facility on all operating toll facilities
25 and high occupancy toll lane systems, and an itemized depiction of
26 the use of that revenue.

27 (3) The department must provide quarterly reports to the
28 transportation committees of the legislature on the Interstate 405
29 express toll lane project performance measures listed in RCW
30 47.56.880(4). These reports must include:

31 (a) Information on the travel times and travel time reliability
32 (at a minimum, average and 90th percentile travel times) maintained
33 during peak and nonpeak periods in the express toll lanes and general
34 purpose lanes for both the entire corridor and commonly made trips in
35 the corridor including, but not limited to, northbound from Bellevue
36 to Rose Hill, state route number 520 at NE 148th to Interstate 405 at
37 state route number 522, Bellevue to Bothell (both NE 8th to state
38 route number 522 and NE 8th to state route number 527), and a trip

1 internal to the corridor (such as NE 85th to NE 160th) and similar
2 southbound trips;

3 (b) A month-to-month comparison of travel times and travel time
4 reliability for the entire corridor and commonly made trips in the
5 corridor as specified in (a) of this subsection since implementation
6 of the express toll lanes and, to the extent available, a comparison
7 to the travel times and travel time reliability prior to
8 implementation of the express toll lanes;

9 (c) Total express toll lane and total general purpose lane
10 traffic volumes, as well as per lane traffic volumes for each type of
11 lane (i) compared to total express toll lane and total general
12 purpose lane traffic volumes, as well as per lane traffic volumes for
13 each type of lane, on this segment of Interstate 405 prior to
14 implementation of the express toll lanes and (ii) compared to total
15 express toll lane and total general purpose lane traffic volumes, as
16 well as per lane traffic volumes for each type of lane, from month to
17 month since implementation of the express toll lanes; and

18 (d) Underlying congestion measurements, that is, speeds, that are
19 being used to generate the summary graphs provided, to be made
20 available in a digital file format.

21 (4) \$870,000 of the high occupancy toll lanes operations account—
22 state appropriation, \$15,090,000 of the state route number 520
23 corridor account—state appropriation, \$6,470,000 of the Tacoma
24 Narrows toll bridge account—state appropriation, and \$5,570,000 of
25 the Interstate 405 express toll lanes operations account—state
26 appropriation are provided solely for the department to implement a
27 new tolling customer service toll collection system.

28 (a) The department must provide a project status report to the
29 office of financial management and the transportation committees of
30 the legislature on at least a calendar quarterly basis. The report
31 must include, but is not limited to:

32 (i) Detailed information about the planned and actual scope,
33 schedule, and budget;

34 (ii) Status of key vendor and other project deliverables; and

35 (iii) A description of significant changes to planned
36 deliverables or system functions over the life of the project.

37 (b)(i) Before commencement of the new tolling customer service
38 toll collection system implementation, the department shall submit a
39 draft project management plan to the office of financial management

1 and the office of the chief information officer that includes a
2 provision for independent verification and validation of contract
3 deliverables from the successful bidder and a provision for quality
4 assurance that includes reporting independently to the office of the
5 chief information officer on an ongoing basis during system
6 implementation.

7 (ii) The office of financial management and the office of the
8 chief information officer shall review the draft project management
9 plan to ensure that it contains adequate contract management and
10 quality assurance measures.

11 (iii) The department shall submit the project management plan to
12 the transportation committees of the legislature before the
13 commencement of system implementation.

14 (5) The department shall make detailed quarterly reports to the
15 governor and the transportation committees of the legislature on the
16 following:

17 (a) The use of consultants in the tolling program, including the
18 name of the contractor, the scope of work, the type of contract,
19 timelines, deliverables, any new task orders, and any extensions to
20 existing consultant contracts;

21 (b) The nonvendor costs of administering toll operations,
22 including the costs of staffing the division, consultants and other
23 personal service contracts required for technical oversight and
24 management assistance, insurance, payments related to credit card
25 processing, transponder purchases and inventory management, facility
26 operations and maintenance, and other miscellaneous nonvendor costs;
27 and

28 (c) The vendor-related costs of operating tolled facilities,
29 including the costs of the customer service center, cash collections
30 on the Tacoma Narrows bridge, electronic payment processing, and toll
31 collection equipment maintenance, renewal, and replacement.

32 (d) The toll adjudication process, including a summary table for
33 each toll facility that includes:

34 (i) The number of notices of civil penalty issued;

35 (ii) The number of recipients who pay before the notice becomes a
36 penalty;

37 (iii) The number of recipients who request a hearing and the
38 number who do not respond;

39 (iv) Workload costs related to hearings;

40 (v) The cost and effectiveness of debt collection activities; and

1 (vi) Revenues generated from notices of civil penalty.

2 NEW SECTION. **Sec. 210. FOR THE DEPARTMENT OF TRANSPORTATION—**
3 **INFORMATION TECHNOLOGY—PROGRAM C**

4	Transportation Partnership Account—State Appropriation . . .	\$1,460,000
5	Motor Vehicle Account—State Appropriation	\$85,859,000
6	Puget Sound Ferry Operations Account—State	
7	Appropriation	\$263,000
8	Multimodal Transportation Account—State	
9	Appropriation	\$2,876,000
10	Transportation 2003 Account (Nickel Account)—State	
11	Appropriation	\$1,460,000
12	TOTAL APPROPRIATION.	\$91,918,000

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

15 (1) \$9,588,000 of the motor vehicle account—state appropriation
16 is provided solely for the development of the labor system
17 replacement project and is subject to the conditions, limitations,
18 and review provided in section 701 of this act. It is the intent of
19 the legislature that if any portion of the labor system replacement
20 project is leveraged in the future for the time, leave, and labor
21 distribution of any other agencies, the motor vehicle account will be
22 reimbursed proportionally for the development of the system since the
23 funds from the motor vehicle account must be used exclusively for
24 highway purposes in conformance with Article II, section 40 of the
25 state Constitution. This must be accomplished through a loan
26 arrangement with the current interest rate under the terms set by the
27 office of the state treasurer at the time the system is deployed to
28 additional agencies. If the motor vehicle account is not reimbursed
29 for future use of the system, it is further the intent of the
30 legislature that reductions will be made to central service agency
31 charges accordingly.

32 (2) \$2,296,000 of the motor vehicle account—state appropriation
33 is provided solely for the development of ferries network systems
34 support and is subject to the conditions, limitations, and review
35 provided in section 701 of this act.

1 efforts from the sale of surplus property. Proceeds for surplus
2 property sales must fund additional future sales, and the real estate
3 services division shall prioritize staff resources to meet revenue
4 assumptions for surplus property sales.

5 (2) The legislature recognizes that the trail known as the Rocky
6 Reach Trail, and its extensions, serve to separate motor vehicle
7 traffic from pedestrians and bicyclists, increasing motor vehicle
8 safety on state route number 2 and the coincident section of state
9 route number 97. Consistent with chapter 47.30 RCW and pursuant to
10 RCW 47.12.080, the legislature declares that transferring portions of
11 WSDOT Inventory Control (IC) No. 2-09-04686 containing the trail and
12 associated buffer areas to the Washington state parks and recreation
13 commission is consistent with the public interest. The legislature
14 directs the department to transfer the property to the Washington
15 state parks and recreation commission.

16 (a) The department must be paid fair market value for any
17 portions of the transferred real property that is later abandoned,
18 vacated, or ceases to be publicly maintained for trail purposes.

19 (b) Prior to completing the transfer in this subsection (2), the
20 department must ensure that provisions are made to accommodate
21 private and public utilities and any facilities that predate the
22 department's acquisition of the property, at no cost to those
23 entities. Prior to completing the transfer, the department shall also
24 ensure that provisions, by fair market assessment, are made to
25 accommodate other private and public utilities and any facilities
26 that have been legally allowed by permit or other instrument.

27 (c) The department may sell any adjoining property that is not
28 necessary to support the Rocky Reach Trail and adjacent buffer areas
29 only after the transfer of trail-related property to the Washington
30 state parks and recreation commission is complete. Adjoining property
31 owners must be given the first opportunity to acquire such property
32 that abuts their property, and applicable boundary line or other
33 adjustments must be made to the legal descriptions for recording
34 purposes.

35 NEW SECTION. **Sec. 214. FOR THE DEPARTMENT OF TRANSPORTATION—**
36 **PUBLIC-PRIVATE PARTNERSHIPS—PROGRAM K**

37 Motor Vehicle Account—State Appropriation	\$645,000
38 Electric Vehicle Charging Infrastructure	

1 Account—State Appropriation. \$1,000,000
 2 TOTAL APPROPRIATION. \$1,645,000

3 The appropriations in this section are subject to the following
 4 conditions and limitations: \$1,000,000 of the electric vehicle
 5 charging infrastructure account—state appropriation is provided
 6 solely for the purpose of capitalizing the Washington electric
 7 vehicle infrastructure bank as provided in chapter 44, Laws of 2015
 8 3rd sp. sess. (transportation revenue).

9 NEW SECTION. **Sec. 215. FOR THE DEPARTMENT OF TRANSPORTATION—**
 10 **HIGHWAY MAINTENANCE—PROGRAM M**

11 Motor Vehicle Account—State Appropriation \$459,764,000
 12 Motor Vehicle Account—Federal Appropriation \$7,000,000
 13 State Route Number 520 Corridor Account—State
 14 Appropriation \$4,447,000
 15 Tacoma Narrows Toll Bridge Account—State
 16 Appropriation \$1,233,000
 17 TOTAL APPROPRIATION. \$472,444,000

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

20 (1) \$7,092,000 of the motor vehicle account—state appropriation
 21 is provided solely for utility fees assessed by local governments as
 22 authorized under RCW 90.03.525 for the mitigation of stormwater
 23 runoff from state highways.

24 (2) \$4,447,000 of the state route number 520 corridor account—
 25 state appropriation is provided solely to maintain the state route
 26 number 520 floating bridge. These funds must be used in accordance
 27 with RCW 47.56.830(3).

28 (3) \$1,233,000 of the Tacoma Narrows toll bridge account—state
 29 appropriation is provided solely to maintain the new Tacoma Narrows
 30 bridge. These funds must be used in accordance with RCW 47.56.830(3).

31 NEW SECTION. **Sec. 216. FOR THE DEPARTMENT OF TRANSPORTATION—**
 32 **TRAFFIC OPERATIONS—PROGRAM Q—OPERATING**

33 Motor Vehicle Account—State Appropriation \$66,334,000
 34 Motor Vehicle Account—Federal Appropriation \$2,050,000
 35 Motor Vehicle Account—Private/Local Appropriation \$250,000
 36 TOTAL APPROPRIATION. \$68,634,000

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

3 (1) The department shall spend at least \$6,000,000 of the motor
4 vehicle account—state appropriation for low-cost enhancements. The
5 department shall give priority to low-cost enhancement projects that
6 improve safety or provide congestion relief. By December 15th of each
7 odd-numbered year, the department shall provide a report to the
8 legislature listing all low-cost enhancement projects completed in
9 the prior fiscal biennium.

10 (2) During the 2017-2019 fiscal biennium, the department shall
11 continue a pilot program that expands private transportation
12 providers' access to high occupancy vehicle lanes. Under the pilot
13 program, when the department reserves a portion of a highway based on
14 the number of passengers in a vehicle, the following vehicles must be
15 authorized to use the reserved portion of the highway if the vehicle
16 has the capacity to carry eight or more passengers, regardless of the
17 number of passengers in the vehicle: (a) Auto transportation company
18 vehicles regulated under chapter 81.68 RCW; (b) passenger charter
19 carrier vehicles regulated under chapter 81.70 RCW, except marked or
20 unmarked stretch limousines and stretch sport utility vehicles as
21 defined under department of licensing rules; (c) private nonprofit
22 transportation provider vehicles regulated under chapter 81.66 RCW;
23 and (d) private employer transportation service vehicles. For
24 purposes of this subsection, "private employer transportation
25 service" means regularly scheduled, fixed-route transportation
26 service that is offered by an employer for the benefit of its
27 employees. Nothing in this subsection is intended to authorize the
28 conversion of public infrastructure to private, for-profit purposes
29 or to otherwise create an entitlement or other claim by private users
30 to public infrastructure.

31 (3) When regional transit authority construction activities are
32 visible from a state highway, the department shall allow the regional
33 transit authority to place safe and appropriate signage informing the
34 public of the purpose of the construction activity.

35 (4) The department must make signage for low-height bridges a
36 high priority.

37 NEW SECTION. **Sec. 217. FOR THE DEPARTMENT OF TRANSPORTATION—**
38 **TRANSPORTATION MANAGEMENT AND SUPPORT—PROGRAM S**

1	Motor Vehicle Account—State Appropriation	\$34,396,000
2	Motor Vehicle Account—Federal Appropriation	\$1,656,000
3	Multimodal Transportation Account—State	
4	Appropriation	\$1,128,000
5	TOTAL APPROPRIATION.	\$37,180,000

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

8 (1) \$1,500,000 of the motor vehicle account—state appropriation
9 is provided solely for a grant program that makes awards for the
10 following: (a) Support for nonproject agencies, churches, and other
11 entities to help provide outreach to populations underrepresented in
12 the current apprenticeship programs; (b) preapprenticeship training;
13 and (c) child care, transportation, and other supports that are
14 needed to help women and minorities enter and succeed in
15 apprenticeship. The department must report on grants that have been
16 awarded and the amount of funds disbursed by December 1, 2016, and
17 annually thereafter.

18 (2)(a) During the 2017-2019 fiscal biennium, the department may
19 proceed with the pilot project selling commercial advertising,
20 including product placement, on department web sites and social
21 media. In addition, the department may sell a version of its mobile
22 application(s) to users who desire to have access to application(s)
23 without advertising.

24 (b) The department shall deposit all moneys received from the
25 sale of advertisements on web site and mobile applications into the
26 motor vehicle fund created in RCW 46.68.070.

27 (c) The department shall adopt standards for advertising, product
28 placement, and other forms of commercial recognition that require the
29 department to define and prohibit, at a minimum, the content
30 containing any of the following characteristics, which is not
31 permitted: (i) Obscene, indecent, or discriminatory content; (ii)
32 political or public issue advocacy content; (iii) products, services,
33 or other materials that are offensive, insulting, disparaging, or
34 degrading; or (iv) products, services, or messages that are contrary
35 to the public interest, including any advertisements that encourage
36 or depict unsafe behaviors or encourage unsafe or prohibited driving
37 activities. Alcohol, tobacco, and cannabis are included among the
38 products prohibited.

1 special needs transportation. Grants for nonprofit providers must be
2 based on need, including the availability of other providers of
3 service in the area, efforts to coordinate trips among providers and
4 riders, and the cost effectiveness of trips provided.

5 (b) \$41,643,000 of the multimodal transportation account—state
6 appropriation is provided solely for grants to transit agencies to
7 transport persons with special transportation needs. To receive a
8 grant, the transit agency must, to the greatest extent practicable,
9 have a maintenance of effort for special needs transportation that is
10 no less than the previous year's maintenance of effort for special
11 needs transportation. Grants for transit agencies must be prorated
12 based on the amount expended for demand response service and route
13 deviated service in calendar year 2013 as reported in the "Summary of
14 Public Transportation - 2013" published by the department of
15 transportation. No transit agency may receive more than thirty
16 percent of these distributions.

17 (2) \$28,785,000 of the rural mobility grant program account—state
18 appropriation is provided solely for grants to aid small cities in
19 rural areas as prescribed in RCW 47.66.100.

20 (3)(a) \$9,321,000 of the multimodal transportation account—state
21 appropriation is provided solely for a vanpool grant program for: (i)
22 Public transit agencies to add vanpools or replace vans; and (ii)
23 incentives for employers to increase employee vanpool use. The grant
24 program for public transit agencies will cover capital costs only;
25 operating costs for public transit agencies are not eligible for
26 funding under this grant program. Additional employees may not be
27 hired from the funds provided in this section for the vanpool grant
28 program, and supplanting of transit funds currently funding vanpools
29 is not allowed. The department shall encourage grant applicants and
30 recipients to leverage funds other than state funds.

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

33 (4) \$11,083,000 of the regional mobility grant program account—
34 state appropriation is reappropriated and provided solely for the
35 regional mobility grant projects identified in OFM Transportation
36 Document 17GOV001 as developed December 14, 2016, Program - Public
37 Transportation Program (V).

38 (5)(a) \$77,679,000 of the regional mobility grant program account
39 —state appropriation is provided solely for the regional mobility

1 grant projects identified in OFM Transportation Document 17GOV001 as
2 developed December 14, 2016, Program - Public Transportation Program
3 (V). The department shall review all projects receiving grant awards
4 under this program at least semiannually to determine whether the
5 projects are making satisfactory progress. Any project that has been
6 awarded funds, but does not report activity on the project within one
7 year of the grant award, must be reviewed by the department to
8 determine whether the grant should be terminated. The department
9 shall promptly close out grants when projects have been completed,
10 and any remaining funds must be used only to fund projects identified
11 in the OFM transportation document referenced in this subsection. The
12 department shall provide annual status reports on December 15, 2017,
13 and December 15, 2018, to the office of financial management and the
14 transportation committees of the legislature regarding the projects
15 receiving the grants. It is the intent of the legislature to
16 appropriate funds through the regional mobility grant program only
17 for projects that will be completed on schedule. A grantee may not
18 receive more than twenty-five percent of the amount appropriated in
19 this subsection. The department shall not approve any increases or
20 changes to the scope of a project for the purpose of a grantee
21 expending remaining funds on an awarded grant.

22 (b) In order to be eligible to receive a grant under (a) of this
23 subsection during the 2017-2019 fiscal biennium, a transit agency
24 must establish a process for private transportation providers to
25 apply for the use of park and ride facilities. For purposes of this
26 subsection, (i) "private transportation provider" means: An auto
27 transportation company regulated under chapter 81.68 RCW; a passenger
28 charter carrier regulated under chapter 81.70 RCW, except marked or
29 unmarked stretch limousines and stretch sport utility vehicles as
30 defined under department of licensing rules; a private nonprofit
31 transportation provider regulated under chapter 81.66 RCW; or a
32 private employer transportation service provider; and (ii) "private
33 employer transportation service" means regularly scheduled, fixed-
34 route transportation service that is offered by an employer for the
35 benefit of its employees.

36 (6) Funds provided for the commute trip reduction (CTR) program
37 may also be used for the growth and transportation efficiency center
38 program.

1 (7) \$5,670,000 of the multimodal transportation account—state
2 appropriation and \$754,000 of the state vehicle parking account—state
3 appropriation are provided solely for CTR grants and activities.

4 (8) \$200,000 of the multimodal transportation account—state
5 appropriation is contingent on the timely development of an annual
6 report summarizing the status of public transportation systems as
7 identified under RCW 35.58.2796.

8 (9) \$15,215,000 of the multimodal transportation account—state
9 appropriation is provided solely for projects identified in OFM
10 Transportation Document 17GOV001 as developed December 14, 2016.
11 Except as provided otherwise in this subsection, funds must first be
12 used for projects that are identified as priority one projects. As
13 additional funds become available or if a priority one project is
14 delayed, funding must be provided to priority two projects. If a
15 higher priority project is bypassed, it must be funded when the
16 project is ready. The department must submit a report annually with
17 its budget submittal that, at a minimum, includes information about
18 the listed transit projects that have been funded and projects that
19 have been bypassed, including an estimated time frame for when the
20 bypassed project will be funded.

21 (10) \$2,000,000 of the multimodal transportation account—state
22 appropriation is provided solely for transit coordination grants.

23 NEW SECTION. **Sec. 221. FOR THE DEPARTMENT OF TRANSPORTATION—**
24 **MARINE—PROGRAM X**

25	Puget Sound Ferry Operations Account—State	
26	Appropriation	\$507,100,000
27	Puget Sound Ferry Operations Account—Federal	
28	Appropriation	\$8,743,000
29	Puget Sound Ferry Operations Account—Private/Local	
30	Appropriation	\$121,000
31	TOTAL APPROPRIATION.	\$515,964,000

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

34 (1) The office of financial management budget instructions
35 require agencies to recast enacted budgets into activities. The
36 Washington state ferries shall include a greater level of detail in
37 its 2017-2019 supplemental and 2019-2021 omnibus transportation
38 appropriations act requests, as determined jointly by the office of

1 financial management, the Washington state ferries, and the
2 transportation committees of the legislature. This level of detail
3 must include the administrative functions in the operating as well as
4 capital programs.

5 (2) Until a reservation system is operational on the San Juan
6 islands inter-island route, the department shall provide the same
7 priority loading benefits on the San Juan islands inter-island route
8 to home health care workers as are currently provided to patients
9 traveling for purposes of receiving medical treatment.

10 (3) For the 2017-2019 fiscal biennium, the department may enter
11 into a distributor controlled fuel hedging program and other methods
12 of hedging approved by the fuel hedging committee.

13 (4) \$71,135,000 of the Puget Sound ferry operations account—state
14 appropriation is provided solely for auto ferry vessel operating fuel
15 in the 2017-2019 fiscal biennium, which reflect cost savings from a
16 reduced biodiesel fuel requirement and, therefore, is contingent upon
17 the enactment of section 704 of this act. The amount provided in this
18 subsection represents the fuel budget for the purposes of calculating
19 any ferry fare fuel surcharge.

20 (5) When purchasing uniforms that are required by collective
21 bargaining agreements, the department shall contract with the lowest
22 cost provider.

23 (6) \$30,000 of the Puget Sound ferry operations account—state
24 appropriation is provided solely for the marine division assistant
25 secretary's designee to the board of pilotage commissioners, who
26 serves as the board chair. As the agency chairing the board, the
27 department shall direct the board chair, in his or her capacity as
28 chair, to require that the report to the governor and chairs of the
29 transportation committees required under RCW 88.16.035(1)(f) be filed
30 by September 1, 2017, and annually thereafter, and that the report
31 include the establishment of policies and procedures necessary to
32 increase the diversity of pilots, trainees, and applicants, including
33 a diversity action plan. The diversity action plan must articulate a
34 comprehensive vision of the board's diversity goals and the steps it
35 will take to reach those goals.

36 (7) \$15,000 of the Puget Sound ferry operations account—state
37 appropriation is provided solely for completion of a market analysis
38 by a commercial real estate broker for the relocation of the ferry
39 division's headquarters. By September 30, 2017, the department shall

1 report to the office of financial management and the transportation
2 committees of the legislature on the resulting market analysis. The
3 analysis must include the most cost-effective solution for both
4 leased and owned options at Puget Sound locations with existing
5 ferries facilities.

6 (8) \$8,743,000 of the Puget Sound ferry operations account—
7 federal appropriation is provided solely for vessel maintenance.

8 (9) \$1,000,000 of the Puget Sound ferry operations account—state
9 appropriation is provided solely for operating costs related to
10 moving vessels for emergency capital repairs. Funds may only be spent
11 after approval by the office of financial management.

12 NEW SECTION. **Sec. 222. FOR THE DEPARTMENT OF TRANSPORTATION—**
13 **RAIL—PROGRAM Y—OPERATING**

14 Multimodal Transportation Account—State
15 Appropriation \$80,999,000
16 Multimodal Transportation Account—Private/Local
17 Appropriation \$46,000
18 TOTAL APPROPRIATION. \$81,045,000

19 The appropriations in this section are subject to the following
20 conditions and limitations: \$1,000,000 of the multimodal
21 transportation account—state appropriation is provided solely for a
22 consultant study of ultra high-speed ground transportation. "Ultra
23 high-speed" means two hundred fifty miles per hour or more. The study
24 must identify the costs and benefits of ultra high-speed ground
25 transportation along a north-south alignment in Washington state. The
26 study must provide:

27 (1) An update to the high speed ground transportation study
28 commissioned pursuant to chapter 231, Laws of 1991 and delivered to
29 the governor and legislature on October 15, 1992;

30 (2) An analysis of an ultra high-speed ground transportation
31 alignment between Vancouver, British Columbia and Portland, Oregon
32 with stations in: Vancouver, British Columbia; Bellingham, Everett,
33 Seattle, SeaTac, Tacoma, Olympia, and Vancouver, Washington; and
34 Portland, Oregon, with an option to connect with an east-west
35 alignment in Washington state and with a similar system in the state
36 of California;

37 (3) An analysis of the following key elements:

38 (a) Economic feasibility;

- 1 (b) Forecasted demand;
- 2 (c) Corridor identification;
- 3 (d) Land use and economic development and environmental
- 4 implications;
- 5 (e) Compatibility with other regional transportation plans,
- 6 including interfaces and impacts on other travel modes such as air
- 7 transportation;
- 8 (f) Technological options for ultra high-speed ground
- 9 transportation, both foreign and domestic;
- 10 (g) Required specifications for speed, safety, access, and
- 11 frequency;
- 12 (h) Identification of existing highway or railroad rights-of-way
- 13 that are suitable for ultra high-speed travel, including
- 14 identification of additional rights-of-way that may be needed and the
- 15 process for acquiring those rights-of-way;
- 16 (i) Institutional arrangements for carrying out detailed system
- 17 planning, construction, and operations; and
- 18 (j) An analysis of potential financing mechanisms for an ultra
- 19 high-speed travel system.

20 The department shall provide a report of its study findings to
 21 the governor and transportation committees of the legislature by
 22 December 15, 2017.

23 NEW SECTION. **Sec. 223. FOR THE DEPARTMENT OF TRANSPORTATION—**

24 **LOCAL PROGRAMS—PROGRAM Z—OPERATING**

25	Motor Vehicle Account—State Appropriation	\$10,141,000
26	Motor Vehicle Account—Federal Appropriation	\$2,567,000
27	Multiuse Roadway Safety Account—State Appropriation	\$132,000
28	TOTAL APPROPRIATION.	\$12,840,000

29 **TRANSPORTATION AGENCIES—CAPITAL**

30 NEW SECTION. **Sec. 301. FOR THE FREIGHT MOBILITY STRATEGIC**

31 **INVESTMENT BOARD**

32	Freight Mobility Investment Account—State	
33	Appropriation	\$23,323,000
34	Highway Safety Account—State Appropriation	\$1,000,000
35	Motor Vehicle Account—Federal Appropriation	\$3,250,000
36	Freight Mobility Multimodal Account—State	

1	Appropriation	\$20,163,000
2	Freight Mobility Multimodal Account—Private/Local	
3	Appropriation	\$1,000,000
4	TOTAL APPROPRIATION.	\$48,736,000

5 NEW SECTION. **Sec. 302. FOR THE WASHINGTON STATE PATROL**

6	State Patrol Highway Account—State Appropriation	\$3,753,000
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7 The appropriation in this section is subject to the following
8 conditions and limitations: The entire appropriation in this section
9 is provided solely for the following projects:

- 10 (1) \$250,000 for emergency repairs;
- 11 (2) \$728,000 for roof replacements;
- 12 (3) \$1,700,000 for the Shelton skid pan replacement;
- 13 (4) \$200,000 for HVAC replacements;
- 14 (5) \$175,000 for the Whiskey Ridge generator shelter; and
- 15 (6) \$700,000 for equipment for the Shelton training tank.

16 The Washington state patrol may transfer funds between projects
17 specified in this section to address cash flow requirements. If a
18 project specified in this section is completed for less than the
19 amount provided, the remainder may be transferred to another project
20 specified in this section not to exceed the total appropriation
21 provided in this section.

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

23	Rural Arterial Trust Account—State Appropriation	\$58,186,000
24	Motor Vehicle Account—State Appropriation	\$706,000
25	County Arterial Preservation Account—State	
26	Appropriation	\$30,434,000
27	TOTAL APPROPRIATION.	\$89,326,000

28 NEW SECTION. **Sec. 304. FOR THE TRANSPORTATION IMPROVEMENT BOARD**

29	Small City Pavement and Sidewalk Account—State	
30	Appropriation	\$5,780,000
31	Highway Safety Account—State Appropriation	\$3,000,000
32	Transportation Improvement Account—State	
33	Appropriation	\$240,300,000
34	Multimodal Transportation Account—State	
35	Appropriation	\$14,670,000
36	TOTAL APPROPRIATION.	\$263,750,000

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

3 (1) The entire highway safety account—state appropriation is
4 provided solely for the small city low-energy street light retrofit
5 demonstration program.

6 (2) The entire multimodal transportation account—state
7 appropriation is provided solely for the complete streets program.

8 NEW SECTION. **Sec. 305. FOR THE DEPARTMENT OF TRANSPORTATION—**
9 **FACILITIES—PROGRAM D—(DEPARTMENT OF TRANSPORTATION-ONLY PROJECTS)—**
10 **CAPITAL**

11	Motor Vehicle Account—State Appropriation	\$6,087,000
12	Connecting Washington Account—State Appropriation	\$24,257,000
13	TOTAL APPROPRIATION.	\$30,344,000

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

16 (1) \$16,170,000 of the connecting Washington account—state
17 appropriation is provided solely for a new Olympic region maintenance
18 and administration facility to be located on the department-owned
19 site at the intersection of Marvin Road and 32nd Avenue.

20 (2) \$8,087,000 of the connecting Washington account—state
21 appropriation is provided solely for a new administration facility on
22 Euclid Avenue in Wenatchee, Washington.

23 NEW SECTION. **Sec. 306. FOR THE DEPARTMENT OF TRANSPORTATION—**
24 **IMPROVEMENTS—PROGRAM I**

25	Transportation Partnership Account—State	
26	Appropriation	\$570,992,000
27	Motor Vehicle Account—State Appropriation	\$40,786,000
28	Motor Vehicle Account—Federal Appropriation	\$223,059,000
29	Motor Vehicle Account—Private/Local Appropriation	\$23,522,000
30	Connecting Washington Account—State	
31	Appropriation	\$1,106,122,000
32	Special Category C Account—State Appropriation	\$146,000
33	Multimodal Transportation Account—State	
34	Appropriation	\$17,989,000
35	Alaskan Way Viaduct Replacement Project Account—State	
36	Appropriation	\$122,046,000

1	Transportation 2003 Account (Nickel Account)—State	
2	Appropriation	\$51,115,000
3	Interstate 405 Express Toll Lanes Operations Account—State	
4	Appropriation	\$12,000,000
5	TOTAL APPROPRIATION.	\$2,167,777,000

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

8 (1) Except as provided otherwise in this section, the entire
9 connecting Washington account—state appropriation and the entire
10 transportation partnership account—state appropriation are provided
11 solely for the projects and activities as listed by fund, project,
12 and amount in OFM Transportation Document 17GOV001 as developed
13 December 14, 2016, Program - Highway Improvements Program (I).
14 However, limited transfers of specific line-item project
15 appropriations may occur between projects for those amounts listed
16 subject to the conditions and limitations in section 601 of this act.

17 (2) Except as otherwise provided in this section, the entire
18 transportation 2003 account (nickel account)—state appropriation is
19 provided solely for the projects and activities as listed in OFM
20 Transportation Document 17GOV001 as developed December 14, 2016,
21 Program - Highway Improvements Program (I).

22 (3) Except as provided otherwise in this section, the entire
23 motor vehicle account—state appropriation and motor vehicle account—
24 federal appropriation are provided solely for the projects and
25 activities listed in OFM Transportation Document 17GOV001 as
26 developed December 14, 2016, Program - Highway Improvements Program
27 (I). Any federal funds gained through efficiencies, adjustments to
28 the federal funds forecast, additional congressional action not
29 related to a specific project or purpose, or the federal funds
30 redistribution process must then be applied to highway and bridge
31 preservation activities. However, no additional federal funds may be
32 allocated to the I-5/Columbia River Crossing project (400506A).

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

37 (5) The connecting Washington account—state appropriation
38 includes up to \$307,944,000 in proceeds from the sale of bonds
39 authorized in RCW 47.10.889.

1 (6) The transportation 2003 account (nickel account)—state
2 appropriation includes up to \$51,115,000 in proceeds from the sale of
3 bonds authorized in RCW 47.10.861.

4 (7) The transportation partnership account—state appropriation
5 includes up to \$447,623,000 in proceeds from the sale of bonds
6 authorized in RCW 47.10.873. Of this amount, \$122,046,000 must be
7 transferred to the Alaskan Way viaduct replacement project account.

8 (8) \$159,407,000 of the transportation partnership account—state
9 appropriation, \$7,000 of the motor vehicle account—federal
10 appropriation, \$8,000,000 of the motor vehicle account—private/local
11 appropriation, \$29,100,000 of the transportation 2003 account (nickel
12 account)—state appropriation, \$122,046,000 of the Alaskan Way viaduct
13 replacement project account—state appropriation, and \$2,662,000 of
14 the multimodal transportation account—state appropriation are
15 provided solely for the SR 99/Alaskan Way Viaduct Replacement project
16 (809936Z).

17 (9) \$15,327,000 of the multimodal transportation account—state
18 appropriation is provided solely for transit mitigation for the SR
19 99/Viaduct Project - Construction Mitigation project (809940B).

20 (10) Within existing resources, during the regular sessions of
21 the legislature, the department of transportation shall participate
22 in work sessions, before the transportation committees of the house
23 of representatives and senate, on the Alaskan Way viaduct replacement
24 project. These work sessions must include a report on current
25 progress of the project, timelines for completion, outstanding
26 claims, the financial status of the project, and any other
27 information necessary for the legislature to maintain appropriate
28 oversight of the project. The parties invited to present may include
29 the department of transportation, the Seattle tunnel partners, and
30 other appropriate stakeholders.

31 (11) \$5,804,000 of the transportation partnership account—state
32 appropriation, \$5,162,000 of the transportation 2003 account (nickel
33 account)—state appropriation, and \$146,000 of the special category C
34 account—state appropriation are provided solely for the US 395/North
35 Spokane Corridor project (600010A). Any future savings on the project
36 must stay on the US 395/Interstate 90 corridor and be made available
37 to the current phase of the North Spokane corridor project or any
38 future phase of the project in 2017-2019.

1 (12) \$28,101,000 of the transportation partnership account—state
2 appropriation and \$10,956,000 of the transportation 2003 account
3 (nickel account)—state appropriation are provided solely for the
4 I-405/Kirkland Vicinity Stage 2 - Widening project (8BI1002). This
5 project must be completed as soon as practicable as a design-build
6 project. Any future savings on this project or other Interstate 405
7 corridor projects must stay on the Interstate 405 corridor and be
8 made available to either the I-405/SR 167 Interchange - Direct
9 Connector project (140504C) or the I-405 Renton to Bellevue project
10 in the 2017-2019 fiscal biennium. The transportation partnership
11 account—state appropriation in this subsection includes funding to
12 begin preliminary engineering for adding capacity on Interstate 405
13 between state route number 522 and Interstate 5.

14 (13)(a) The SR 520 Bridge Replacement and HOV project (8BI1003)
15 is supported over time from multiple sources, including a
16 \$300,000,000 TIFIA loan, \$924,615,000 in Garvee bonds, toll revenues,
17 state bonds, interest earnings, and other miscellaneous sources.

18 (b) \$44,311,000 of the transportation partnership account—state
19 appropriation is provided solely for the SR 520 Bridge Replacement
20 and HOV project (8BI1003).

21 (c) When developing the financial plan for the project, the
22 department shall assume that all maintenance and operation costs for
23 the new facility are to be covered by tolls collected on the toll
24 facility and not by the motor vehicle account.

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

30 (15) The department shall itemize all future requests for the
31 construction of buildings on a project list and submit them through
32 the transportation executive information system as part of the
33 department's 2018 budget submittal. It is the intent of the
34 legislature that new facility construction must be transparent and
35 not appropriated within larger highway construction projects.

36 (16) \$49,014,000 of the motor vehicle account—federal
37 appropriation and \$6,800,000 of the motor vehicle account—state
38 appropriation are provided solely for fish passage barrier and
39 chronic deficiency improvements (0BI4001).

1 (17) Any new advisory group that the department convenes during
2 the 2017-2019 fiscal biennium must consider the interests of the
3 entire state of Washington.

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

13 (19) Of the amounts allocated to the Puget Sound Gateway project
14 (M00600R) in OFM Transportation Document 17GOV001 as developed
15 December 14, 2016, \$4,000,000 must be used to complete the bridge
16 connection at 28th/24th Street over state route number 509 in the
17 city of SeaTac. The bridge connection must be completed prior to
18 other construction on the state route number 509 segment of the
19 project.

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

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

37 (22) \$600,000 of the motor vehicle account—state appropriation is
38 provided solely for the department to complete an interchange
39 justification report (IJR) for the U.S. 2 trestle (L1000158),

1 covering the state route number 204 and 20th Street interchanges at
2 the end of the westbound structure.

3 (a) The department shall develop the IJR in close collaboration
4 with affected local jurisdictions, including Snohomish county and the
5 cities of Everett, Lake Stevens, Marysville, Snohomish, and Monroe.

6 (b) Within the amount provided for the IJR, the department must
7 address public outreach and the overall operational approval of the
8 IJR.

9 (c) The department shall complete the IJR and submit the final
10 report to the governor and the transportation committees of the
11 legislature by July 1, 2018.

12 (23) The legislature recognizes that the city of Mercer Island
13 has unique access issues that require the use of Interstate 90 to
14 leave the island and that this access may be impeded by the I-90/Two
15 Way Transit and HOV Improvements project. The department must
16 continue to work with the city of Mercer Island to address potential
17 access solutions as the project nears completion.

18 (24) \$2,000,000 of the Interstate 405 express toll lanes
19 operations account—state appropriation is provided solely for the
20 I-405 NB Hard Shoulder Running - SR 527 to I-5 project (L1000163).

21 NEW SECTION. **Sec. 307. FOR THE DEPARTMENT OF TRANSPORTATION—**
22 **PRESERVATION—PROGRAM P**

23	Recreational Vehicle Account—State Appropriation	\$2,480,000
24	Transportation Partnership Account—State	
25	Appropriation	\$1,637,000
26	Motor Vehicle Account—State Appropriation	\$50,894,000
27	Motor Vehicle Account—Federal Appropriation	\$551,706,000
28	Motor Vehicle Account—Private/Local Appropriation	\$10,400,000
29	State Route Number 520 Corridor Account—State	
30	Appropriation	\$498,000
31	Connecting Washington Account—State Appropriation	\$185,030,000
32	Tacoma Narrows Toll Bridge Account—State Appropriation	\$384,000
33	Transportation 2003 Account (Nickel Account)—State	
34	Appropriation	\$58,894,000
35	TOTAL APPROPRIATION.	\$861,923,000

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

1 (1) Except as provided otherwise in this section, the entire
2 connecting Washington account—state appropriation and the entire
3 transportation partnership account—state appropriation are provided
4 solely for the projects and activities as listed by fund, project,
5 and amount in OFM Transportation Document 17GOV001 as developed
6 December 14, 2016, Program - Highway Preservation Program (P).
7 However, limited transfers of specific line-item project
8 appropriations may occur between projects for those amounts listed
9 subject to the conditions and limitations in section 601 of this act.

10 (2) Except as otherwise provided in this section, the entire
11 transportation 2003 account (nickel account)—state appropriation is
12 provided solely for the projects and activities as listed in OFM
13 Transportation Document 17GOV001 as developed December 14, 2016,
14 Program - Highway Preservation Program (P).

15 (3) Except as provided otherwise in this section, the entire
16 motor vehicle account—state appropriation and motor vehicle account—
17 federal appropriation are provided solely for the projects and
18 activities listed in OFM Transportation Document 17GOV001 as
19 developed December 14, 2016, Program - Highway Preservation Program
20 (P). Any federal funds gained through efficiencies, adjustments to
21 the federal funds forecast, additional congressional action not
22 related to a specific project or purpose, or the federal funds
23 redistribution process must then be applied to highway and bridge
24 preservation activities. However, no additional federal funds may be
25 allocated to the I-5/Columbia River Crossing project (400506A).

26 (4) Within the motor vehicle account—state appropriation and
27 motor vehicle account—federal appropriation, the department may
28 transfer funds between programs I and P, except for funds that are
29 otherwise restricted in this act.

30 (5) The transportation 2003 account (nickel account)—state
31 appropriation includes up to \$11,891,000 in proceeds from the sale of
32 bonds authorized in RCW 47.10.861.

33 (6) It is the intent of the legislature that, with respect to the
34 amounts provided for highway preservation from the connecting
35 Washington account, the department consider the preservation and
36 rehabilitation of concrete roadway on Interstate 5 from the Canadian
37 border to the Oregon border to be a priority within the preservation
38 program.

1 (7) \$7,200,000 of the connecting Washington account—state
2 appropriation is provided solely for the land mobile radio upgrade
3 (G2000055). The land mobile radio project is subject to technical
4 oversight by the office of the chief information officer. The
5 department, in collaboration with the office of the chief information
6 officer, shall identify where existing or proposed mobile radio
7 technology investments should be consolidated, identify when existing
8 or proposed mobile radio technology investments can be reused or
9 leveraged to meet multiagency needs, increase mobile radio
10 interoperability between agencies, and identify how redundant
11 investments can be reduced over time. The department shall also
12 provide quarterly reports to the technology services board on project
13 progress.

14 (8) \$5,000,000 of the motor vehicle account—state appropriation
15 is provided solely for extraordinary costs incurred from litigation
16 awards, settlements, or dispute mitigation activities not eligible
17 for funding from the self-insurance fund. The amount provided in this
18 subsection must be held in unallotted status until the department
19 submits a request to the office of financial management that includes
20 documentation detailing litigation-related expenses. The office of
21 financial management may release the funds only when it determines
22 that all other funds designated for litigation awards, settlements,
23 and dispute mitigation activities have been exhausted. No funds
24 provided in this subsection may be expended on any legal fees related
25 to the SR99/Alaskan Way viaduct replacement project.

26 (9) The motor vehicle account—federal appropriation in this
27 section includes funding for preservation and improvement projects on
28 the national highway freight network. Before programming federal
29 national highway freight program funds designated for the national
30 highway freight network under this subsection, the department shall
31 validate projects on the prioritized freight project list submitted
32 on November 1, 2016. Only projects that are validated by the
33 department may receive funding under this subsection. The department
34 shall continue to work with the Washington state freight advisory
35 committee to improve project screening and validation to support
36 project prioritization and selection, including during the freight
37 mobility plan update in 2017.

1 (3) \$6,000,000 of the Puget Sound capital construction account—
2 federal appropriation and \$64,788,000 of the connecting Washington
3 account—state appropriation are provided solely for the Mukilteo
4 ferry terminal (952515P). It is the intent of the legislature, over
5 the sixteen-year investment program, to provide \$159,000,000 to
6 complete the Mukilteo Terminal Replacement project (952515P). These
7 funds are identified in the OFM transportation document referenced in
8 subsection (1) of this section. To the greatest extent practicable
9 and within available resources, the department shall design the new
10 terminal to be a net-zero energy building. To achieve this goal, the
11 department shall evaluate using highly energy efficient equipment and
12 systems, and the most appropriate renewable energy systems for the
13 needs and location of the terminal.

14 (4) \$61,729,000 of the Puget Sound capital construction account—
15 federal appropriation, \$37,029,000 of the connecting Washington
16 account—state appropriation, and \$15,554,000 of the Puget Sound
17 capital construction account—private/local appropriation are provided
18 solely for the Seattle Terminal Replacement project (900010L). It is
19 the intent of the legislature, over the sixteen-year investment
20 program, to provide \$350,000,000 to complete the project. These funds
21 are identified in the OFM transportation document referenced in
22 subsection (1) of this section.

23 (5) \$7,000,000 of the Puget Sound capital construction account—
24 state appropriation is provided solely for emergency capital repair
25 costs (999910K). Funds may only be spent after approval by the office
26 of financial management.

27 (6) If the department pursues a conversion of the existing diesel
28 powered Issaquah class fleet to a different fuel source or engine
29 technology or the construction of a new vessel powered by a fuel
30 source or engine technology that is not diesel powered, the
31 department must use a design-build procurement process.

32 (7) \$755,000 of the Puget Sound capital construction account—
33 state appropriation is provided solely for planning and predesign
34 studies to prepare the department for replacement of the super class
35 vessels. As part of the planning, the department shall update the
36 long-range plan to identify vessel replacement needs, revised
37 estimates for new vessel costs, size, and purchase time frames. As
38 part of the update, the department shall evaluate the feasibility of
39 adding an option for a fifth 144-car vessel to the existing 144-car

1 vessel procurement. Additionally, the long-range plan must include a
2 vessel retirement schedule and associated reserve vessel policy
3 recommendations.

4 (8) \$178,000 of the Puget Sound capital construction account—
5 federal appropriation and \$479,000 of the Puget Sound capital
6 construction—state appropriation are provided solely for installation
7 of security access control and video monitoring systems, and for
8 enhancing wireless network capacity to handle higher security usage,
9 increase connectivity between vessels and land-based facilities, and
10 isolate the security portion of the network from regular business
11 (project 998925A).

12 (9)(a)(i) During the competitive procurement process and before
13 its release, the office of financial management shall review the
14 request for proposals and all other related competitive procurement
15 documents for a new dispatch system to ensure the request for
16 proposals:

17 (A) Provides for the business needs of the state; and

18 (B) Mitigates risk to the state.

19 (ii) During development of the request for proposals and before
20 its release, the office of the chief information officer shall review
21 the request for proposals and all other related competitive
22 procurement documents for a dispatch system to ensure the request for
23 proposals:

24 (A) Contains requirements that meet the security standards and
25 policies of the office of the chief information officer; and

26 (B) Is flexible and adaptable to advances in technology.

27 (b)(i) Before commencement of the new dispatch system
28 implementation, the department shall submit a draft technology
29 management plan to the office of financial management and the office
30 of the chief information officer that includes a provision for
31 independent verification and validation of contract deliverables from
32 the successful bidder and a provision for quality assurance that
33 includes reporting independently to the office of the chief
34 information officer on an ongoing basis during system implementation;

35 (ii) The technology management plan must include:

36 (A) A technology budget, identifying project costs, funding
37 sources, and anticipated deliverables through each stage of the
38 investment and across fiscal periods and biennia from project
39 initiation to implementation;

1 (B) An organizational chart of the project management team that
2 identifies team members and their roles and responsibilities;

3 (C) A risk management plan;

4 (D) An implementation schedule covering activities, critical
5 milestones, and deliverables at each stage of the project for the
6 life of the project; and

7 (E) Performance measures used to determine that the project is on
8 time, within budget, and meeting expectations for quality of work
9 product.

10 (c) The department must provide a project status report to the
11 office of financial management and the transportation committees of
12 the legislature on at least a calendar quarterly basis. The report
13 must include, but is not limited to:

14 (i) Detailed information about the planned and actual scope,
15 schedule, and budget;

16 (ii) Status of key vendor and other project deliverables; and

17 (iii) A description of significant changes to planned
18 deliverables or system functions over the life of the project.

19 NEW SECTION. **Sec. 310. FOR THE DEPARTMENT OF TRANSPORTATION—**
20 **RAIL—PROGRAM Y—CAPITAL**

21	Essential Rail Assistance Account—State Appropriation . . .	\$424,000
22	Transportation Infrastructure Account—State	
23	Appropriation	\$5,367,000
24	Multimodal Transportation Account—State	
25	Appropriation	\$48,512,000
26	Multimodal Transportation Account—Federal	
27	Appropriation	\$1,020,000
28	TOTAL APPROPRIATION.	\$55,323,000

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

31 (1) Except as provided otherwise in this section, the entire
32 appropriations in this section are provided solely for the projects
33 and activities as listed by project and amount in OFM Transportation
34 Document 17GOV001 as developed December 14, 2016, Program - Rail
35 Program (Y).

36 (2) \$5,000,000 of the transportation infrastructure account—state
37 appropriation is provided solely for new low-interest loans approved
38 by the department through the freight rail investment bank (FRIB)

1 program. The department shall issue FRIB program loans with a
2 repayment period of no more than ten years, and charge only so much
3 interest as is necessary to recoup the department's costs to
4 administer the loans. For the 2017-2019 fiscal biennium, the
5 department shall first award loans to 2017-2019 FRIB loan applicants
6 in priority order, and then offer loans to 2017-2019 unsuccessful
7 freight rail assistance program grant applicants, if eligible. If any
8 funds remain in the FRIB program, the department may reopen the loan
9 program and shall evaluate new applications in a manner consistent
10 with past practices as specified in section 309, chapter 367, Laws of
11 2011. The department shall report annually to the transportation
12 committees of the legislature and the office of financial management
13 on all FRIB loans issued.

14 (3)(a) \$5,390,000 of the multimodal transportation account—state
15 appropriation and \$367,000 of the transportation infrastructure
16 account—state appropriation are provided solely for new statewide
17 emergent freight rail assistance projects identified in the OFM
18 transportation document referenced in subsection (1) of this section.

19 (b) Of the amounts provided in this subsection, \$367,000 of the
20 transportation infrastructure account—state appropriation and
21 \$1,100,000 of the multimodal transportation account—state
22 appropriation are provided solely to reimburse Highline Grain, LLC
23 for approved work completed on Palouse River and Coulee City (PCC)
24 railroad track in Spokane county between the BNSF Railway Interchange
25 at Cheney and Geiger Junction and must be administered in a manner
26 consistent with freight rail assistance program projects. The value
27 of the public benefit of this project is expected to meet or exceed
28 the cost of this project in: Shipper savings on transportation costs;
29 jobs saved in rail-dependent industries; and/or reduced future costs
30 to repair wear and tear on state and local highways due to fewer
31 annual truck trips (reduced vehicle miles traveled). The amounts
32 provided in this subsection are not a commitment for future
33 legislatures, but it is the legislature's intent that future
34 legislatures will work to approve biennial appropriations until the
35 full \$7,337,000 cost of this project is reimbursed.

36 (4)(a) \$400,000 of the essential rail assistance account—state
37 appropriation and \$305,000 of the multimodal transportation account—
38 state appropriation are provided solely for the purpose of the

1 rehabilitation and maintenance of the Palouse river and Coulee City
2 railroad line (F01111B).

3 (b) Expenditures from the essential rail assistance account—state
4 in this subsection may not exceed the combined total of:

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

7 (ii) Revenues transferred from the miscellaneous program account
8 to the essential rail assistance account, pursuant to RCW 47.76.360,
9 for the purpose of sustaining the grain train program by maintaining
10 the Palouse river and Coulee City railroad.

11 (5) The department shall issue a call for projects for the
12 freight rail assistance program, and shall evaluate the applications
13 in a manner consistent with past practices as specified in section
14 309, chapter 367, Laws of 2011. By November 15, 2017, the department
15 shall submit a prioritized list of recommended projects to the office
16 of financial management and the transportation committees of the
17 legislature.

18 NEW SECTION. **Sec. 311. FOR THE DEPARTMENT OF TRANSPORTATION—**
19 **LOCAL PROGRAMS—PROGRAM Z—CAPITAL**

20	Highway Infrastructure Account—State Appropriation	\$293,000
21	Highway Infrastructure Account—Federal Appropriation	\$218,000
22	Transportation Partnership Account—State	
23	Appropriation	\$1,143,000
24	Highway Safety Account—State Appropriation	\$2,388,000
25	Motor Vehicle Account—State Appropriation	\$100,000
26	Motor Vehicle Account—Federal Appropriation	\$16,087,000
27	Motor Vehicle Account—Private/Local Appropriation	\$18,000,000
28	Connecting Washington Account—State Appropriation	\$115,293,000
29	Multimodal Transportation Account—State	
30	Appropriation	\$55,207,000
31	TOTAL APPROPRIATION.	\$208,729,000

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

34 (1) Except as provided otherwise in this section, the entire
35 appropriations in this section are provided solely for the projects
36 and activities as listed by project and amount in OFM Transportation
37 Document 17GOV001 as developed December 14, 2016, Program - Local
38 Programs Program (Z).

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

4 (a) \$24,812,000 of the multimodal transportation account—state
5 appropriation and \$1,143,000 of the transportation partnership
6 account—state appropriation are provided solely for pedestrian and
7 bicycle safety program projects (project L2000188).

8 (b) \$6,100,000 of the motor vehicle account—federal appropriation
9 and \$7,750,000 of the multimodal transportation account—state
10 appropriation are provided solely for newly selected safe routes to
11 school projects. \$6,372,000 of the motor vehicle account—federal
12 appropriation, \$923,000 of the multimodal transportation account—
13 state appropriation, and \$2,388,000 of the highway safety account—
14 state appropriation are reappropriated for safe routes to school
15 projects selected in the previous biennia (project L2000189). The
16 department may consider the special situations facing high-need
17 areas, as defined by schools or project areas in which the percentage
18 of the children eligible to receive free and reduced-price meals
19 under the national school lunch program is equal to, or greater than,
20 the state average as determined by the department, when evaluating
21 project proposals against established funding criteria while ensuring
22 continued compliance with federal eligibility requirements.

23 (3) The department shall submit a report to the transportation
24 committees of the legislature by December 1, 2017, and December 1,
25 2018, on the status of projects funded as part of the pedestrian
26 safety/safe routes to school grant program. The report must include,
27 but is not limited to, a list of projects selected and a brief
28 description of each project's status.

29 (4) \$21,722,000 of the multimodal transportation account—state
30 appropriation is provided solely for bicycle and pedestrian projects
31 listed in OFM Transportation Document 17GOV001 as developed December
32 14, 2016. Funds must first be used for projects that are identified
33 as priority one projects. As additional funds become available or if
34 a priority one project is delayed, funding must be provided to
35 priority two projects and then to priority three projects. If a
36 higher priority project is bypassed, it must be funded in the first
37 round after the project is ready. If funds become available as a
38 result of projects being removed from this list or completed under
39 budget, the department may submit additional bicycle and pedestrian

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

7 **TRANSFERS AND DISTRIBUTIONS**

8 **NEW SECTION. Sec. 401. FOR THE STATE TREASURER—BOND RETIREMENT**
9 **AND INTEREST, AND ONGOING BOND REGISTRATION AND TRANSFER CHARGES: FOR**
10 **BOND SALES DISCOUNTS AND DEBT TO BE PAID BY MOTOR VEHICLE ACCOUNT AND**
11 **TRANSPORTATION FUND REVENUE**

12 Transportation Partnership Account—State

13	Appropriation.	\$2,238,000
14	Connecting Washington Account—State Appropriation.	\$1,540,000
15	Highway Bond Retirement Account—State	
16	Appropriation.	\$1,179,347,000
17	Ferry Bond Retirement Account—State Appropriation.	\$28,873,000
18	Transportation Improvement Board Bond Retirement	
19	Account—State Appropriation.	\$13,907,000
20	Nondebt-Limit Reimbursable Bond Retirement	
21	Account—State Appropriation.	\$26,608,000
22	Toll Facility Bond Retirement Account—State	
23	Appropriation.	\$86,492,000
24	Transportation 2003 Account (Nickel Account)—State	
25	Appropriation.	\$315,000
26	TOTAL APPROPRIATION.	\$1,339,320,000

27 **NEW SECTION. Sec. 402. FOR THE STATE TREASURER—BOND RETIREMENT**
28 **AND INTEREST, AND ONGOING BOND REGISTRATION AND TRANSFER CHARGES: FOR**
29 **BOND SALE EXPENSES AND FISCAL AGENT CHARGES**

30 Transportation Partnership Account—State

31	Appropriation.	\$448,000
32	Connecting Washington Account—State Appropriation.	\$308,000
33	Transportation 2003 Account (Nickel Account)—State	
34	Appropriation.	\$63,000
35	TOTAL APPROPRIATION.	\$819,000

1 (1) License Plate Technology Account—State
 2 Appropriation: For transfer to the Highway
 3 Safety Account—State, the lesser of this amount
 4 or the balance of the account. \$3,500,000
 5 (2) State Patrol Highway Account—State
 6 Appropriation: For transfer to the Connecting
 7 Washington Account—State. \$21,221,000
 8 (3) Transportation Infrastructure Account—State
 9 Appropriation: For transfer to the Multimodal
 10 Transportation Account—State, the lesser of this
 11 amount or the balance of the account. \$5,000,000
 12 (4) Transportation Partnership Account—State
 13 Appropriation: For transfer to the Connecting
 14 Washington Account—State. \$10,946,000
 15 (5) Highway Safety Account—State
 16 Appropriation: For transfer to the Multimodal
 17 Transportation Account—State. \$10,000,000
 18 (6) Highway Safety Account—State
 19 Appropriation: For transfer to the State Patrol
 20 Highway Account—State. \$30,000,000
 21 (7) Motor Vehicle Account—State Appropriation:
 22 For transfer to the Connecting Washington
 23 Account—State. \$56,464,000
 24 (8) Motor Vehicle Account—State Appropriation:
 25 For transfer to the Freight Mobility Investment
 26 Account—State. \$8,511,000
 27 (9) Motor Vehicle Account—State Appropriation:
 28 For transfer to the Puget Sound Capital
 29 Construction Account—State. \$30,500,000
 30 (10) Motor Vehicle Account—State Appropriation:
 31 For transfer to the Rural Arterial Trust
 32 Account—State. \$4,844,000
 33 (11) Motor Vehicle Account—State Appropriation:
 34 For transfer to the Transportation Improvement
 35 Account—State. \$9,688,000
 36 (12) Motor Vehicle Account—State Appropriation:
 37 For transfer to the State Patrol Highway
 38 Account—State. \$30,000,000

1 (13) Puget Sound Ferry Operations Account—State
2 Appropriation: For transfer to the Connecting
3 Washington Account—State. \$1,305,000
4 (14) Rural Mobility Grant Program Account—State
5 Appropriation: For transfer to the Multimodal
6 Transportation Account—State. \$3,000,000
7 (15) State Route Number 520 Civil Penalties
8 Account—State Appropriation: For transfer to
9 the State Route Number 520 Corridor
10 Account—State. \$932,000
11 (16) Capital Vessel Replacement Account—State
12 Appropriation: For transfer to the Connecting
13 Washington Account—State, the lesser of this
14 amount or the balance of the account. \$36,500,000
15 (17) Multimodal Transportation Account—State
16 Appropriation: For transfer to the Electric
17 Vehicle Charging Infrastructure Account—State. \$1,000,000
18 (18) Multimodal Transportation Account—State
19 Appropriation: For transfer to the Freight
20 Mobility Multimodal Account—State. \$8,511,000
21 (19) Multimodal Transportation Account—State
22 Appropriation: For transfer to the Puget Sound
23 Capital Construction Account—State. \$30,500,000
24 (20) Multimodal Transportation Account—State
25 Appropriation: For transfer to the Puget Sound
26 Ferry Operations Account—State. \$25,000,000
27 (21) Multimodal Transportation Account—State
28 Appropriation: For transfer to the Regional
29 Mobility Grant Program Account—State. \$24,669,000
30 (22) Multimodal Transportation Account—State
31 Appropriation: For transfer to the Rural
32 Mobility Grant Program Account—State. \$15,223,000
33 (23)(a) Multimodal Transportation Account—State
34 Appropriation: For transfer to the Pilotage
35 Account—State. \$1,016,000
36 (b) The transfer identified in this subsection is provided solely
37 for the board of pilotage commissioners to pay for self-insurance
38 liability premiums. The board may not use any of the moneys
39 transferred in this subsection for any other operating expenses.

1 (24) Tacoma Narrows Toll Bridge Account—State
2 Appropriation: For transfer to the Motor
3 Vehicle Account—State. \$950,000
4 (25) Transportation 2003 Account
5 (Nickel Account)—State Appropriation:
6 For transfer to the Connecting Washington
7 Account—State. \$22,970,000
8 (26) Interstate 405 Express Toll Lanes
9 Operations Account—State Appropriation:
10 For transfer to the Motor Vehicle
11 Account—State. \$2,019,000
12 (27)(a) Transportation Partnership
13 Account—State Appropriation: For transfer to
14 the Alaskan Way Viaduct Replacement Project
15 Account—State. \$122,046,000
16 (b) The amount transferred in this subsection represents proceeds
17 from the sale of bonds authorized in RCW 47.10.873 and is intended to
18 be used only for the SR 99/Alaskan Way Viaduct Replacement project
19 (809936Z).

20 **COMPENSATION**

21 NEW SECTION. **Sec. 501. COLLECTIVE BARGAINING AGREEMENTS NOT**
22 **IMPAIRED**

23 Nothing in this act prohibits the expenditure of any funds by an
24 agency or institution of the state for benefits guaranteed by any
25 collective bargaining agreement in effect on the effective date of
26 this section.

27 NEW SECTION. **Sec. 502. COLLECTIVE BARGAINING AGREEMENTS**

28 Sections 503 through 519 of this act represent the results of the
29 2017-2019 collective bargaining process required under chapters
30 47.64, 41.80, and 41.56 RCW. Provisions of the collective bargaining
31 agreements contained in sections 503 through 516 of this act are
32 described in general terms. Only major economic terms are included in
33 the descriptions. These descriptions do not contain the complete
34 contents of the agreements. The collective bargaining agreements
35 contained in sections 503 through 519 of this act may also be funded
36 by expenditures from nonappropriated accounts. If positions are

1 funded with lidded grants or dedicated fund sources with insufficient
2 revenue, additional funding from other sources is not provided.

3 NEW SECTION. **Sec. 503. DEPARTMENT OF TRANSPORTATION MARINE**
4 **DIVISION COLLECTIVE BARGAINING AGREEMENT—OPEIU**

5 An agreement has been reached between the governor and the office
6 and professional employees international union local eight (OPEIU)
7 through an interest arbitration award pursuant to chapter 47.64 RCW
8 for the 2017-2019 fiscal biennium. Funding is provided for the
9 awarded six and one-half percent general wage increase effective July
10 1, 2017, and six and one-half percent general wage increase effective
11 July 1, 2018. The agreement also includes and funding is provided for
12 salary adjustments for targeted job classifications and restructuring
13 of the pay schedule.

14 NEW SECTION. **Sec. 504. DEPARTMENT OF TRANSPORTATION MARINE**
15 **DIVISION COLLECTIVE BARGAINING AGREEMENT—FASPAA**

16 An agreement has been reached between the governor and the ferry
17 agents, supervisors, and project administrators association pursuant
18 to chapter 47.64 RCW for the 2017-2019 fiscal biennium. Funding is
19 provided for a three percent general wage increase effective July 1,
20 2017, and a two percent general wage increase effective July 1, 2018.

21 NEW SECTION. **Sec. 505. DEPARTMENT OF TRANSPORTATION MARINE**
22 **DIVISION COLLECTIVE BARGAINING AGREEMENT—SEIU LOCAL 6**

23 An agreement has been reached between the governor and the
24 service employees international union local 6 pursuant to chapter
25 47.64 RCW for the 2017-2019 fiscal biennium. Funding is provided for
26 a six percent general wage increase effective July 1, 2017, and a
27 four percent general wage increase effective July 1, 2018.

28 NEW SECTION. **Sec. 506. DEPARTMENT OF TRANSPORTATION MARINE**
29 **DIVISION COLLECTIVE BARGAINING AGREEMENT—CARPENTERS**

30 An agreement has been reached between the governor and the
31 Pacific Northwest regional council of carpenters through an interest
32 arbitration award pursuant to chapter 47.64 RCW for the 2017-2019
33 fiscal biennium. Funding is provided for the awarded four percent
34 general wage increase effective July 1, 2017, and three percent
35 general wage increase effective July 1, 2018. The agreement also

1 includes and funding is provided for increases in the wage
2 differential among certain job classifications.

3 NEW SECTION. **Sec. 507. DEPARTMENT OF TRANSPORTATION MARINE**
4 **DIVISION COLLECTIVE BARGAINING AGREEMENT—METAL TRADES**

5 An agreement has been reached between the governor and the Puget
6 Sound metal trades council through an interest arbitration award
7 pursuant to chapter 47.64 RCW for the 2017-2019 fiscal biennium.
8 Funding is provided for the awarded three percent general wage
9 increase effective July 1, 2017, and three percent general wage
10 increase effective July 1, 2018. The agreement also includes and
11 funding is provided for increases in the wage differential among
12 certain job classifications.

13 NEW SECTION. **Sec. 508. DEPARTMENT OF TRANSPORTATION MARINE**
14 **DIVISION COLLECTIVE BARGAINING AGREEMENT—MEBA-UL**

15 An agreement has been reached between the governor and the marine
16 engineers' beneficial association unlicensed engine room employees
17 pursuant to chapter 47.64 RCW for the 2017-2019 fiscal biennium.
18 Funding is provided for a three percent general wage increase
19 effective July 1, 2017, and a two percent general wage increase
20 effective July 1, 2018.

21 NEW SECTION. **Sec. 509. DEPARTMENT OF TRANSPORTATION MARINE**
22 **DIVISION COLLECTIVE BARGAINING AGREEMENT—MEBA-L**

23 An agreement has been reached between the governor and the marine
24 engineers' beneficial association licensed engineer officers pursuant
25 to chapter 47.64 RCW for the 2017-2019 fiscal biennium. Funding is
26 provided for a three percent general wage increase effective July 1,
27 2017, and a two percent general wage increase effective July 1, 2018.
28 The agreement also includes and funding is provided for an additional
29 pay increase to address inversion among certain job classifications.

30 NEW SECTION. **Sec. 510. DEPARTMENT OF TRANSPORTATION MARINE**
31 **DIVISION COLLECTIVE BARGAINING AGREEMENT—MM&P MATES**

32 An agreement has been reached between the governor and the
33 master, mates, and pilots - mates pursuant to chapter 47.64 RCW for
34 the 2017-2019 fiscal biennium. Funding is provided for a three

1 percent general wage increase effective July 1, 2017, and a two
2 percent general wage increase effective July 1, 2018.

3 NEW SECTION. **Sec. 511. DEPARTMENT OF TRANSPORTATION MARINE**
4 **DIVISION COLLECTIVE BARGAINING AGREEMENT—MM&P MASTERS**

5 An agreement has been reached between the governor and the
6 master, mates, and pilots - masters through an interest arbitration
7 award pursuant to chapter 47.64 RCW for the 2017-2019 fiscal
8 biennium. Funding is provided for a five and one-half percent general
9 wage increase effective July 1, 2017, and a two and one-half percent
10 general wage increase effective July 1, 2018. The award also includes
11 and funding is provided for an additional pay increase to address
12 inversion among certain job classifications.

13 NEW SECTION. **Sec. 512. DEPARTMENT OF TRANSPORTATION MARINE**
14 **DIVISION COLLECTIVE BARGAINING AGREEMENT—MM&P WATCH CENTER**
15 **SUPERVISORS**

16 An agreement has been reached between the governor and the
17 master, mates, and pilots - watch center supervisors pursuant to
18 chapter 47.64 RCW for the 2017-2019 fiscal biennium. Funding is
19 provided for a three percent general wage increase effective July 1,
20 2017, and a one percent general wage increase effective July 1, 2018.
21 The agreement also includes and funding is provided for an increase
22 for the fleet safety and training administrators equal to the same
23 hourly rate of pay as the watch center supervisors.

24 NEW SECTION. **Sec. 513. DEPARTMENT OF TRANSPORTATION MARINE**
25 **DIVISION COLLECTIVE BARGAINING AGREEMENT—IBU**

26 An agreement has been reached between the governor and the
27 inlandboatmen's union pursuant to chapter 47.64 RCW for the 2017-2019
28 fiscal biennium. Funding is provided for a four percent general wage
29 increase effective July 1, 2017, and a one percent general wage
30 increase effective July 1, 2018. The agreement also includes and
31 funding is provided for increases in the wage differential among
32 certain job classifications and for employees hired on or after June
33 30, 2011, an increase in leave earned.

34 NEW SECTION. **Sec. 514. COLLECTIVE BARGAINING AGREEMENT—PTE**
35 **LOCAL 17**

1 An agreement has been reached between the governor and the
2 professional and technical employees local 17 pursuant to chapter
3 41.80 RCW for the 2017-2019 fiscal biennium. Funding is provided for
4 a two percent general wage increase effective July 1, 2017, a two
5 percent general wage increase effective July 1, 2018, and a two
6 percent general wage increase effective January 1, 2019. The
7 agreement also includes and funding is provided for salary
8 adjustments for targeted job classifications and increases to
9 vacation leave accruals.

10 NEW SECTION. **Sec. 515. COLLECTIVE BARGAINING AGREEMENT—WFSE**

11 An agreement has been reached between the governor and the
12 Washington federation of state employees general government pursuant
13 to chapter 41.80 RCW for the 2017-2019 fiscal biennium. Funding is
14 provided for a two percent general wage increase effective July 1,
15 2017, a two percent general wage increase effective July 1, 2018, and
16 a two percent general wage increase effective January 1, 2019. The
17 agreement also includes and funding is provided for salary
18 adjustments for targeted job classifications and increases to
19 vacation leave accruals.

20 NEW SECTION. **Sec. 516. COLLECTIVE BARGAINING AGREEMENT—WPEA**

21 An agreement has been reached between the governor and the
22 Washington public employees association general government pursuant
23 to chapter 41.80 RCW for the 2017-2019 fiscal biennium. Funding is
24 provided for a two percent general wage increase effective July 1,
25 2017, a two percent general wage increase effective July 1, 2018, and
26 a two percent general wage increase effective January 1, 2019. The
27 agreement also includes and funding is provided for salary
28 adjustments for targeted job classifications and increases to
29 vacation leave accruals.

30 NEW SECTION. **Sec. 517. COLLECTIVE BARGAINING AGREEMENT—**
31 **COALITION OF UNIONS**

32 An agreement has been reached between the governor and the
33 coalition of unions pursuant to chapter 41.80 RCW for the 2017-2019
34 fiscal biennium. Funding is provided for a two percent general wage
35 increase effective July 1, 2017, a two percent general wage increase
36 effective July 1, 2018, and a two percent general wage increase

1 effective January 1, 2019. The agreement also includes and funding is
2 provided for salary adjustments for targeted job classifications and
3 increases to vacation leave accruals.

4 NEW SECTION. **Sec. 518. COLLECTIVE BARGAINING AGREEMENT—WSP**
5 **TROOPERS ASSOCIATION**

6 An agreement has been reached between the governor and the
7 Washington state patrol troopers association pursuant to chapter
8 41.56 RCW for the 2017-2019 fiscal biennium. Funding is provided for
9 a sixteen percent general wage increase for troopers effective July
10 1, 2017, and a three percent general wage increase for troopers
11 effective July 1, 2018. Funding is also provided for a twenty percent
12 general wage increase for sergeants effective July 1, 2017, and a
13 three percent general wage increase for sergeants effective July 1,
14 2018. The agreement also includes and funding is provided for
15 increases to longevity pay, changes to specialty pay, and an increase
16 to vacation accruals.

17 NEW SECTION. **Sec. 519. COLLECTIVE BARGAINING AGREEMENT—WSP**
18 **LIEUTENANTS ASSOCIATION**

19 An agreement has been reached between the governor and the
20 Washington state patrol lieutenants association pursuant to chapter
21 41.56 RCW for the 2017-2019 fiscal biennium. Funding is provided for
22 a twenty percent general wage increase effective July 1, 2017, and a
23 three percent general wage increase effective July 1, 2018. The
24 agreement also includes and funding is provided for increases to
25 longevity pay.

26 NEW SECTION. **Sec. 520. COMPENSATION—REPRESENTED EMPLOYEES—**
27 **SUPER COALITION—INSURANCE BENEFITS**

28 An agreement was reached for the 2017-2019 fiscal biennium
29 between the governor and the health care super coalition pursuant to
30 chapter 41.80 RCW. Appropriations in this act for state agencies,
31 including institutions of higher education, are sufficient to
32 implement the provisions of the 2017-2019 collective bargaining
33 agreement and are subject to the following conditions and
34 limitations:

35 (1)(a) The monthly employer funding rate for insurance benefit
36 premiums, public employees' benefits board administration, and the

1 uniform medical plan must not exceed \$970 per eligible employee for
2 fiscal year 2018. For fiscal year 2019, the monthly employer funding
3 rate must not exceed \$1,029 per eligible employee.

4 (b) Except as provided by the parties' health care agreement, in
5 order to achieve the level of funding provided for health benefits,
6 the public employees' benefits board shall require any or all of the
7 following: Employee premium copayments, increases in point-of-service
8 cost sharing, the implementation of managed competition, or other
9 changes to benefits consistent with RCW 41.05.065.

10 (c) The health care authority shall deposit any moneys received
11 on behalf of the uniform medical plan as a result of rebates on
12 prescription drugs, audits of hospitals, subrogation payments, or any
13 other moneys recovered as a result of prior uniform medical plan
14 claims payments into the public employees' and retirees' insurance
15 account to be used for insurance benefits. Such receipts must not be
16 used for administrative expenditures.

17 (2) The health care authority, subject to the approval of the
18 public employees' benefits board, shall provide subsidies for health
19 benefit premiums to eligible retired or disabled public employees and
20 school district employees who are eligible for medicare, pursuant to
21 RCW 41.05.085. For calendar years 2018 and 2019, the subsidy must be
22 up to \$150 per month.

23 NEW SECTION. **Sec. 521. COMPENSATION—REPRESENTED EMPLOYEES**
24 **OUTSIDE SUPER COALITION—INSURANCE BENEFITS**

25 Appropriations for state agencies in this act are sufficient for
26 represented employees outside the super coalition for health benefits
27 and are subject to the following conditions and limitations:

28 (1)(a) The monthly employer funding rate for insurance benefit
29 premiums, public employees' benefits board administration, and the
30 uniform medical plan must not exceed \$970 per eligible employee for
31 fiscal year 2018. For fiscal year 2019, the monthly employer funding
32 rate must not exceed \$1,029 per eligible employee.

33 (b) In order to achieve the level of funding provided for health
34 benefits, the public employees' benefits board shall require any or
35 all of the following: Employee premium copayments, increases in
36 point-of-service cost sharing, the implementation of managed
37 competition, or other changes to benefits consistent with RCW
38 41.05.065.

1 (c) The health care authority shall deposit any moneys received
2 on behalf of the uniform medical plan as a result of rebates on
3 prescription drugs, audits of hospitals, subrogation payments, or any
4 other moneys recovered as a result of prior uniform medical plan
5 claims payments into the public employees' and retirees' insurance
6 account to be used for insurance benefits. Such receipts must not be
7 used for administrative expenditures.

8 (2) The health care authority, subject to the approval of the
9 public employees' benefits board, shall provide subsidies for health
10 benefit premiums to eligible retired or disabled public employees and
11 school district employees who are eligible for medicare, pursuant to
12 RCW 41.05.085. For calendar years 2018 and 2019, the subsidy must be
13 up to \$150 per month.

14 NEW SECTION. **Sec. 522. COMPENSATION—NONREPRESENTED EMPLOYEES—**
15 **INSURANCE BENEFITS**

16 Appropriations for state agencies in this act are sufficient for
17 nonrepresented state employee health benefits for state agencies,
18 including institutions of higher education and are subject to the
19 following conditions and limitations:

20 (1)(a) The monthly employer funding rate for insurance benefit
21 premiums, public employees' benefits board administration, and the
22 uniform medical plan must not exceed \$970 per eligible employee for
23 fiscal year 2018. For fiscal year 2019, the monthly employer funding
24 rate must not exceed \$1,029 per eligible employee.

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

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

38 (2) The health care authority, subject to the approval of the
39 public employees' benefits board, shall provide subsidies for health

1 benefit premiums to eligible retired or disabled public employees and
2 school district employees who are eligible for medicare, pursuant to
3 RCW 41.05.085. For calendar years 2018 and 2019, the subsidy must be
4 up to \$150 per month.

5 **IMPLEMENTING PROVISIONS**

6 **NEW SECTION. Sec. 601. FUND TRANSFERS**

7 (1) The 2005 transportation partnership projects or improvements
8 and 2015 connecting Washington projects or improvements are listed in
9 the OFM list titled 17GOV001 as developed December 14, 2016, which
10 consists of a list of specific projects by fund source and amount
11 over a sixteen-year period. Current fiscal biennium funding for each
12 project is a line-item appropriation, while the outer year funding
13 allocations represent a sixteen-year plan. The department is expected
14 to use the flexibility provided in this section to assist in the
15 delivery and completion of all transportation partnership account
16 connecting Washington account projects on the OFM transportation
17 documents referenced in this act. For the 2017-2019 project
18 appropriations, unless otherwise provided in this act, the department
19 may transfer funds between projects funded with transportation
20 partnership account appropriations or connecting Washington account
21 appropriations in order to manage project spending and efficiently
22 deliver all projects in the respective program under the following
23 conditions and limitations:

24 (a) Transfers may only be made within each specific fund source
25 referenced on the respective project list;

26 (b) Transfers from a project may not be made as a result of the
27 reduction of the scope of a project or be made to support increases
28 in the scope of a project;

29 (c) Transfers from a project may be made if the funds
30 appropriated to the project are in excess of the amount needed in the
31 current fiscal biennium;

32 (d) Transfers may not occur for projects not identified on the
33 applicable project list;

34 (e) Transfers may not be made while the legislature is in
35 session;

36 (f) Each transfer between projects may only occur if the director
37 of the office of financial management finds that any resulting change
38 will not hinder the completion of the projects as approved by the

1 legislature. Until the legislature reconvenes to consider the 2018
2 supplemental omnibus transportation appropriations act, any
3 unexpended 2015-2017 appropriation balance as approved by the office
4 of financial management, in consultation with the legislative staff
5 of the house of representatives and senate transportation committees,
6 may be considered when transferring funds between projects; and

7 (g) Transfers between projects may be made by the department of
8 transportation without review under subsection (2) of this section
9 provided that the transfer amount does not exceed five hundred
10 thousand dollars. These transfers must be reported quarterly to the
11 director of the office of financial management and the chairs of the
12 house of representatives and senate transportation committees.

13 (2) Before transferring funds pursuant to this section, the
14 department shall notify the office of financial management and the
15 appropriate transportation committees of the legislature no fewer
16 than ten business days before the transfer is to occur. The office of
17 financial management shall work with legislative staff of the house
18 of representatives and senate transportation committees to review the
19 requested transfers in a timely manner. After ten business days, the
20 transfers are deemed approved unless rejected by the director of the
21 office of financial management.

22 (3) The department must submit annually as part of its budget
23 submittal a report detailing all transfers made pursuant to this
24 section.

25 NEW SECTION. **Sec. 602.** To the extent that any appropriation
26 authorizes expenditures of state funds from the motor vehicle
27 account, special category C account, Tacoma Narrows toll bridge
28 account, transportation 2003 account (nickel account), transportation
29 partnership account, transportation improvement account, Puget Sound
30 capital construction account, multimodal transportation account,
31 state route number 520 corridor account, or other transportation
32 capital project account in the state treasury for a state
33 transportation program that is specified to be funded with proceeds
34 from the sale of bonds authorized in chapter 47.10 RCW, the
35 legislature declares that any such expenditures made before the issue
36 date of the applicable transportation bonds for that state
37 transportation program are intended to be reimbursed from proceeds of
38 those transportation bonds in a maximum amount equal to the amount of
39 such appropriation.

1 subsection (2) of this section, including projects that are not
2 separately identified within an agency budget.

3 NEW SECTION. **Sec. 702. FINANCIAL CONTRACTS**

4 The following agencies may enter into financial contracts, paid
5 from any funds of an agency, appropriated or nonappropriated, for the
6 purposes indicated and in not more than the principal amounts
7 indicated, plus financing expenses and required reserves pursuant to
8 chapter 39.94 RCW. Expenditures made by an agency for one of the
9 indicated purposes before the issue date of the authorized financial
10 contract and any certificates of participation therein are intended
11 to be reimbursed from proceeds of the financial contract and any
12 certificates of participation therein. The department of
13 transportation may enter into a financing contract up to \$14,600,000
14 plus financing expenses and required reserves using certificates of
15 participation under chapter 39.94 RCW for energy efficiency upgrades
16 at department-owned buildings.

17 **Sec. 703.** RCW 47.56.403 and 2015 1st sp.s. c 10 s 705 are each
18 amended to read as follows:

19 (1) The department may provide for the establishment,
20 construction, and operation of a pilot project of high occupancy toll
21 lanes on state route 167 high occupancy vehicle lanes within King
22 county. The department may issue, buy, and redeem bonds, and deposit
23 and expend them; secure and remit financial and other assistance in
24 the construction of high occupancy toll lanes, carry insurance, and
25 handle any other matters pertaining to the high occupancy toll lane
26 pilot project.

27 (2) Tolls for high occupancy toll lanes will be established as
28 follows:

29 (a) The schedule of toll charges for high occupancy toll lanes
30 must be established by the transportation commission and collected in
31 a manner determined by the commission.

32 (b) Toll charges shall not be assessed on transit buses and
33 vanpool vehicles owned or operated by any public agency.

34 (c) The department shall establish performance standards for the
35 state route 167 high occupancy toll lane pilot project. The
36 department must automatically adjust the toll charge, using dynamic
37 tolling, to ensure that toll-paying single-occupant vehicle users are
38 only permitted to enter the lane to the extent that average vehicle

1 speeds in the lane remain above forty-five miles per hour at least
2 ninety percent of the time during peak hours. The toll charge may
3 vary in amount by time of day, level of traffic congestion within the
4 highway facility, vehicle occupancy, or other criteria, as the
5 commission may deem appropriate. The commission may also vary toll
6 charges for single-occupant inherently low-emission vehicles such as
7 those powered by electric batteries, natural gas, propane, or other
8 clean burning fuels.

9 (d) The commission shall periodically review the toll charges to
10 determine if the toll charges are effectively maintaining travel
11 time, speed, and reliability on the highway facilities.

12 (3) The department shall monitor the state route 167 high
13 occupancy toll lane pilot project and shall annually report to the
14 transportation commission and the legislature on operations and
15 findings. At a minimum, the department shall provide facility use
16 data and review the impacts on:

17 (a) Freeway efficiency and safety;

18 (b) Effectiveness for transit;

19 (c) Person and vehicle movements by mode;

20 (d) Ability to finance improvements and transportation services
21 through tolls; and

22 (e) The impacts on all highway users. The department shall
23 analyze aggregate use data and conduct, as needed, separate surveys
24 to assess usage of the facility in relation to geographic,
25 socioeconomic, and demographic information within the corridor in
26 order to ascertain actual and perceived questions of equitable use of
27 the facility.

28 (4) The department shall modify the pilot project to address
29 identified safety issues and mitigate negative impacts to high
30 occupancy vehicle lane users.

31 (5) Authorization to impose high occupancy vehicle tolls for the
32 state route 167 high occupancy toll pilot project expires if either
33 of the following two conditions apply:

34 (a) If no contracts have been let by the department to begin
35 construction of the toll facilities associated with this pilot
36 project within four years of July 24, 2005; or

37 (b) If high occupancy vehicle tolls are being collected on June
38 30, ((2017)) 2019.

39 (6) The department of transportation shall adopt rules that allow
40 automatic vehicle identification transponders used for electronic

1 toll collection to be compatible with other electronic payment
2 devices or transponders from the Washington state ferry system, other
3 public transportation systems, or other toll collection systems to
4 the extent that technology permits.

5 (7) The conversion of a single existing high occupancy vehicle
6 lane to a high occupancy toll lane as proposed for SR-167 must be
7 taken as the exception for this pilot project.

8 (8) A violation of the lane restrictions applicable to the high
9 occupancy toll lanes established under this section is a traffic
10 infraction.

11 (9) Procurement activity associated with this pilot project shall
12 be open and competitive in accordance with chapter 39.29 RCW.

13 **Sec. 704.** RCW 43.19.642 and 2016 c 197 s 2 are each amended to
14 read as follows:

15 (1) Effective June 1, 2006, for agencies complying with the
16 ultra-low sulfur diesel mandate of the United States environmental
17 protection agency for on-highway diesel fuel, agencies shall use
18 biodiesel as an additive to ultra-low sulfur diesel for lubricity,
19 provided that the use of a lubricity additive is warranted and that
20 the use of biodiesel is comparable in performance and cost with other
21 available lubricity additives. The amount of biodiesel added to the
22 ultra-low sulfur diesel fuel shall be not less than two percent.

23 (2) Except as provided in subsection (5) of this section,
24 effective June 1, 2009, state agencies are required to use a minimum
25 of twenty percent biodiesel as compared to total volume of all diesel
26 purchases made by the agencies for the operation of the agencies'
27 diesel-powered vessels, vehicles, and construction equipment.

28 (3) All state agencies using biodiesel fuel shall, beginning on
29 July 1, 2016, file annual reports with the department of enterprise
30 services documenting the use of the fuel and a description of how any
31 problems encountered were resolved.

32 (4) By December 1, 2009, the department of enterprise services
33 shall:

34 (a) Report to the legislature on the average true price
35 differential for biodiesel by blend and location; and

36 (b) Examine alternative fuel procurement methods that work to
37 address potential market barriers for in-state biodiesel producers
38 and report these findings to the legislature.

1 (5) During the ((~~2011-2013, 2013-2015, and~~)) 2015-2017 and
2 2017-2019 fiscal biennia, the Washington state ferries is required to
3 use a minimum of five percent biodiesel as compared to total volume
4 of all diesel purchases made by the Washington state ferries for the
5 operation of the Washington state ferries diesel-powered vessels, as
6 long as the price of a B5 biodiesel blend does not exceed the price
7 of conventional diesel fuel by five percent or more.

8 **Sec. 705.** RCW 46.68.325 and 2015 1st sp.s. c 10 s 703 are each
9 amended to read as follows:

10 (1) The rural mobility grant program account is created in the
11 state treasury. Moneys in the account may be spent only after
12 appropriation. Expenditures from the account may be used only for the
13 grants provided under RCW 47.66.100.

14 (2) Beginning September 2011, by the last day of September,
15 December, March, and June of each year, the state treasurer shall
16 transfer from the multimodal transportation account to the rural
17 mobility grant program account two million five hundred thousand
18 dollars.

19 (3) During the 2013-2015 and 2015-2017 fiscal biennia, the
20 legislature may transfer from the rural mobility grant program
21 account to the multimodal transportation account such amounts as
22 reflect the excess fund balance of the rural mobility grant program
23 account.

24 (4) During the 2017-2019 fiscal biennium, the legislature may
25 direct the state treasurer to make transfers of moneys in the rural
26 mobility grant program account to the multimodal transportation
27 account.

28 **Sec. 706.** RCW 47.56.876 and 2015 1st sp.s. c 10 s 706 are each
29 amended to read as follows:

30 A special account to be known as the state route number 520 civil
31 penalties account is created in the state treasury. All state route
32 number 520 bridge replacement and HOV program civil penalties
33 generated from the nonpayment of tolls on the state route number 520
34 corridor must be deposited into the account, as provided under RCW
35 47.56.870(4)(b)(vii). Moneys in the account may be spent only after
36 appropriation. Expenditures from the account may be used to fund any
37 project within the state route number 520 bridge replacement and HOV
38 program, including mitigation. During the 2013-2015 and 2015-2017

1 fiscal biennia, the legislature may transfer from the state route
2 number 520 civil penalties account to the state route number 520
3 corridor account such amounts as reflect the excess fund balance of
4 the state route number 520 civil penalties account. Funds transferred
5 must be used solely for capital expenditures for the state route
6 number 520 bridge replacement and HOV project. During the 2017-2019
7 fiscal biennium, the legislature may direct the state treasurer to
8 make transfers of moneys in the state route number 520 civil
9 penalties account to the state route number 520 corridor account.

10 **Sec. 707.** RCW 46.68.030 and 2016 c 28 s 2 are each amended to
11 read as follows:

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

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

19 (a) \$23.60 of each initial or renewal vehicle license fee must be
20 deposited in the state patrol highway account in the motor vehicle
21 fund, hereby created. Vehicle license fees, renewal vehicle license
22 fees, and all other funds in the state patrol highway account must be
23 for the sole use of the Washington state patrol for highway
24 activities of the Washington state patrol, subject to proper
25 appropriations and reappropriations.

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

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

32 (3) During the 2015-2017 fiscal biennium, the legislature may
33 transfer from the state patrol highway account to the connecting
34 Washington account such amounts as reflect the excess fund balance of
35 the state patrol highway account.

36 (4) During the 2017-2019 fiscal biennium, the legislature may
37 direct the state treasurer to make transfers of moneys in the state
38 patrol highway account to the connecting Washington account.

1 **Sec. 708.** RCW 46.68.060 and 2015 3rd sp.s. c 43 s 602 are each
2 amended to read as follows:

3 There is hereby created in the state treasury a fund to be known
4 as the highway safety fund to the credit of which must be deposited
5 all moneys directed by law to be deposited therein. This fund must be
6 used for carrying out the provisions of law relating to driver
7 licensing, driver improvement, financial responsibility, cost of
8 furnishing abstracts of driving records and maintaining such case
9 records, and to carry out the purposes set forth in RCW 43.59.010,
10 and chapters 46.72 and 46.72A RCW. During the 2013-2015 and 2015-2017
11 fiscal biennia, the legislature may transfer from the highway safety
12 fund to the Puget Sound ferry operations account, the motor vehicle
13 fund, and the multimodal transportation account such amounts as
14 reflect the excess fund balance of the highway safety fund. During
15 the 2017-2019 fiscal biennium, the legislature may direct the state
16 treasurer to make transfers of moneys in the highway safety account
17 to the Puget Sound ferry operations account, the motor vehicle fund,
18 the state patrol highway account, and the multimodal transportation
19 account.

20 **Sec. 709.** RCW 46.68.280 and 2015 3rd sp.s. c 43 s 603 are each
21 amended to read as follows:

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

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

1 (3) During the 2017-2019 fiscal biennium, the legislature may
2 direct the state treasurer to make transfers of moneys in the
3 transportation 2003 account (nickel account) to the connecting
4 Washington account.

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

6 **Sec. 710.** RCW 46.68.290 and 2015 3rd sp.s. c 43 s 604 are each
7 amended to 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 (12) During the 2017-2019 fiscal biennium, the legislature may
22 direct the state treasurer to make transfers of moneys in the
23 transportation partnership account to the connecting Washington
24 account.

25 MISCELLANEOUS

26 NEW SECTION. **Sec. 801.** If any provision of this act or its
27 application to any person or circumstance is held invalid, the
28 remainder of the act or the application of the provision to other
29 persons or circumstances is not affected.

30 NEW SECTION. **Sec. 802.** Except for section 707 of this act, this
31 act is necessary for the immediate preservation of the public peace,
32 health, or safety, or support of the state government and its
33 existing public institutions, and takes effect immediately.

34 NEW SECTION. **Sec. 803.** Section 707 of this act takes effect
35 July 1, 2017.

(End of Bill)

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