

ESHB 2322 - CONF REPT
By Conference Committee

HOUSE ADOPTED 03/11/2020; SENATE ADOPTED 03/11/2020

1 Strike everything after the enacting clause and insert the
2 following:

3 "2019-2021 FISCAL BIENNIUM

4 GENERAL GOVERNMENT AGENCIES—OPERATING

5 Sec. 101. 2019 c 416 s 103 (uncodified) is amended to read as
6 follows:

7 FOR THE OFFICE OF FINANCIAL MANAGEMENT

8	Motor Vehicle Account—State Appropriation	((\$1,403,000))
9		<u>\$1,419,000</u>
10	Multimodal Transportation Account—State Appropriation. . . .	\$300,000
11	Puget Sound Ferry Operations Account—State Appropriation ((\$116,000))	
12		<u>\$121,000</u>
13	TOTAL APPROPRIATION.	((\$1,819,000))
14		<u>\$1,840,000</u>

15 The appropriations in this section are subject to the following
16 conditions and limitations: \$300,000 of the multimodal transportation
17 account—state appropriation is provided solely for the office of
18 financial management, in direct coordination with the office of state
19 treasurer, to evaluate, coordinate, and assist in efforts by state
20 agencies in developing cost recovery mechanisms for credit card and
21 other financial transaction fees currently paid from state funds.
22 This may include disbursing interagency reimbursements for the
23 implementation costs incurred by the affected agencies. As part of
24 the first phase of this effort, the office of financial management,
25 with the assistance of relevant agencies, must develop implementation
26 plans and take all necessary steps to ensure that the actual cost-
27 recovery mechanisms will be in place by January 1, 2020, for the
28 vehicles and drivers programs of the department of licensing. By
29 November 1, 2019, the office of financial management must provide a
30 report to the joint transportation committee on the phase 1

1 implementation plan and options to expand similar cost recovery
2 mechanisms to other state agencies and programs, including the
3 ferries division.

4 **Sec. 102.** 2019 c 416 s 105 (uncodified) is amended to read as
5 follows:

6 **FOR THE DEPARTMENT OF AGRICULTURE**

7 Motor Vehicle Account—State Appropriation (~~(\$1,357,000)~~)
8 \$1,359,000

9 **Sec. 103.** 2019 c 416 s 108 (uncodified) is amended to read as
10 follows:

11 **FOR THE BOARD OF PILOTAGE COMMISSIONERS**

12 Pilotage Account—State Appropriation (~~(\$5,228,000)~~)
13 \$6,040,000

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

16 (1) \$3,125,000 of the pilotage account—state appropriation is
17 provided solely for self-insurance liability premium expenditures;
18 however, this appropriation is contingent upon the board:

19 (a) Annually depositing the first one hundred fifty thousand
20 dollars collected through Puget Sound pilotage district pilotage
21 tariffs into the pilotage account; and

22 (b) Assessing a self-insurance premium surcharge of sixteen
23 dollars per pilotage assignment on vessels requiring pilotage in the
24 Puget Sound pilotage district.

25 (2) The board of pilotage commissioners shall file the annual
26 report to the governor and chairs of the transportation committees
27 required under RCW 88.16.035(1)(f) by September 1, 2019, and annually
28 thereafter. The report must include the continuation of policies and
29 procedures necessary to increase the diversity of pilots, trainees,
30 and applicants, including a diversity action plan. The diversity
31 action plan must articulate a comprehensive vision of the board's
32 diversity goals and the steps it will take to reach those goals.

33 **Sec. 104.** 2019 c 416 s 109 (uncodified) is amended to read as
34 follows:

35 **FOR THE HOUSE OF REPRESENTATIVES**

36 Motor Vehicle Account—State Appropriation (~~(\$2,861,000)~~)

Sec. 105. 2019 c 416 s 110 (uncodified) is amended to read as follows:

FOR THE SENATE

Motor Vehicle Account—State Appropriation ((~~\$2,998,000~~))
\$2,999,000

NEW SECTION. Sec. 106. A new section is added to 2019 c 416 (uncodified) to read as follows:

FOR THE UNIVERSITY OF WASHINGTON

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

The appropriation in this section is subject to the following conditions and limitations: \$250,000 of the motor vehicle account—state appropriation is provided solely for the University of Washington, Foster School of Business' Consulting and Business Development Center to conduct an analysis of workforce development needs of the Washington state ferries. Plan development should consider the findings from the 2019 Washington state ferries overtime report, including data trend analysis and insight gathered from discussions with Washington state ferries staff and unions. The report of the study findings and recommendations is due to the transportation committees of the legislature by January 11, 2021. The study must include, but is not limited to, the following:

- (1) A description of the current workforce, including demographic composition, use of relief and temporary employees, and the numbers of management and supervisory staff compared to line workers;
(2) An analysis of vacancies by job class and collective bargaining unit, the causes of vacancies, and projections of how these dynamics may change going forward;
(3) An analysis of current strategies for filling vacancies, including the use of overtime, relief staff, on-call staff, hiring of additional or new employees, and a comparison of these strategies to determine which may be more cost-effective;
(4) An inventory of mandatory training and certification requirements as compared to training provided currently to state ferries employees;

1 (5) An analysis of the role of federal requirements and
2 collective bargaining agreements in determining staffing levels, as
3 well as current practices in workforce management and development;

4 (6) An analysis of barriers to implementing changes in workforce
5 management or innovative approaches to workforce development; and

6 (7) Findings and recommendations regarding recruitment methods
7 and needs, strategies on how to recruit and conduct outreach to
8 underrepresented communities throughout the state, management of
9 overtime and leave usage, ratio of management employees to line
10 employees as compared to industry and public sector standards, and
11 adequacy of training budgets to meet workforce development needs.

12 **TRANSPORTATION AGENCIES—OPERATING**

13 **Sec. 201.** 2019 c 416 s 201 (uncodified) is amended to read as
14 follows:

15 **FOR THE WASHINGTON TRAFFIC SAFETY COMMISSION**

16 Highway Safety Account—State Appropriation	((\$4,588,000))
	<u>\$4,675,000</u>
17 Highway Safety Account—Federal Appropriation	((\$27,035,000))
	<u>\$27,051,000</u>
18 Highway Safety Account—Private/Local Appropriation	\$118,000
19 School Zone Safety Account—State Appropriation	\$850,000
20 TOTAL APPROPRIATION.	((\$32,591,000))
	<u>\$32,694,000</u>

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

26 (1) \$150,000 of the highway safety account—state appropriation is
27 provided solely for the implementation of chapter 54 (~~(Substitute~~
28 ~~Senate Bill No. 5710)~~), Laws of 2019 (Cooper Jones Active
29 Transportation Safety Council). If chapter 54 (~~(Substitute Senate~~
30 ~~Bill No. 5710)~~), Laws of 2019 is not enacted by June 30, 2019, the
31 amount provided in this subsection lapses.

32 (2) The Washington traffic safety commission may oversee a pilot
33 program in up to three cities implementing the use of automated
34 vehicle noise enforcement cameras in zones that have been designated
35 by ordinance as "Stay Out of Areas of Racing."

36 (a) Any programs authorized by the commission must be authorized
37 by December 31, ((2019)) 2020.

1 (b) If a city has established an authorized automated vehicle
2 noise enforcement camera pilot program under this section, the
3 compensation paid to the manufacturer or vendor of the equipment used
4 must be based upon the value of the equipment and services provided
5 or rendered in support of the system.

6 (c) Any city administering a pilot program overseen by the
7 traffic safety commission shall use the following guidelines to
8 administer the program:

9 (i) Automated vehicle noise enforcement camera may record
10 photographs or audio of the vehicle and vehicle license plate only
11 while a violation is occurring. The picture must not reveal the face
12 of the driver or of passengers in the vehicle;

13 (ii) The law enforcement agency of the city or county government
14 shall ~~((plainly mark the locations))~~ install two signs facing
15 opposite directions within two hundred feet, or otherwise consistent
16 with the uniform manual on traffic control devices, where the
17 automated vehicle noise enforcement camera is used ~~((by placing signs~~
18 ~~on street locations that clearly indicate to a driver that he or she~~
19 ~~is entering a zone where traffic laws violations are being detected~~
20 ~~by automated vehicle noise enforcement cameras that record both audio~~
21 ~~and video))~~ that state "Street Racing Noise Pilot Program in
22 Progress";

23 (iii) Cities testing the use of automated vehicle noise
24 enforcement cameras must ~~((provide periodic notice by mail to its~~
25 ~~residents))~~ post information on the city web site and notify local
26 media outlets indicating the zones in which the automated vehicle
27 noise enforcement cameras will be used;

28 (iv) A city may only issue a warning notice with no penalty for a
29 violation detected by automated vehicle noise enforcement cameras in
30 a Stay Out of Areas of Racing zone. Warning notices must be mailed to
31 the registered owner of a vehicle within fourteen days of the
32 detected violation;

33 (v) A violation detected through the use of automated vehicle
34 noise enforcement cameras is not part of the registered owner's
35 driving record under RCW 46.52.101 and 46.52.120;

36 (vi) Notwithstanding any other provision of law, all photographs,
37 videos, microphotographs, audio recordings, or electronic images
38 prepared under this section are for the exclusive use of law
39 enforcement in the discharge of duties under this section and are not
40 open to the public and may not be used in a court in a pending action

1 or proceeding. No photograph, microphotograph, audio recording, or
2 electronic image may be used for any purpose other than the issuance
3 of warnings for violations under this section or retained longer than
4 necessary to issue a warning notice as required under this subsection
5 (2); and

6 (vii) By June 30, 2021, the participating cities shall provide a
7 report to the commission and appropriate committees of the
8 legislature regarding the use, public acceptance, outcomes, warnings
9 issued, data retention and use, and other relevant issues regarding
10 automated vehicle noise enforcement cameras demonstrated by the pilot
11 projects.

12 (3) The Washington traffic safety commission may oversee a
13 demonstration project in one county, coordinating with a public
14 transportation benefit area (PTBA) and the department of
15 transportation, to test the feasibility and accuracy of the use of
16 automated enforcement technology for high occupancy vehicle (HOV)
17 lane passenger compliance. All costs associated with the
18 demonstration project must be borne by the participating public
19 transportation benefit area. Any photograph, microphotograph, or
20 electronic images of a driver or passengers are for the exclusive use
21 of the PTBA in the determination of whether an HOV passenger
22 violation has occurred to test the feasibility and accuracy of
23 automated enforcement under this subsection and are not open to the
24 public and may not be used in a court in a pending action or
25 proceeding. All photographs, microphotographs, and electronic images
26 must be destroyed after determining a passenger count and no later
27 than the completion of the demonstration project. No warnings or
28 notices of infraction may be issued under the demonstration project.

29 For purposes of the demonstration project, an automated
30 enforcement technology device may record an image of a driver and
31 passenger of a motor vehicle. The county and PTBA must erect signs
32 marking the locations where the automated enforcement for HOV
33 passenger requirements is occurring.

34 The PTBA, in consultation with the Washington traffic safety
35 commission, must provide a report to the transportation committees of
36 the legislature with the number of violations detected during the
37 demonstration project, whether the technology used was accurate and
38 any recommendations for future use of automated enforcement
39 technology for HOV lane enforcement by June 30, 2021.

1 (4) (a) The Washington traffic safety commission shall coordinate
2 with each city that implements a pilot program as authorized in
3 chapter . . . (Engrossed Substitute House Bill No. 1793), Laws of
4 2020 (automated traffic safety cameras) or chapter . . . (Substitute
5 Senate Bill No. 5789), Laws of 2020 (automated traffic safety
6 cameras) to provide the transportation committees of the legislature
7 with the following information by June 30, 2021:

8 (i) The number of warnings and infractions issued to first-time
9 violators under the pilot program;

10 (ii) The number of warnings and infractions issued to the
11 registered owners of vehicles that are not registered with an address
12 located in the city conducting the pilot program; and

13 (iii) The frequency with which warnings and infractions are
14 issued on weekdays versus weekend days.

15 (b) If neither chapter . . . (Engrossed Substitute House Bill No.
16 1793), Laws of 2020 nor chapter . . . (Substitute Senate Bill No.
17 5789), Laws of 2020 is enacted by June 30, 2020, the conditions of
18 this subsection (4) have no force and effect.

19 **Sec. 202.** 2019 c 416 s 202 (uncodified) is amended to read as
20 follows:

21 **FOR THE COUNTY ROAD ADMINISTRATION BOARD**

Rural Arterial Trust Account—State Appropriation	\$1,137,000
Motor Vehicle Account—State Appropriation	(\$2,803,000)
	<u>\$2,920,000</u>
County Arterial Preservation Account—State	
Appropriation	\$1,677,000
TOTAL APPROPRIATION.	(\$5,617,000)
	<u>\$5,734,000</u>

29 The appropriations in this section are subject to the following
30 conditions and limitations: \$58,000 of the motor vehicle account—
31 state appropriation is provided solely for succession planning and
32 training.

33 **Sec. 203.** 2019 c 416 s 203 (uncodified) is amended to read as
34 follows:

35 **FOR THE TRANSPORTATION IMPROVEMENT BOARD**

Transportation Improvement Account—State	
Appropriation	(\$4,526,000)

2 **Sec. 204.** 2019 c 416 s 204 (uncodified) is amended to read as
3 follows:

4 **FOR THE JOINT TRANSPORTATION COMMITTEE**

5	Motor Vehicle Account—State Appropriation	((\$1,938,000))
6		<u>\$2,187,000</u>
7	Multimodal Transportation Account—State Appropriation.	((\$750,000))
8		<u>\$917,000</u>
9	Highway Safety Account—State Appropriation.	\$275,000
10	TOTAL APPROPRIATION.	((\$2,963,000))
11		<u>\$3,379,000</u>

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

14 (1) \$400,000 of the motor vehicle account—state appropriation and
15 \$50,000 of the multimodal transportation account—state appropriation
16 is for the joint transportation committee to conduct a comprehensive
17 assessment of statewide transportation needs and priorities, and
18 existing and potential transportation funding mechanisms to address
19 those needs and priorities. The assessment must include: (a)
20 Recommendations on the critical state and local transportation
21 projects, programs, and services needed to achieve an efficient,
22 effective, statewide transportation system over the next ten years;
23 (b) a comprehensive menu of funding options for the legislature to
24 consider to address the identified transportation system investments;
25 (~~and~~) (c) recommendations on whether a revision to the statewide
26 transportation policy goals in RCW 47.04.280 is warranted in light of
27 the recommendations and options identified in (a) and (b) of this
28 subsection; and (d) an analysis of the economic impacts of a range of
29 future transportation investments. The assessment must be submitted
30 to the transportation committees of the legislature by June 30, 2020.
31 Starting July 1, 2020, and concluding by December 31, 2020, a
32 committee-appointed commission or panel shall review the assessment
33 and make final recommendations to the legislature for consideration
34 during the 2021 legislative session on a realistic, achievable plan
35 for funding transportation programs, projects, and services over the
36 next ten years including a timeline for legislative action on funding
37 the identified transportation system needs shortfall.

1 (2) (a) (~~(\$450,000)~~) \$382,000 of the multimodal transportation
2 account—state appropriation is for the joint transportation committee
3 to conduct an analysis of the electrification of public fleets in
4 Washington state. The study must include the following:

5 (i) An inventory of existing public fleets for the state of
6 Washington, counties, a sampling of cities, and public transit
7 agencies. The inventory must differentiate among battery and fuel
8 cell electric vehicles, hybrid vehicles, gasoline powered vehicles,
9 and any other functional categories. Three cities from each of the
10 following population ranges must be selected for the analysis:

11 (A) Population up to and including twenty-five thousand;

12 (B) Population greater than twenty-five thousand and up to and
13 including fifty thousand;

14 (C) Population greater than fifty thousand and up to and
15 including one hundred thousand;

16 (D) Population greater than one hundred thousand;

17 (ii) A review of currently available battery and fuel cell
18 electric vehicle alternatives to the vehicle types most commonly used
19 by the state, counties, cities, and public transit agencies. The
20 review must include:

21 (A) The average vehicle cost differential among the commercially
22 available fuel options;

23 (B) A cost benefit analysis of the conversion of different
24 vehicle classes; and

25 (C) Recommendations for the types of vehicles that should be
26 excluded from consideration due to insufficient alternatives,
27 unreliable technology, or excessive cost;

28 (iii) The projected costs of achieving substantial conversion to
29 battery and/or fuel cell electric fleets by 2025, 2030, and 2035 for
30 the state, counties, cities, and public transit agencies. This cost
31 estimate must include:

32 (A) Vehicle acquisition costs, charging and refueling
33 infrastructure costs, and other associated costs;

34 (B) Financial constraints of each type of entity to transition to
35 an electric vehicle fleet; and

36 (C) Any other identified barriers to transitioning to a battery
37 and/or fuel cell electric vehicle fleet;

38 (iv) Identification and analysis of financing mechanisms that
39 could be used to finance the transition of publicly owned vehicles to
40 battery and fuel cell electric vehicles. These mechanisms include,

1 but are not limited to: Energy or carbon savings performance
2 contracting, utility grants and rebates, revolving loan funds, state
3 grant programs, private third-party financing, fleet management
4 services, leasing, vehicle use optimization, and vehicle to grid
5 technology; and

6 (v) The predicted number and location profile of electric vehicle
7 fueling stations needed statewide to provide fueling for the fleets
8 of the state, counties, cities, and public transit agencies.

9 (b) In developing and implementing the study, the joint
10 transportation committee must solicit input from representatives of
11 the department of enterprise services, the department of
12 transportation, the department of licensing, the department of
13 commerce, the Washington state association of counties, the
14 association of Washington cities, the Washington state transit
15 association, transit agencies, and others as deemed appropriate.

16 (c) The joint transportation committee must issue a report of its
17 findings and recommendations to the transportation committees of the
18 legislature by September 30, 2020.

19 (3) (a) \$250,000 of the multimodal transportation account—state
20 appropriation is for the joint transportation committee to conduct a
21 study of the feasibility of an east-west intercity passenger rail
22 system. The study must include the following elements:

23 (i) Projections of potential ridership;

24 (ii) Review of relevant planning studies;

25 (iii) Establishment of an advisory group and associated meetings;

26 (iv) Development of a Stampede Pass corridor alignment to
27 maximize ridership, revenue, and rationale, considering service to
28 population centers: Auburn, Cle Elum, Yakima, Tri-Cities, Ellensburg,
29 Toppenish, and Spokane;

30 (v) Assessment of current infrastructure conditions, including
31 station stop locations;

32 (vi) Identification of equipment needs; and

33 (vii) Identification of operator options.

34 (b) A report of the study findings and recommendations is due to
35 the transportation committees of the legislature by June 30, 2020.

36 (4) (a) \$275,000 of the highway safety fund—state appropriation is
37 for a study of vehicle subagents in Washington state. The study must
38 consider and include recommendations, as necessary, on the following:

1 (i) The relevant statutes, rules, and/or regulations authorizing
2 vehicle subagents and any changes made to the relevant statutes,
3 rules, and/or regulations;

4 (ii) The current process of selecting and authorizing a vehicle
5 subagent, including the change of ownership process and the
6 identification of any barriers to entry into the vehicle subagent
7 market;

8 (iii) The annual business expenditures borne by each of the
9 vehicle subagent businesses since fiscal year 2010 and identification
10 of any materials, including office equipment and supplies, provided
11 by the department of licensing to each vehicle subagent since fiscal
12 year 2010. To accomplish this task, each vehicle subagent must
13 provide expenditure data to the joint transportation committee for
14 the purposes of this study;

15 (iv) The oversight provided by the county auditors and/or the
16 department of licensing over the vehicle subagent businesses;

17 (v) The history of service fees, how increases to the service fee
18 rate are made, and how the requested fee increase is determined;

19 (vi) The online vehicle registration renewal process and any
20 potential improvements to the online process;

21 (vii) The department of licensing's ability to provide more
22 vehicle licensing services directly, particularly taking into account
23 the increase in online vehicle renewal transactions;

24 (viii) The potential expansion of services that can be performed
25 by vehicle subagents; and

26 (ix) The process by which the geographic locations of vehicle
27 subagents are determined.

28 (b) In conducting the study, the joint transportation committee
29 must consult with the department of licensing, a representative of
30 county auditors, and a representative of vehicle subagents.

31 (c) The joint transportation committee may collect any data from
32 the department of licensing, county auditors, and vehicle subagents
33 that is necessary to conduct the study.

34 (d) The joint transportation committee must issue a report of
35 its findings and recommendations to the transportation committees of
36 the legislature by September 30, 2020.

37 (5) (a) \$235,000 of the multimodal transportation account—state
38 appropriation is for the joint transportation committee to oversee a
39 consultant study on rail safety governance best practices, by class
40 of rail where applicable, and recommendations for the implementation

1 of these best practices in Washington state. The study must assess
2 rail safety governance for passenger and freight rail, including rail
3 transit services, and must consider recommendations made by the
4 national transportation safety board in its 2017 Amtrak passenger
5 train 501 derailment accident report that are relevant to rail safety
6 governance.

7 (b) The study must include the following components:

8 (i) (A) An assessment of rail safety oversight in Washington state
9 that includes: (I) The rail safety oversight roles of federal, state,
10 regional, and local agencies, including the extent to which federal
11 and state laws govern these roles and the extent to which these roles
12 would be modified should the suspended federal rules in 49 C.F.R.
13 Part 270 take effect; (II) federal, state, regional, and local agency
14 organizational structures and processes utilized to conduct rail
15 safety oversight; and (III) coordination activities by federal,
16 state, regional, and local agencies in conducting rail safety
17 oversight;

18 (B) An examination of rail safety governance best practices by
19 other states for the items identified in (a) of this subsection; and

20 (C) Recommendations for the implementation of best practices for
21 rail safety governance in Washington state.

22 (ii) The study must address the extent to which additional safety
23 oversight of rail project design and construction is used in other
24 states and would be a recommended best practice for Washington state.

25 (c) The joint transportation committee shall consult with the
26 Washington state department of transportation, the Washington state
27 utilities and transportation commission, sound transit, the national
28 transportation safety board, Amtrak, the federal railroad
29 administration, BNSF railway company, one or more representatives of
30 short line railroads, one or more representatives of labor, and other
31 entities with rail safety expertise as necessary.

32 (d) The joint transportation committee must issue a report of its
33 findings and recommendations on rail safety governance to the
34 transportation committees of the legislature by January 6, 2021.

35 (6) (a) \$250,000 of the motor vehicle account—state appropriation
36 is for the joint transportation committee to conduct a study of the
37 feasibility of a private auto ferry between the state of Washington
38 and British Columbia, Canada. The study must include the following
39 elements:

1 of shared and/or autonomous vehicles, if applicable. The business
2 case must assess a range of gross revenue impacts to a road usage
3 charge and fuel taxes resulting from changes to total vehicle miles
4 traveled under scenarios with varying degrees of shared, autonomous,
5 and/or electric vehicle adoption rates;

6 (B) Develop a detailed plan for phasing in the implementation of
7 road usage charges for vehicles operated in Washington, incorporating
8 any updates to road usage charge policy recommendations made in (a)
9 and (b) (i) (A) of this subsection and including consideration of
10 methods for reducing the cost of collections for a road usage charge
11 system in Washington state; and

12 (C) Examine the allocation of current gas tax revenues and
13 possible frameworks for the allocation of road usage charge revenues
14 that could be used to evaluate policy choices once road usage charge
15 revenues comprise a significant share of state revenues for
16 transportation purposes.) Create a framework for modeling the
17 effects of a road usage charge on passenger and light-duty vehicles
18 including, but not limited to, plug-in electric vehicles, autonomous
19 vehicles, state fleets, and transportation network companies on a
20 road usage charge system;

21 (B) Identify and measure potential disparate impacts of a road
22 usage charge on designated populations, including communities of
23 color, low-income households, vulnerable populations, and displaced
24 communities;

25 (C) Incorporate emerging approaches to mileage reporting, such as
26 in-vehicle telematics, improved smartphone apps, and use of private
27 businesses to provide odometer verification and mileage reporting
28 services, into a road usage charge system;

29 (D) Conduct a series of facilitated work sessions with other
30 states and private sector firms to identify opportunities to reduce
31 the cost of collections for a road usage charge;

32 (E) Develop a road usage charge phase-in plan that incorporates
33 findings from (b) (i) (A) through (D) of this subsection;

34 (F) Carry out a limited scale demonstration to test new mileage
35 reporting methods; equity policies; cost reduction techniques; and
36 collecting a road usage charge from passenger and light-duty vehicles
37 including, but not limited to, plug-in electric vehicles, autonomous
38 vehicles, state fleets, transportation network companies, and other
39 new mobility services; and

1 (G) Produce a final report with recommendations and a recommended
2 roadmap that details how a road usage charge could be appropriately
3 scaled to fit state circumstances and that includes a framework for
4 evaluating policy choices related to the use of road usage charge
5 revenue.

6 (ii) A year-end report on the status of any federally-funded
7 project for which federal funding is secured must be provided to the
8 governor's office and the transportation committees of the
9 legislature by January 1, 2020, and by January 1, 2021.

10 (c) \$150,000 of the motor vehicle account—state appropriation is
11 provided solely for analysis of potential impacts of a road usage
12 charge on communities of color, low-income households, vulnerable
13 populations, and displaced communities. The analysis must include an
14 assessment of potential mitigation measures to address these
15 potential impacts. These funds must be held in unallotted status
16 during the 2019-2021 fiscal biennium, and may only be used after the
17 commission has provided notice to the office of financial management
18 that it has exhausted all efforts to secure federal funds from the
19 federal surface transportation system funding alternatives grant
20 program under (b) of this subsection without successfully securing
21 federal funding for the further study of a road usage charge. A year-
22 end update on the status of this effort, if undertaken prior to the
23 end of calendar year 2020, must be provided to the governor's office
24 and the transportation committees of the legislature by January 1,
25 2021.

26 (2) (a) \$250,000 of the Interstate 405 and state route number 167
27 express toll lanes ((operations)) account—state appropriation is
28 provided solely for the transportation commission to conduct a study,
29 applicable to the Interstate 405 express toll lanes, of discounted
30 tolls and other similar programs for low-income drivers that are
31 provided by other states, countries, or other entities and how such a
32 program could be implemented in the state of Washington. The
33 transportation commission may contract with a consultant to conduct
34 all or a portion of this study.

35 (b) In conducting this study, the transportation commission shall
36 consult with both the department of transportation and the department
37 of social and health services.

38 (c) The transportation commission shall, at a minimum, consider
39 the following issues when conducting the study of discounted tolls
40 and other similar programs for low-income drivers:

- 1 (i) The benefits, requirements, and any potential detriments to
 2 the users of a program;
- 3 (ii) The most cost-effective way to implement a program given
 4 existing financial commitments, shared cost requirements across
 5 facilities, and technical requirements to execute and maintain a
 6 program;
- 7 (iii) The implications of a program for tolling policies,
 8 revenues, costs, operations, and enforcement; and
- 9 (iv) Any implications to tolled facilities based on the type of
 10 tolling implemented on a particular facility.

11 (d) The transportation commission shall provide a report
 12 detailing the findings of this study and recommendations for
 13 implementing a discounted toll or other appropriate program in the
 14 state of Washington to the transportation committees of the
 15 legislature by June 30, 2021.

16 (3) \$160,000 of the Interstate 405 and state route number 167
 17 express toll lanes account—state appropriation, \$271,000 of the state
 18 route number 520 corridor account—state appropriation, \$158,000 of
 19 the Tacoma Narrows toll bridge account—state appropriation, and
 20 \$136,000 of the Alaskan Way viaduct replacement project account—state
 21 appropriation are provided solely for the transportation commission's
 22 proportional share of time spent supporting tolling operations for
 23 the respective tolling facilities.

24 (4) The legislature requests that the commission commence
 25 proceedings to name state route number 165 as The Glacier Highway to
 26 commemorate the significance of glaciers to the state of Washington.

27 **Sec. 206.** 2019 c 416 s 206 (uncodified) is amended to read as
 28 follows:

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

30 Freight Mobility Investment Account—State

31	Appropriation	((\$813,000))
32		<u>\$772,000</u>

33 **Sec. 207.** 2019 c 416 s 207 (uncodified) is amended to read as
 34 follows:

35 **FOR THE WASHINGTON STATE PATROL**

36	State Patrol Highway Account—State Appropriation	((\$508,503,000))
37		<u>\$501,294,000</u>

1	State Patrol Highway Account—Federal Appropriation .	((\$16,069,000))
2		<u>\$16,081,000</u>
3	State Patrol Highway Account—Private/Local	
4	Appropriation	((\$4,257,000))
5		<u>\$4,258,000</u>
6	Highway Safety Account—State Appropriation	\$1,188,000
7	Ignition Interlock Device Revolving Account—State	
8	Appropriation	\$7,010,000
9	Multimodal Transportation Account—State	
10	Appropriation	\$286,000
11	<u>Interstate 405 and State Route Number 167 Express</u>	
12	<u>Toll Lanes Account—State Appropriation.</u>	<u>\$1,182,000</u>
13	<u>State Route Number 520 Corridor Account—State</u>	
14	<u>Appropriation.</u>	<u>\$1,988,000</u>
15	<u>Tacoma Narrows Toll Bridge Account—State Appropriation.</u>	<u>\$1,158,000</u>
16	<u>Alaskan Way Viaduct Replacement Project</u>	
17	<u>Account—State Appropriation.</u>	<u>\$996,000</u>
18	TOTAL APPROPRIATION.	((\$537,313,000))
19		<u>\$535,441,000</u>

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

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

31 (2) \$510,000 of the ignition interlock device revolving account—
32 state appropriation is provided solely for the ignition interlock
33 program at the Washington state patrol to provide funding for two
34 staff to work and provide support for the program in working with
35 manufacturers, service centers, technicians, and participants in the
36 program.

37 (3) \$1,424,000 of the state patrol highway account—state
38 appropriation is provided solely to enter into an agreement for
39 upgraded land mobile software, hardware, and equipment.

1 (4) \$2,582,000 of the state patrol highway account—state
2 appropriation is provided solely for the replacement of radios and
3 other related equipment.

4 (5) \$343,000 of the state patrol highway account—state
5 appropriation is provided solely for aerial criminal investigation
6 tools, including software licensing and maintenance, and annual
7 certification.

8 (6) (~~(\$514,000)~~) \$2,342,000 of the state patrol highway account—
9 state appropriation is provided solely (~~(for additional staff)~~) to
10 address the increase in the number of toxicology cases from impaired
11 driving and death investigations.

12 (7) \$580,000 of the state patrol highway account—state
13 appropriation is provided solely for the operation of and
14 administrative support to the license investigation unit to enforce
15 vehicle registration laws in southwestern Washington. The Washington
16 state patrol, in consultation with the department of revenue, shall
17 maintain a running estimate of the additional vehicle registration
18 fees, sales and use taxes, and local vehicle fees remitted to the
19 state pursuant to activity conducted by the license investigation
20 unit. Beginning October 1, 2019, and quarterly thereafter, the
21 Washington state patrol shall submit a report detailing the
22 additional revenue amounts generated since July 1, 2017, to the
23 director of the office of financial management and the transportation
24 committees of the legislature. At the end of the calendar quarter in
25 which it is estimated that more than \$625,000 in state sales and use
26 taxes have been remitted to the state since July 1, 2017, the
27 Washington state patrol shall notify the state treasurer and the
28 state treasurer shall transfer funds pursuant to section 406 (~~(of~~
29 ~~this act)~~), chapter 416, Laws of 2019.

30 (8) \$18,000 of the state patrol highway account—state
31 appropriation is provided solely for the license investigation unit
32 to procure an additional license plate reader and related costs.

33 (9) The Washington state patrol and the office of financial
34 management must be consulted by the department of transportation
35 during the design phase of any improvement or preservation project
36 that could impact Washington state patrol weigh station operations.
37 During the design phase of any such project, the department of
38 transportation must estimate the cost of designing around the

1 affected weigh station's current operations, as well as the cost of
2 moving the affected weigh station.

3 (10) \$4,210,000 of the state patrol highway account—state
4 appropriation is provided solely for a third arming and a third
5 trooper basic training class. The cadet class is expected to graduate
6 in June 2021.

7 (11) \$65,000 of the state patrol highway account—state
8 appropriation is provided solely for the implementation of chapter
9 440 (~~((Engrossed Second Substitute Senate Bill No. 5497))~~), Laws of
10 2019 (immigrants in the workplace). If chapter 440 (~~((Engrossed
11 Second Substitute Senate Bill No. 5497))~~), Laws of 2019 is not
12 enacted by June 30, 2019, the amount provided in this subsection
13 lapses.

14 (12)(a) The Washington state patrol must report quarterly to the
15 house and senate transportation committees on the status of
16 recruitment and retention activities as follows:

17 (i) A summary of recruitment and retention strategies;

18 (ii) The number of transportation funded staff vacancies by major
19 category;

20 (iii) The number of applicants for each of the positions by these
21 categories;

22 (iv) The composition of workforce; and

23 (v) Other relevant outcome measures with comparative information
24 with recent comparable months in prior years.

25 (b) By January 1, 2020, the Washington state patrol must submit
26 to the transportation committees of the legislature and the governor
27 a workforce diversity plan. The plan must identify ongoing, and both
28 short-term and long-term, specific comprehensive outreach and
29 recruitment strategies to increase populations underrepresented
30 within both commissioned and noncommissioned employee groups.

31 (13) \$1,182,000 of the Interstate 405 and state route number 167
32 express toll lanes account—state appropriation, \$1,988,000 of the
33 state route number 520 corridor account—state appropriation,
34 \$1,158,000 of the Tacoma Narrows toll bridge account—state
35 appropriation, and \$996,000 of the Alaskan Way viaduct replacement
36 project account—state appropriation are provided solely for the
37 Washington state patrol's proportional share of time spent supporting
38 tolling operations and enforcement for the respective tolling
39 facilities.

1 (14) \$100,000 of the state patrol highway account—state
2 appropriation is provided solely for the implementation of Senate
3 Bill No. 6218, Laws of 2020 (Washington state patrol retirement
4 definition of salary), which reflects an increase in the Washington
5 state patrol retirement system pension contribution rate of 0.15
6 percent for changes to the definition of salary. If Senate Bill No.
7 6218, Laws of 2020 is not enacted by June 30, 2020, the amount
8 provided in this subsection lapses.

9 (15) The Washington state patrol is directed to terminate its
10 "Agreement for Utility Connection and Reimbursement of Water
11 Extension Expenses" with the city of Shelton, executed on June 12,
12 2017, subject to the city of Shelton's consent to terminate the
13 agreement. The legislature finds that the water connection extension
14 constructed by the Washington state patrol from the city of Shelton's
15 water facilities to the Washington state patrol academy was necessary
16 to meet the water supply needs of the academy. The legislature also
17 finds that the water connection provides an ongoing water supply that
18 is necessary to the operation of the training facility, that the
19 state is making use of the water connection for these public
20 activities, and that any future incidental use of the municipal
21 infrastructure put in place to support these activities will not
22 impede the Washington state patrol's ongoing use of the water
23 connection extension. Therefore, the legislature determines that
24 under the public policy of this state, reimbursement by any other
25 entity is not required, notwithstanding any prior condition regarding
26 contributions of other entities that Washington state patrol was
27 required to satisfy prior to expenditure of the funds for
28 construction of the extension, and that the Washington state patrol
29 shall terminate the agreement.

30 (16) \$975,000 of the state patrol highway account—state
31 appropriation is provided solely for communications officers at the
32 King county public safety answering point.

33 (17) \$830,000 of the state patrol highway account—state
34 appropriation is provided solely for information technology security
35 enhancements.

36 (18) \$150,000 of the state patrol highway account is provided
37 solely for the Washington state patrol to work with the department of
38 enterprise services and office of minority and women's business
39 enterprises to contract for a workforce diversity strategic action

1 plan. The successful consultant must have demonstrated expertise in
2 workforce diversity research and an established record of assisting
3 organizations in implementing diversity initiatives. The plan must
4 include:

5 (a) Current and past employment data on the composition of the
6 state patrol workforce generally and of its protective service
7 workers;

8 (b) Research into the reasons for underrepresentation of
9 minorities and women in the state patrol workforce;

10 (c) Research on best practices for recruiting across the state
11 and from communities historically underrepresented in the Washington
12 state patrol workforce;

13 (d) Case studies of law enforcement and other agencies that have
14 successfully diversified their workforce; and

15 (e) A strategic plan with recommendations that will address
16 disparities in the Washington state patrol employment ranks in both
17 commissioned and noncommissioned personnel, with a focus on
18 executive, command, and supervisory employees.

19 **Sec. 208.** 2019 c 416 s 208 (uncodified) is amended to read as
20 follows:

21 **FOR THE DEPARTMENT OF LICENSING**

22	Marine Fuel Tax Refund Account—State Appropriation	\$34,000
23	Motorcycle Safety Education Account—State	
24	Appropriation	((\$5,044,000))
25		<u>\$5,052,000</u>
26	State Wildlife Account—State Appropriation	((\$536,000))
27		<u>\$511,000</u>
28	Highway Safety Account—State Appropriation	((\$243,189,000))
29		<u>\$242,965,000</u>
30	Highway Safety Account—Federal Appropriation	\$1,294,000
31	Motor Vehicle Account—State Appropriation	((\$77,219,000))
32		<u>\$71,447,000</u>
33	<u>Motor Vehicle Account—Federal Appropriation.</u>	<u>\$186,000</u>
34	Motor Vehicle Account—Private/Local Appropriation	((\$2,858,000))
35		<u>\$10,008,000</u>
36	Ignition Interlock Device Revolving Account—State	
37	Appropriation	((\$6,143,000))
38		<u>\$5,779,000</u>

1 ~~stewards,~~) and necessary equipment and software for data management,
2 data analytics, and data compliance activities. The department must,
3 in consultation with the office of the chief information officer,
4 construct a framework with goals for providing better data
5 stewardship and a plan to achieve those goals. The department must
6 provide the framework and plan to the transportation committees of
7 the legislature by December 31, 2019, and an update by May 1, 2020.
8 ~~((Appropriations provided for the data stewardship and privacy
9 project described in this subsection are subject to the conditions,
10 limitations, and review provided in section 701 of this act.~~

11 ~~(4))~~ (3) Appropriations provided for the cloud continuity of
12 operations project in this section are subject to the conditions,
13 limitations, and review provided in section 701 of this act.

14 ~~((6))~~ (4) \$24,028,000 of the highway safety account—state
15 appropriation is provided solely for costs necessary to accommodate
16 increased demand for enhanced drivers' licenses and enhanced
17 identicards. The department shall report on a quarterly basis on the
18 use of these funds, associated workload, and information with
19 comparative information with recent comparable months in prior years.
20 The report must include detailed statewide and by licensing service
21 office information on staffing levels, average monthly wait times,
22 the number of enhanced drivers' licenses and enhanced identicards
23 issued/renewed, and the number of primary drivers' licenses and
24 identicards issued/renewed. Within the amounts provided in this
25 subsection, the department shall implement efficiency measures to
26 reduce the time for licensing transactions and wait times including,
27 but not limited to, the installation of additional cameras at
28 licensing service offices that reduce bottlenecks and align with the
29 "keep your customer" initiative.

30 ~~((8))~~ (5) \$507,000 of the motor vehicle account—state
31 appropriation is provided solely for the implementation of
32 chapter . . . (Substitute Senate Bill No. 5419), Laws of 2019
33 (vehicle service fees) or chapter 417 ~~((Engrossed House Bill No.
34 1789))~~, Laws of 2019 (vehicle service fees). If neither
35 chapter . . . (Substitute Senate Bill No. 5419), Laws of 2019 or
36 chapter 417 ~~((Engrossed House Bill No. 1789))~~, Laws of 2019 are
37 enacted by June 30, 2019, the amount provided in this subsection
38 lapses.

1 ~~((10))~~ (6) \$25,000 of the motor vehicle account—state
2 appropriation is provided solely for the implementation of chapter
3 177 ~~((Engrossed House Bill No. 1996))~~, Laws of 2019 (San Juan
4 Islands license plate). If chapter 177 ~~((Engrossed House Bill No.
5 1996))~~, Laws of 2019 is not enacted by June 30, 2019, the amount
6 provided in this subsection lapses.

7 ~~((11))~~ (7) \$24,000 of the motor vehicle account—state
8 appropriation is provided solely for the implementation of chapter
9 384 ~~((House Bill No. 2062))~~, Laws of 2019 (Seattle Storm license
10 plate). If chapter 384 ~~((House Bill No. 2062))~~, Laws of 2019 is not
11 enacted by June 30, 2019, the amount provided in this subsection
12 lapses.

13 ~~((13))~~ (8) \$65,000 of the highway safety account—state
14 appropriation is provided solely for the implementation of chapter
15 440 ~~((Engrossed Second Substitute Senate Bill No. 5497))~~, Laws of
16 2019 (immigrants in the workplace). If chapter 440 ~~((Engrossed
17 Second Substitute Senate Bill No. 5497))~~, Laws of 2019 is not
18 enacted by June 30, 2019, the amount provided in this subsection
19 lapses.

20 ~~((14))~~ (9) The appropriations in this section assume
21 implementation of additional cost recovery mechanisms to recoup at
22 least \$11,903,000 in credit card and other financial transaction
23 costs as part of charges imposed for driver and vehicle fee
24 transactions beginning January 1, 2020. At the direction of the
25 office of financial management, the department must develop a method
26 of tracking the additional amount of credit card and other financial
27 cost-recovery revenues. In consultation with the office of financial
28 management, the department must notify the state treasurer of these
29 amounts and the state treasurer must deposit these revenues in the
30 agency financial transaction account created in section 717 ~~((of this
31 act))~~, chapter 416, Laws of 2019 on a quarterly basis.

32 ~~((18))~~ (10) \$1,281,000 of the department of licensing service
33 account—state appropriation is provided solely for savings from the
34 implementation of chapter 417 ~~((Engrossed House Bill No. 1789))~~,
35 Laws of 2019 (vehicle service fees). If chapter 417 ~~((Engrossed
36 House Bill No. 1789))~~, Laws of 2019 is enacted by June 30, 2019, the
37 amount provided in this subsection lapses.

38 ~~((19))~~ (11) \$2,650,000 of the abandoned recreational vehicle
39 disposal account—state appropriation is provided solely for providing

1 reimbursements in accordance with the department's abandoned
2 recreational vehicle disposal reimbursement program. It is the intent
3 of the legislature that the department prioritize this funding for
4 allowable and approved reimbursements and not to build a reserve of
5 funds within the account.

6 ~~((+20))~~ (12) \$20,000 of the motor vehicle account—state
7 appropriation is provided solely for the implementation of chapter
8 210 ~~((Substitute House Bill No. 1197))~~, Laws of 2019 (Gold Star
9 license plate). If chapter 210 ~~((Substitute House Bill No. 1197))~~,
10 Laws of 2019 is not enacted by June 30, 2019, the amount provided in
11 this subsection lapses.

12 ~~((+21))~~ (13) \$31,000 of the motor vehicle account—state
13 appropriation is provided solely for the implementation of chapter
14 262 ~~((Substitute House Bill No. 1436))~~, Laws of 2019 (snow bikes).
15 If chapter 262 ~~((Substitute House Bill No. 1436))~~, Laws of 2019 is
16 not enacted by June 30, 2019, the amount provided in this subsection
17 lapses.

18 ~~((+22))~~ (14) \$24,000 of the motor vehicle account—state
19 appropriation is provided solely for the implementation of chapter
20 139 ~~((House Bill No. 2058))~~, Laws of 2019 (Purple Heart license
21 plate). If chapter 139 ~~((House Bill No. 2058))~~, Laws of 2019 is not
22 enacted by June 30, 2019, the amount provided in this subsection
23 lapses.

24 ~~((+23))~~ (15) \$24,000 of the motor vehicle account—state
25 appropriation is provided solely for the implementation of chapter
26 278 ~~((Engrossed House Bill No. 2067))~~, Laws of 2019 (vehicle and
27 vessel owner information). If chapter 278 ~~((Engrossed House Bill No.
28 2067))~~, Laws of 2019 is not enacted by June 30, 2019, the amount
29 provided in this subsection lapses.

30 ~~((+25))~~ (16) \$600,000 of the highway safety account—state
31 appropriation is provided solely for the department to provide an
32 interagency transfer to the department of social and health services,
33 children's administration division for the purpose of providing
34 driver's license support to a larger population of foster youth than
35 is already served within existing resources. Support services include
36 reimbursement of driver's license issuance costs, fees for driver
37 training education, and motor vehicle liability insurance costs.

38 ~~((+26))~~ (17) The department must place personal and company data
39 elements in separate data fields to allow the department to select

1 discrete data elements when providing information or data to persons
2 or entities outside the department. Pursuant to the restrictions in
3 federal and state law, a person's photo, social security number, or
4 medical information must not be made available through public
5 disclosure or data being provided under RCW 46.12.630 or 46.12.635.

6 ~~((30))~~ (18) \$91,000 of the highway safety account—state
7 appropriation is provided solely for the department's costs related
8 to the one Washington project.

9 ~~((31) \$974,000)~~ (19) \$1,674,000 of the highway safety account—
10 state appropriation is provided solely for communication and outreach
11 activities necessary to inform the public of federally acceptable
12 identification options including, but not limited to, enhanced
13 drivers' licenses and enhanced identicards. The department shall
14 continue the outreach plan that includes informational material that
15 can be effectively communicated to all communities and populations in
16 Washington. To accomplish this work, the department shall contract
17 with an external vendor with demonstrated experience and expertise in
18 outreach and marketing to underrepresented communities in a
19 culturally-responsive fashion.

20 (20) Due to the passage of chapter 1 (Initiative Measure No.
21 976), Laws of 2020, the department, working with the office of
22 financial management, shall provide a monthly report on the number of
23 registrations involved and differences between actual collections and
24 collections if the initiative was not subject to a temporary
25 injunction as of December 5, 2019.

26 (21) The appropriations in this section assume full cost recovery
27 for the administration and collection of a motor vehicle excise tax
28 on behalf of any regional transit authority pursuant to section 706
29 of this act.

30 (22) \$24,000 of the motor vehicle account—state appropriation is
31 provided solely for the implementation of chapter . . . (Substitute
32 House Bill No. 1255), Laws of 2020 (Patches pal special license
33 plate). If chapter . . . (Substitute House Bill No. 1255), Laws of
34 2020 is not enacted by June 30, 2020, the amount provided in this
35 subsection lapses.

36 (23) \$24,000 of the motor vehicle account—state appropriation is
37 provided solely for the implementation of chapter . . . (Engrossed
38 Second Substitute House Bill No. 2050), Laws of 2020 (Washington wine
39 special license plate). If chapter . . . (Engrossed Second Substitute

1 House Bill No. 2050), Laws of 2020 is not enacted by June 30, 2020,
2 the amount provided in this subsection lapses.

3 (24) \$24,000 of the motor vehicle account—state appropriation is
4 provided solely for the implementation of chapter . . . (Engrossed
5 Substitute House Bill No. 2085), Laws of 2020 (Mt. St. Helens special
6 license plate). If chapter . . . (Engrossed Substitute House Bill No.
7 2085), Laws of 2020 is not enacted by June 30, 2020, the amount
8 provided in this subsection lapses.

9 (25) \$24,000 of the motor vehicle account—state appropriation is
10 provided solely for the implementation of chapter . . . (Substitute
11 House Bill No. 2187), Laws of 2020 (women veterans special license
12 plate) or chapter . . . (Senate Bill No. 6433), Laws of 2020 (women
13 veterans special license plate). If neither chapter . . . (Substitute
14 House Bill No. 2187), Laws of 2020 nor chapter . . . (Senate Bill No.
15 6433), Laws of 2020 is enacted by June 30, 2020, the amount provided
16 in this subsection lapses.

17 (26) \$107,000 of the highway safety account—state appropriation
18 is provided solely for the implementation of chapter . . . (Engrossed
19 House Bill No. 2188), Laws of 2020 (military veterans commercial
20 driver's license waivers) or chapter . . . (Second Substitute Senate
21 Bill No. 5544), Laws of 2020 (military veterans commercial driver's
22 license waivers). If neither chapter . . . (Engrossed House Bill No.
23 2188), Laws of 2020 nor chapter . . . (Second Substitute Senate Bill
24 No. 5544), Laws of 2020 is enacted by June 30, 2020, the amount
25 provided in this subsection lapses.

26 (27) \$50,000 of the motor vehicle account—state appropriation is
27 provided solely for the implementation of chapter . . . (Substitute
28 House Bill No. 2353), Laws of 2020 (fire trailer registrations). If
29 chapter . . . (Substitute House Bill No. 2353), Laws of 2020 is not
30 enacted by June 30, 2020, the amount provided in this subsection
31 lapses.

32 (28) \$114,000 of the highway safety account—state appropriation
33 is provided solely for the implementation of chapter . . .
34 (Substitute House Bill No. 2607), Laws of 2020 (homeless youth
35 identcards) or chapter . . . (Senate Bill No. 6304), Laws of 2020
36 (homeless youth identcards). If neither chapter . . . (Substitute
37 House Bill No. 2607), Laws of 2020 nor chapter . . . (Senate Bill No.
38 6304), Laws of 2020 is enacted by June 30, 2020, the amount provided
39 in this subsection lapses.

1 (29) \$24,000 of the motor vehicle account—state appropriation is
2 provided solely for the implementation of chapter . . . (House Bill
3 No. 2669), Laws of 2020 (Seattle national hockey league special
4 license plate) or chapter . . . (Senate Bill No. 6562), Laws of 2020
5 (Seattle national hockey league special license plate). If neither
6 chapter . . . (House Bill No. 2669), Laws of 2020 nor chapter . . .
7 (Senate Bill No. 6562), Laws of 2020 is enacted by June 30, 2020, the
8 amount provided in this subsection lapses.

9 (30) \$14,000 of the motor vehicle account—state appropriation is
10 provided solely for the implementation of chapter . . . (Engrossed
11 Substitute House Bill No. 2723), Laws of 2020 (off-road vehicle
12 enforcement) or chapter . . . (Senate Bill No. 6115), Laws of 2020
13 (off-road vehicle enforcement). If neither chapter . . . (Engrossed
14 Substitute House Bill No. 2723), Laws of 2020 nor chapter . . .
15 (Senate Bill No. 6115), Laws of 2020 is enacted by June 30, 2020, the
16 amount provided in this subsection lapses.

17 (31) \$105,000 of the motor vehicle account—state appropriation is
18 provided solely for the implementation of chapter . . . (House Bill
19 No. 2491), Laws of 2020 (tribal vehicles compact) or chapter . . .
20 (Senate Bill No. 6251), Laws of 2020 (tribal vehicles compact). If
21 neither chapter . . . (House Bill No. 2491), Laws of 2020 nor
22 chapter . . . (Senate Bill No. 6251), Laws of 2020 (tribal vehicles
23 compact) is enacted by June 30, 2020, the amount provided in this
24 subsection lapses.

25 (32) \$57,000 of the state wildlife account—state appropriation is
26 provided solely for the implementation of chapter . . . (Substitute
27 Senate Bill No. 6072), Laws of 2020 (state wildlife account). If
28 chapter . . . (Substitute Senate Bill No. 6072), Laws of 2020 is not
29 enacted by June 30, 2020, the amount provided in this subsection
30 lapses.

31 (33) \$19,000 of the motor vehicle account—state appropriation is
32 provided solely for the implementation of chapter . . . (Engrossed
33 Senate Bill No. 6032), Laws of 2020 (apples special license plate).
34 If chapter . . . (Engrossed Senate Bill No. 6032), Laws of 2020 is
35 not enacted by June 30, 2020, the amount provided in this subsection
36 lapses.

37 (34) \$19,000 of the motor vehicle account—state appropriation is
38 provided solely for the implementation of chapter . . . (Engrossed
39 Substitute Senate Bill No. 5591), Laws of 2020 (stolen vehicle

1 check). If chapter . . . (Engrossed Substitute Senate Bill No. 5591),
2 Laws of 2020 is not enacted by June 30, 2020, the amount provided in
3 this subsection lapses.

4 (35) Within the amounts appropriated in this section, the
5 department shall relocate, or finish relocating, the licensing
6 service offices in Lacey, Tacoma, and Bellevue-Redmond and make
7 emergency repairs to the licensing service office in Vancouver.

8 (36) \$40,000 of the department of licensing services account—
9 state appropriation is provided solely for the department to report
10 to the governor and chairs of the transportation committees of the
11 legislature by December 1, 2020, with a proposed plan to allow the
12 registered owner of a vehicle, or the registered owner's authorized
13 representative, to voluntarily enter into either a quarterly or
14 monthly payment plan with the department to pay vehicle fees or taxes
15 due at the time of application for renewal vehicle registration. The
16 plan must include: (a) An analysis of the administrative costs
17 associated with allowing the payment plans; (b) the estimated revenue
18 impact by fund or account, including impacts to local governments;
19 and (c) the recommended method to achieve the greatest level of
20 customer payment compliance.

21 (37) (a) Within available resources, and in collaboration with the
22 department of revenue, the department of licensing shall evaluate the
23 effectiveness of chapter 218, Laws of 2017, in improving compliance
24 with state laws relating to the registration of off-road vehicles,
25 including the payment of retail sales and use tax. The department of
26 licensing shall recommend any statutory, administrative, or other
27 changes needed to optimize and further strengthen the compliance,
28 including an implementation timeline and corresponding resource
29 requirements. Among its recommendations, the department of licensing
30 must address potential changes to the process under RCW 46.93.210 by
31 which the department notifies persons whose vehicles may not be
32 properly registered in the state. The department shall submit a
33 report to the governor and the transportation committees of the
34 legislature by December 15, 2020.

35 (b) If chapter . . . (Engrossed Substitute House Bill No. 2723),
36 Laws of 2020 is enacted by June 30, 2020, this subsection has no
37 force and effect.

38 **Sec. 209.** 2019 c 416 s 209 (uncodified) is amended to read as
39 follows:

1 **FOR THE DEPARTMENT OF TRANSPORTATION—TOLL OPERATIONS AND MAINTENANCE**
 2 **—PROGRAM B**

3 ((High Occupancy Toll Lanes Operations Account—State
 4 Appropriation \$3,774,000
 5 Motor Vehicle Account—State Appropriation \$513,000))
 6 State Route Number 520 Corridor Account—State
 7 Appropriation ((\$43,773,000))
 8 \$59,059,000
 9 State Route Number 520 Civil Penalties Account—State
 10 Appropriation \$4,145,000
 11 Tacoma Narrows Toll Bridge Account—State
 12 Appropriation ((\$27,807,000))
 13 \$33,806,000
 14 Alaskan Way Viaduct Replacement Project Account—State
 15 Appropriation. ((\$20,061,000))
 16 \$21,616,000
 17 Interstate 405 and State Route Number 167 Express
 18 Toll Lanes ((Operations)) Account—State
 19 Appropriation. ((\$18,329,000))
 20 \$27,457,000
 21 TOTAL APPROPRIATION. ((\$118,402,000))
 22 \$146,083,000

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

25 (1) \$1,300,000 of the Tacoma Narrows toll bridge account—state
 26 appropriation and \$11,034,000 of the state route number 520 corridor
 27 account—state appropriation are provided solely for the purposes of
 28 addressing unforeseen operations and maintenance costs on the Tacoma
 29 Narrows bridge and the state route number 520 bridge, respectively.
 30 The office of financial management shall place the amounts provided
 31 in this subsection, which represent a portion of the required minimum
 32 fund balance under the policy of the state treasurer, in unallotted
 33 status. The office may release the funds only when it determines that
 34 all other funds designated for operations and maintenance purposes
 35 have been exhausted.

36 (2) As long as the facility is tolled, the department must
 37 provide quarterly reports to the transportation committees of the
 38 legislature on the Interstate 405 express toll lane project

1 performance measures listed in RCW 47.56.880(4). These reports must
2 include:

3 (a) Information on the travel times and travel time reliability
4 (at a minimum, average and 90th percentile travel times) maintained
5 during peak and nonpeak periods in the express toll lanes and general
6 purpose lanes for both the entire corridor and commonly made trips in
7 the corridor including, but not limited to, northbound from Bellevue
8 to Rose Hill, state route number 520 at NE 148th to Interstate 405 at
9 state route number 522, Bellevue to Bothell (both NE 8th to state
10 route number 522 and NE 8th to state route number 527), and a trip
11 internal to the corridor (such as NE 85th to NE 160th) and similar
12 southbound trips;

13 (b) A month-to-month comparison of travel times and travel time
14 reliability for the entire corridor and commonly made trips in the
15 corridor as specified in (a) of this subsection since implementation
16 of the express toll lanes and, to the extent available, a comparison
17 to the travel times and travel time reliability prior to
18 implementation of the express toll lanes;

19 (c) Total express toll lane and total general purpose lane
20 traffic volumes, as well as per lane traffic volumes for each type of
21 lane (i) compared to total express toll lane and total general
22 purpose lane traffic volumes, as well as per lane traffic volumes for
23 each type of lane, on this segment of Interstate 405 prior to
24 implementation of the express toll lanes and (ii) compared to total
25 express toll lane and total general purpose lane traffic volumes, as
26 well as per lane traffic volumes for each type of lane, from month to
27 month since implementation of the express toll lanes; and

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

31 (3) (a) (~~(\$71,000)~~) \$2,114,000 of the (~~(high—occupancy)~~)
32 Interstate 405 and state route number 167 express toll lanes
33 (~~(operations)~~) account—state appropriation, (~~(\$1,238,000)~~) \$4,920,000
34 of the state route number 520 corridor account—state appropriation,
35 (~~(\$532,000)~~) \$2,116,000 of the Tacoma Narrows toll bridge account—
36 state appropriation, (~~(\$460,000 of the Interstate 405 express toll~~
37 ~~lanes operations account state appropriation,)~~) and (~~(\$699,000)~~)
38 \$2,776,000 of the Alaskan Way viaduct replacement project account—
39 state appropriation are provided solely for the department to finish

1 implementing a new tolling customer service toll collection system,
2 and are subject to the conditions, limitations, and review provided
3 in section 701 of this act.

4 (b) The department shall continue to work with the office of
5 financial management, office of the chief information officer, and
6 the transportation committees of the legislature on the project
7 management plan that includes a provision for independent
8 verification and validation of contract deliverables from the
9 successful bidder and a provision for quality assurance that includes
10 reporting independently to the office of the chief information
11 officer on an ongoing basis during system implementation.

12 (4) The department shall make detailed quarterly reports to the
13 transportation committees of the legislature and the public on the
14 department's web site on the following:

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

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

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

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

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

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

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

36 (iv) Workload costs related to hearings;

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

38 (vi) Revenues generated from notices of civil penalty; and

1 (e) A summary of toll revenue by facility on all operating toll
2 facilities and (~~(high-occupancy)~~) express toll lane systems, and an
3 itemized depiction of the use of that revenue.

4 (5) (~~(\$17,517,000)~~) \$24,735,000 of the Interstate 405 and state
5 route number 167 express toll lanes (~~(operations)~~) account—state
6 appropriation is provided solely for operational costs related to the
7 express toll lane facility.

8 (6) In calendar year 2021, toll equipment on the Tacoma Narrows
9 Bridge will have reached the end of its operational life. During the
10 2019-2021 fiscal biennium, the department plans to issue a request
11 for proposals as the first stage of a competitive procurement process
12 that will replace the toll equipment and select a new tolling
13 operator for the Tacoma Narrows Bridge. The request for proposals and
14 subsequent competitive procurement must incorporate elements that
15 prioritize the overall goal of lowering costs per transaction for the
16 facility, such as incentives for innovative approaches which result
17 in lower transactional costs, requests for efficiencies on the part
18 of the bidder that lower operational costs, and incorporation of
19 technologies such as self-serve credit card machines or other point-
20 of-payment technologies that lower costs or improve operational
21 efficiencies.

22 (7) (~~(\$19,362,000)~~) \$18,840,000 of the Alaskan Way viaduct
23 replacement project account—state appropriation is provided solely
24 for the new state route number 99 tunnel toll facility's expected
25 share of collecting toll revenues, operating customer services, and
26 maintaining toll collection systems. The legislature expects to see
27 appropriate reductions to the other toll facility accounts once
28 tolling on the new state route number 99 tunnel toll facility
29 commences and any previously incurred costs for start-up of the new
30 facility are charged back to the Alaskan Way viaduct replacement
31 project account. The office of financial management shall closely
32 monitor the application of the cost allocation model and ensure that
33 the new state route number 99 tunnel toll facility is adequately
34 sharing costs and the other toll facility accounts are not being
35 overspent or subsidizing the new state route number 99 tunnel toll
36 facility.

37 (8) (~~(\$256,000)~~) \$608,000 of the (~~(high-occupancy toll lanes~~
38 ~~operations—account—state—appropriation—and—\$352,000—of—the)~~)
39 Interstate 405 and state route number 167 express toll lanes

1 ((operations)) account—state appropriation are provided solely for
2 increased levels of service from the Washington state patrol for
3 enforcement of toll lane violations on the ((state route number 167
4 high occupancy toll lanes and the)) Interstate 405 and state route
5 number 167 express toll lanes. The department shall compile monthly
6 data on the number of Washington state patrol enforcement hours on
7 each facility and the percentage of time during peak hours that
8 speeds are at or above forty-five miles per hour on each facility.
9 The department shall provide this data in a report to the
10 transportation committees of the legislature on at least a calendar
11 quarterly basis.

12 (9) The department shall develop an ongoing cost allocation
13 method to assign appropriate costs to each of the toll funds for
14 services provided by each Washington state department of
15 transportation program and all relevant transportation agencies,
16 including the Washington state patrol and the transportation
17 commission. This method should update the toll cost allocation method
18 used in the 2020 supplemental transportation appropriations act. By
19 December 1, 2020, a report with the recommended method and any
20 changes or potential impacts to toll rates shall be submitted to the
21 transportation committees of the legislature and the office of
22 financial management.

23 **Sec. 210.** 2019 c 416 s 210 (uncodified) is amended to read as
24 follows:

25 **FOR THE DEPARTMENT OF TRANSPORTATION—INFORMATION TECHNOLOGY—PROGRAM**
26 **C**

27 Transportation Partnership Account—State Appropriation . . .	\$1,460,000
28 Motor Vehicle Account—State Appropriation	((\$94,993,000))
29	<u>\$96,331,000</u>
30 Puget Sound Ferry Operations Account—State	
31 Appropriation	\$263,000
32 Multimodal Transportation Account—State	
33 Appropriation	\$2,878,000
34 Transportation 2003 Account (Nickel Account)—State	
35 Appropriation	\$1,460,000
36 TOTAL APPROPRIATION.	((\$101,054,000))
37	<u>\$102,392,000</u>

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

3 (1) \$8,114,000 of the motor vehicle account—state appropriation
4 is provided solely for the development of the labor system
5 replacement project and is subject to the conditions, limitations,
6 and review provided in section 701 of this act. It is the intent of
7 the legislature that if any portion of the labor system replacement
8 project is leveraged in the future for the time, leave, and labor
9 distribution of any other agencies, the motor vehicle account will be
10 reimbursed proportionally for the development of the system since
11 amounts expended from the motor vehicle account must be used
12 exclusively for highway purposes in conformance with Article II,
13 section 40 of the state Constitution. This must be accomplished
14 through a loan arrangement with the current interest rate under the
15 terms set by the office of the state treasurer at the time the system
16 is deployed to additional agencies. If the motor vehicle account is
17 not reimbursed for future use of the system, it is further the intent
18 of the legislature that reductions will be made to central service
19 agency charges accordingly. The department shall provide a report to
20 the transportation committees of the legislature by December 31,
21 2019, detailing the project timeline as of July 1, 2019, an updated
22 project timeline if necessary, expenditures made to date for the
23 purposes of this project, and expenditures projected through the
24 remainder of the project timeline.

25 (2) (~~(\$198,000)~~) \$1,375,000 of the motor vehicle account—state
26 appropriation is provided solely for the department's cost related to
27 the one Washington project.

28 (3) \$21,500,000 of the motor vehicle account—state appropriation
29 is provided solely for the activities of the information technology
30 program in developing and maintaining information systems that
31 support the operations and program delivery of the department,
32 ensuring compliance with section 701 of this act, and the
33 requirements of the office of the chief information officer under RCW
34 43.88.092 to evaluate and prioritize any new financial and capital
35 systems replacement or modernization project and any other
36 information technology project. During the 2019-2021 fiscal biennium,
37 the department (~~(is prohibited from using)~~) may use the distributed
38 direct program support or (~~(any)~~) other cost allocation method to
39 fund (~~(any)~~) a new (~~(financial and)~~) capital systems replacement or

1 modernization project (~~without having the project evaluated and~~
2 ~~prioritized by the office of the chief information officer and~~
3 ~~submitting~~). The department shall submit a decision package for
4 implementation of a new capital systems replacement project to the
5 governor and the transportation committees of the legislature as part
6 of the normal budget process for the 2021-2023 biennium.

7 **Sec. 211.** 2019 c 416 s 211 (uncodified) is amended to read as
8 follows:

9 **FOR THE DEPARTMENT OF TRANSPORTATION—FACILITY MAINTENANCE,**
10 **OPERATIONS, AND CONSTRUCTION—PROGRAM D—OPERATING**

11 Motor Vehicle Account—State Appropriation	((\$33,149,000))
	<u>\$34,807,000</u>
13 State Route Number 520 Corridor Account—State	
14 Appropriation	\$34,000
15 TOTAL APPROPRIATION.	((\$33,183,000))
16	<u>\$34,841,000</u>

17 **Sec. 212.** 2019 c 416 s 212 (uncodified) is amended to read as
18 follows:

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

20 Aeronautics Account—State Appropriation	((\$7,635,000))
21	<u>\$7,743,000</u>
22 Aeronautics Account—Federal Appropriation	((\$2,542,000))
23	<u>\$3,043,000</u>
24 Aeronautics Account—Private/Local Appropriation	\$60,000
25 TOTAL APPROPRIATION.	((\$10,237,000))
26	<u>\$10,846,000</u>

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

29 (1) ((~~\$2,751,000~~)) \$2,862,000 of the aeronautics account—state
30 appropriation is provided solely for the airport aid grant program,
31 which provides competitive grants to public use airports for
32 pavement, safety, maintenance, planning, and security.

33 (2) ((~~\$468,000~~)) \$268,000 of the aeronautics account—state
34 appropriation is provided solely for one FTE dedicated to planning
35 aviation emergency services and addressing emerging aeronautics
36 requirements (~~and for the implementation of chapter . . . (House~~
37 ~~Bill No. 1397), Laws of 2019 (electric aircraft work group), which~~

1 ~~extends the electric aircraft work group past its current expiration~~
2 ~~and allows WSDOT to employ a consultant to assist with the work~~
3 ~~group. If chapter . . . (House Bill No. 1397), Laws of 2019 is not~~
4 ~~enacted by June 30, 2019, \$200,000 of the amount in this subsection~~
5 ~~lapses)).~~

6 (3) \$200,000 of the aeronautics account—state appropriation is
7 provided solely for the department to convene an electric aircraft
8 work group to study the state of the electrically powered aircraft
9 industry and assess infrastructure needs related to the deployment of
10 electric or hybrid-electric aircraft for commercial air travel in
11 Washington state.

12 (a) The chair of the work group may be a consultant specializing
13 in aeronautics. The work group must include, but is not limited to,
14 representation from the electric aircraft industry, the aircraft
15 manufacturing industry, electric utility districts, the battery
16 industry, the department of commerce, the department of
17 transportation aviation division, the airline pilots association, a
18 primary airport representing an airport association, and the airline
19 industry.

20 (b) The study must include, but is not limited to:

21 (i) Infrastructure requirements necessary to facilitate electric
22 aircraft operations at airports;

23 (ii) Potential economic and public benefits including, but not
24 limited to, the direct and indirect impact on the number of
25 manufacturing and service jobs and the wages from those jobs in
26 Washington state;

27 (iii) Potential incentives for industry in the manufacturing and
28 operation of electric aircraft for regional air travel;

29 (iv) Educational and workforce requirements for manufacturing and
30 maintaining electric aircraft;

31 (v) Demand and forecast for electric aircraft use to include
32 expected timeline of the aircraft entering the market given federal
33 aviation administration certification requirements;

34 (vi) Identification of up to six airports in Washington state
35 that may benefit from a pilot program once an electrically propelled
36 aircraft for commercial use becomes available; and

37 (vii) Recommendations to further the advancement of the
38 electrification of aircraft for regional commercial use within
39 Washington state, including specific, (~~measureable~~) measurable
40 goals for the years 2030, 2040, and 2050 that reflect progressive and

1 substantial increases in the utilization of electric and hybrid-
2 electric commercial aircraft.

3 (c) The work group must submit a report and accompanying
4 recommendations to the transportation committees of the legislature
5 by November 15, 2020.

6 ~~((d) If chapter . . . (House Bill No. 1397), Laws of 2019 is
7 enacted by June 30, 2019, the amount provided in this subsection (3)
8 lapses.))~~

9 (4) ~~(((\$150,000)) \$350,000 of the aeronautics account—state
10 appropriation is provided solely for the implementation of chapter
11 396 ((Substitute Senate Bill No. 5370)), Laws of 2019 (aviation
12 coordinating commission). ((If chapter 396 (Substitute Senate Bill
13 No. 5370), Laws of 2019 is not enacted by June 30, 2019, the amount
14 provided in this subsection lapses.))~~

15 (5) Within amounts appropriated in this section, the aviation
16 division of the department shall assist and consult with the
17 department of revenue in their efforts to update the document titled
18 "Washington Action Plan - FAA Policy Concerning Airport Revenue" to
19 reflect changes to Washington tax code regarding hazardous
20 substances. The department of revenue, in consultation with the
21 aviation division of the Washington state department of
22 transportation, is tasked with developing and recommending a
23 methodology to segregate and track actual amounts collected from the
24 hazardous substance tax under chapter 82.21 RCW and the petroleum
25 products tax under chapter 82.23A RCW as imposed on aviation fuel.
26 The department of revenue is directed to submit a report, including
27 the recommended methodology, to the fiscal committees of the house of
28 representatives and the senate by January 11, 2021.

29 **Sec. 213.** 2019 c 416 s 213 (uncodified) is amended to read as
30 follows:

31 **FOR THE DEPARTMENT OF TRANSPORTATION—PROGRAM DELIVERY MANAGEMENT AND**
32 **SUPPORT—PROGRAM H**

33	Motor Vehicle Account—State Appropriation	(((\$59,801,000))
34		<u>\$59,788,000</u>
35	Motor Vehicle Account—Federal Appropriation	\$500,000
36	Multimodal Transportation Account—State Appropriation	\$258,000
37	TOTAL APPROPRIATION.	(((\$60,559,000))
38		<u>\$60,546,000</u>

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

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

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

17 (b) Prior to completing the transfer in this subsection (1), the
18 department must ensure that provisions are made to accommodate
19 private and public utilities and any facilities that predate the
20 department's acquisition of the property, at no cost to those
21 entities. Prior to completing the transfer, the department shall also
22 ensure that provisions, by fair market assessment, are made to
23 accommodate other private and public utilities and any facilities
24 that have been legally allowed by permit or other instrument.

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

33 (2) With respect to Parcel 12 of the real property conveyed by
34 the state of Washington to the city of Mercer Island under that
35 certain quitclaim deed, dated April 19, 2000, recorded in King county
36 under recording no. 20000425001234, the requirement in the deed that
37 the property be used for road/street purposes only will be deemed
38 satisfied by the department of transportation so long as commuter

1 parking, as part of the vertical development of the property, is one
2 of the significant uses of the property.

3 (3) \$1,600,000 of the motor vehicle account—state appropriation
4 is provided solely for real estate services activities. Consistent
5 with RCW 47.12.120 and during the 2019-2021 fiscal biennium, when
6 initiating, extending, or renewing any rent or lease agreements with
7 a regional transit authority, consideration of value must be
8 equivalent to one hundred percent of economic or market rent.

9 (4) (a) \$100,000 of the motor vehicle account—state appropriation
10 is provided solely for the department to:

11 (i) Determine the real property owned by the state of Washington
12 and under the jurisdiction of the department in King county that is
13 surplus property located in an area encompassing south of Dearborn
14 Street in Seattle, south of Newcastle, west of SR 515, and north of
15 South 216th to SR 515; and

16 (ii) Use any remaining funds after (a) (i) of this subsection is
17 completed to identify additional real property across the state owned
18 by the state of Washington and under the jurisdiction of the
19 department that is surplus property.

20 (b) The department shall provide a report to the transportation
21 committees of the legislature describing the properties it has
22 identified as surplus property under (a) of this subsection by
23 October 1, 2020.

24 **Sec. 214.** 2019 c 416 s 214 (uncodified) is amended to read as
25 follows:

26 **FOR THE DEPARTMENT OF TRANSPORTATION—PUBLIC-PRIVATE PARTNERSHIPS—**
27 **PROGRAM K**

28	Motor Vehicle Account—State Appropriation	\$670,000
29	Electric Vehicle Account—State Appropriation.	\$2,000,000
30	Multimodal Transportation Account—State Appropriation. . .	\$1,634,000
31	TOTAL APPROPRIATION.	\$4,304,000

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

34 (1) The economic partnerships program must continue to explore
35 retail partnerships at state-owned park and ride facilities, as
36 authorized in RCW 47.04.295.

37 (2) \$350,000 of the multimodal transportation account—state
38 appropriation is provided solely for the department to execute a

1 transit oriented development pilot project at Kingsgate park and ride
2 in Kirkland intended to be completed by December 31, 2023. The
3 purpose of the pilot project is to demonstrate how appropriate
4 department properties may be used to provide multiple public benefits
5 such as affordable and market rate housing, commercial development,
6 and institutional facilities in addition to transportation purposes.
7 To accomplish the pilot project, the department is authorized to
8 exercise all legal and administrative powers authorized in statute
9 that may include, but is not limited to, the transfer, lease, or sale
10 of some or all of the property to another governmental agency, public
11 development authority, or nonprofit developer approved by the
12 department and partner agencies. The department may also partner with
13 sound transit, King county, the city of Kirkland, and any other
14 federal, regional, or local jurisdiction on any policy changes
15 necessary from those jurisdictions to facilitate the pilot project.
16 By December 1, 2019, the department must report to the legislature on
17 any legislative actions necessary to facilitate the pilot project and
18 future transit oriented development projects.

19 (3) \$2,000,000 of the electric vehicle account—state
20 appropriation is provided solely for the clean alternative fuel
21 vehicle charging and refueling infrastructure program in chapter 287
22 (~~((Engrossed Second Substitute House Bill No. 2042))~~), Laws of 2019
23 (advancing green transportation adoption). (~~((If chapter 287~~
24 ~~(Engrossed Second Substitute House Bill No. 2042), Laws of 2019 is~~
25 ~~not enacted by June 30, 2019, the amount provided in this subsection~~
26 ~~lapses.))~~)

27 (4) \$1,200,000 of the multimodal transportation account—state
28 appropriation is provided solely for the pilot program established
29 under chapter 287 (~~((Engrossed Second Substitute House Bill No.~~
30 ~~2042))~~), Laws of 2019 (advancing green transportation adoption) to
31 provide clean alternative fuel vehicle use opportunities to
32 underserved communities and low to moderate income members of the
33 workforce not readily served by transit or located in transportation
34 corridors with emissions that exceed federal or state emissions
35 standards. (~~((If chapter 287 (Engrossed Second Substitute House Bill~~
36 ~~No. 2042), Laws of 2019 is not enacted by June 30, 2019, the amount~~
37 ~~provided in this subsection lapses.))~~)

38 (5) \$84,000 of the multimodal transportation account—state
39 appropriation is provided solely for an interagency transfer to the

1 department of commerce for the purpose of conducting a study as
 2 described in chapter 287 (~~((Engrossed Second Substitute House Bill~~
 3 ~~No. 2042))), Laws of 2019 (advancing green transportation adoption)
 4 to identify opportunities to reduce barriers to electric vehicle
 5 adoption by lower income residents of the state through the use of
 6 vehicle and infrastructure financing assistance. (~~(If chapter 287~~
 7 ~~(Engrossed Second Substitute House Bill No. 2042), Laws of 2019 is~~
 8 ~~not enacted by June 30, 2019, the amount provided in this subsection~~
 9 ~~lapses.))~~)~~

10 (6) Building on the information and experience gained from the
 11 transit oriented development project at the Kingsgate park and ride,
 12 the department must identify a pilot park and ride with future
 13 public-private partnership development potential in Pierce county and
 14 report back to the transportation committees of the legislature by
 15 June 30, 2021, with a proposal for moving forward with a pilot
 16 project.

17 **Sec. 215.** 2019 c 416 s 215 (uncodified) is amended to read as
 18 follows:

19 **FOR THE DEPARTMENT OF TRANSPORTATION—HIGHWAY MAINTENANCE—PROGRAM M**

20 Motor Vehicle Account—State Appropriation	((\$495,228,000))
	<u>\$486,514,000</u>
22 Motor Vehicle Account—Federal Appropriation	\$7,000,000
23 State Route Number 520 Corridor Account—State	
24 Appropriation	\$4,447,000
25 Tacoma Narrows Toll Bridge Account—State	
26 Appropriation	\$1,549,000
27 Alaskan Way Viaduct Replacement Project	
28 Account—State Appropriation	((\$9,533,000))
	<u>\$9,537,000</u>
30 Interstate 405 <u>and State Route Number 167 Express</u>	
31 Toll Lanes ((Operations)) Account—State	
32 Appropriation.	((\$1,370,000))
	<u>\$4,528,000</u>
34 TOTAL APPROPRIATION.	((\$519,127,000))
	<u>\$513,575,000</u>

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

1 (1) (a) \$6,170,000 of the motor vehicle account—state
2 appropriation is provided solely for utility fees assessed by local
3 governments as authorized under RCW 90.03.525 for the mitigation of
4 stormwater runoff from state highways. Plan and reporting
5 requirements as required in chapter 435 (~~((Senate Bill No. 5505))~~),
6 Laws of 2019 (Local Stormwater Charges) shall be consistent with the
7 January 2012 findings of the Joint Transportation Committee Report
8 for Effective Cost Recovery Structure for WSDOT, Jurisdictions, and
9 Efficiencies in Stormwater Management.

10 (b) Pursuant to RCW 90.03.525(3), the department and the
11 utilities imposing charges to the department shall negotiate with the
12 goal of agreeing to rates such that the total charges to the
13 department for the 2019-2021 fiscal biennium do not exceed the amount
14 provided in this subsection. The department shall report to the
15 transportation committees of the legislature on the amount of funds
16 requested, the funds granted, and the strategies used to keep costs
17 down, by January 17, 2021. If chapter 435 (~~((Senate Bill No. 5505))~~),
18 Laws of 2019 (local stormwater charges) is enacted by June 30, 2019,
19 this subsection (1) (b) does not take effect.

20 (2) \$4,447,000 of the state route number 520 corridor account—
21 state appropriation is provided solely to maintain the state route
22 number 520 floating bridge. These funds must be used in accordance
23 with RCW 47.56.830(3).

24 (3) \$1,549,000 of the Tacoma Narrows toll bridge account—state
25 appropriation is provided solely to maintain the new Tacoma Narrows
26 bridge. These funds must be used in accordance with RCW 47.56.830(3).

27 (4) (~~(\$1,370,000)~~) \$2,050,000 of the Interstate 405 and state
28 route number 167 express toll lanes (~~((operations))~~) account—state
29 appropriation is provided solely to maintain the Interstate 405 and
30 state route number 167 express toll lanes between Lynnwood and
31 Bellevue, and Renton and the southernmost point of the express toll
32 lanes. These funds must be used in accordance with RCW 47.56.830(3).

33 (5) \$2,478,000 of the Interstate 405 and state route number 167
34 express toll lanes account—state appropriation is provided solely for
35 maintenance for the 2019-2021 fiscal biennium only on the Interstate
36 405 roadway between Renton and Bellevue.

37 (6) \$5,000,000 of the motor vehicle account—state appropriation
38 is provided solely for a contingency pool for snow and ice removal.
39 The department must notify the office of financial management and the

1 transportation committees of the legislature when they have spent the
2 base budget for snow and ice removal and will begin using the
3 contingency pool funding.

4 ~~((+6))~~ (7) \$1,025,000 of the motor vehicle account—state
5 appropriation is provided solely for the department to implement
6 safety improvements and debris clean up on department-owned rights-
7 of-way in the city of Seattle at levels above that being implemented
8 as of January 1, 2019. The department must contract out or hire a
9 crew dedicated solely to collecting and disposing of garbage,
10 clearing debris or hazardous material, and implementing safety
11 improvements where hazards exist to the traveling public, department
12 employees, or people encamped upon department-owned rights-of-way.
13 The department may request assistance from the Washington state
14 patrol as necessary in order for both agencies to provide enhanced
15 safety-related activities regarding the emergency hazards along state
16 highway rights-of-way in the Seattle area.

17 ~~((+7))~~ (8) \$1,015,000 of the motor vehicle account—state
18 appropriation is provided solely for a partnership program between
19 the department and the city of Tacoma. The program shall address the
20 safety and public health problems created by homeless encampments on
21 the department's property along state highways within the city
22 limits. \$570,000 is for dedicated department maintenance staff and
23 associated clean-up costs. The department and the city of Tacoma
24 shall enter into a reimbursable agreement to cover up to \$445,000 of
25 the city's expenses for clean-up crews and landfill costs.

26 ~~((+8))~~ (9) The department must commence a pilot program for the
27 2019-2021 fiscal biennium at the four highest demand safety rest
28 areas to create and maintain an online calendar for volunteer groups
29 to check availability of weekends for the free coffee program. The
30 calendar must be updated at least weekly and show dates and times
31 that are, or are not, available to participate in the free coffee
32 program. The department must submit a report to the legislature on
33 the ongoing pilot by December 1, 2020, outlining the costs and
34 benefits of the online calendar pilot, and including surveys from the
35 volunteer groups and agency staff to determine its effectiveness.

36 **Sec. 216.** 2019 c 416 s 216 (uncodified) is amended to read as
37 follows:

1 **FOR THE DEPARTMENT OF TRANSPORTATION—TRAFFIC OPERATIONS—PROGRAM Q—**
2 **OPERATING**

3	Motor Vehicle Account—State Appropriation	((\$70,681,000))
4		<u>\$76,211,000</u>
5	Motor Vehicle Account—Federal Appropriation	\$2,050,000
6	Motor Vehicle Account—Private/Local Appropriation	\$250,000
7	<u>State Route Number 520 Corridor Account—State</u>	
8	<u>Appropriation.</u>	<u>\$53,000</u>
9	<u>Tacoma Narrows Toll Bridge Account—State Appropriation.</u>	<u>\$31,000</u>
10	<u>Alaskan Way Viaduct Replacement Project Account—</u>	
11	<u>State Appropriation.</u>	<u>\$26,000</u>
12	<u>Interstate 405 and State Route Number 167 Express</u>	
13	<u>Toll Lanes Account—State Appropriation.</u>	<u>\$32,000</u>
14	TOTAL APPROPRIATION.	((\$72,981,000))
15		<u>\$78,653,000</u>

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

18 (1) \$6,000,000 of the motor vehicle account—state appropriation
19 is provided solely for low-cost enhancements. The department shall
20 give priority to low-cost enhancement projects that improve safety or
21 provide congestion relief. By December 15th of each odd-numbered
22 year, the department shall provide a report to the legislature
23 listing all low-cost enhancement projects completed in the prior
24 fiscal biennium.

25 (2) (a) During the 2019-2021 fiscal biennium, the department shall
26 continue a pilot program that expands private transportation
27 providers' access to high occupancy vehicle lanes. Under the pilot
28 program, when the department reserves a portion of a highway based on
29 the number of passengers in a vehicle, the following vehicles must be
30 authorized to use the reserved portion of the highway if the vehicle
31 has the capacity to carry eight or more passengers, regardless of the
32 number of passengers in the vehicle: (i) Auto transportation company
33 vehicles regulated under chapter 81.68 RCW; (ii) passenger charter
34 carrier vehicles regulated under chapter 81.70 RCW, except marked or
35 unmarked stretch limousines and stretch sport utility vehicles as
36 defined under department of licensing rules; (iii) private nonprofit
37 transportation provider vehicles regulated under chapter 81.66 RCW;
38 and (iv) private employer transportation service vehicles. For
39 purposes of this subsection, "private employer transportation

1 service" means regularly scheduled, fixed-route transportation
2 service that is offered by an employer for the benefit of its
3 employees. Nothing in this subsection is intended to authorize the
4 conversion of public infrastructure to private, for-profit purposes
5 or to otherwise create an entitlement or other claim by private users
6 to public infrastructure.

7 (b) The department shall expand the high occupancy vehicle lane
8 access pilot program to vehicles that deliver or collect blood,
9 tissue, or blood components for a blood-collecting or distributing
10 establishment regulated under chapter 70.335 RCW. Under the pilot
11 program, when the department reserves a portion of a highway based on
12 the number of passengers in a vehicle, blood-collecting or
13 distributing establishment vehicles that are clearly and identifiably
14 marked as such on all sides of the vehicle are considered emergency
15 vehicles and must be authorized to use the reserved portion of the
16 highway.

17 (c) The department shall expand the high occupancy vehicle lane
18 access pilot program to organ transport vehicles transporting a time
19 urgent organ for an organ procurement organization as defined in RCW
20 68.64.010. Under the pilot program, when the department reserves a
21 portion of a highway based on the number of passengers in a vehicle,
22 organ transport vehicles that are clearly and identifiably marked as
23 such on all sides of the vehicle are considered emergency vehicles
24 and must be authorized to use the reserved portion of the highway.

25 (d) The department shall expand the high occupancy vehicle lane
26 access pilot program to private, for hire vehicles regulated under
27 chapter 81.72 RCW that have been specially manufactured, designed, or
28 modified for the transportation of a person who has a mobility
29 disability and uses a wheelchair or other assistive device. Under the
30 pilot program, when the department reserves a portion of a highway
31 based on the number of passengers in a vehicle, wheelchair-accessible
32 taxicabs that are clearly and identifiably marked as such on all
33 sides of the vehicle are considered public transportation vehicles
34 and must be authorized to use the reserved portion of the highway.

35 ~~((d))~~ (e) Nothing in this subsection (2) is intended to exempt
36 these vehicles from paying tolls when they do not meet the occupancy
37 requirements established by the department for ~~((high occupancy))~~
38 express toll lanes.

39 (3) When regional transit authority construction activities are
40 visible from a state highway, the department shall allow the regional

1 transit authority to place safe and appropriate signage informing the
2 public of the purpose of the construction activity.

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

5 (5) \$32,000 of the Interstate 405 and state route number 167
6 express toll lanes account—state appropriation, \$53,000 of the state
7 route number 520 corridor account—state appropriation, \$31,000 of the
8 Tacoma Narrows toll bridge account—state appropriation, and \$26,000
9 of the Alaskan Way viaduct replacement project account—state
10 appropriation are provided solely for the traffic operations
11 program's proportional share of time spent supporting tolling
12 operations for the respective tolling facilities.

13 **Sec. 217.** 2019 c 416 s 217 (uncodified) is amended to read as
14 follows:

15 **FOR THE DEPARTMENT OF TRANSPORTATION—TRANSPORTATION MANAGEMENT AND**
16 **SUPPORT—PROGRAM S**

17 Motor Vehicle Account—State Appropriation	((\$38,782,000))
18	<u>\$38,251,000</u>
19 Motor Vehicle Account—Federal Appropriation	\$1,380,000
20 Motor Vehicle Account—Private/Local Appropriation	\$500,000
21 Multimodal Transportation Account—State	
22 Appropriation	\$1,129,000
23 <u>State Route Number 520 Corridor Account—State</u>	
24 <u>Appropriation.</u>	<u>\$199,000</u>
25 <u>Tacoma Narrows Toll Bridge Account—State Appropriation. . .</u>	<u>\$116,000</u>
26 <u>Alaskan Way Viaduct Replacement Project Account—</u>	
27 <u>State Appropriation.</u>	<u>\$100,000</u>
28 <u>Interstate 405 and State Route Number 167 Express</u>	
29 <u>Toll Lanes Account—State Appropriation.</u>	<u>\$119,000</u>
30 TOTAL APPROPRIATION.	((\$41,791,000))
31	<u>\$41,794,000</u>

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

34 (1) \$2,000,000 of the motor vehicle account—state appropriation
35 is provided solely for a grant program that makes awards for the
36 following: (a) Support for nonprofit agencies, churches, and other
37 entities to help provide outreach to populations underrepresented in
38 the current apprenticeship programs; (b) preapprenticeship training;

1 and (c) child care, transportation, and other supports that are
2 needed to help women, veterans, and minorities enter and succeed in
3 apprenticeship. The department must report on grants that have been
4 awarded and the amount of funds disbursed by December 1st each year.
5 If moneys are provided in the omnibus operating appropriations act
6 for a career connected learning grant program, defined in
7 chapter . . . (Substitute House Bill No. 1336), Laws of 2019, or
8 otherwise, the amount provided in this subsection lapses.

9 (2) \$150,000 of the motor vehicle account—state appropriation is
10 provided solely for a user-centered and mobile-compatible web site
11 redesign using estimated web site ad revenues.

12 (3) From the revenues generated by the five dollar per studded
13 tire fee under RCW 46.37.427, \$250,000 of the motor vehicle account—
14 state appropriation is provided solely for the department, in
15 consultation with the appropriate local jurisdictions and relevant
16 stakeholder groups, to establish a pilot media-based public
17 information campaign regarding the damage of studded tire use on
18 state and local roadways in Whatcom county, and to continue the
19 existing pilot information campaign in Spokane county. The reason for
20 the geographic selection of Spokane and Whatcom counties is based on
21 the high utilization of studded tires in these jurisdictions. The
22 public information campaigns must primarily focus on making the
23 consumer aware of the safety implications for other drivers, road
24 deterioration, financial impact for taxpayers, and, secondarily, the
25 alternatives to studded tires. The Whatcom county pilot media-based
26 public information campaign must begin by September 1, 2020. By
27 January 14, 2021, the department must provide the transportation
28 committees of the legislature an update on the Spokane and Whatcom
29 county pilot media-based public information campaigns.

30 (4) (~~(\$138,000 of the motor vehicle account—state appropriation~~
31 ~~is provided solely for the implementation of chapter . . . (Second~~
32 ~~Substitute Senate Bill No. 5489), Laws of 2019 (concerning~~
33 ~~environmental health disparities). If chapter . . . (Second~~
34 ~~Substitute Senate Bill No. 5489), Laws of 2019 is not enacted by June~~
35 ~~30, 2019, the amount provided in this subsection lapses)) \$119,000 of
36 the Interstate 405 and state route number 167 express toll lanes
37 account—state appropriation, \$199,000 of the state route number 520
38 corridor account—state appropriation, \$116,000 of the Tacoma Narrows
39 toll bridge account—state appropriation, and \$100,000 of the Alaskan~~

1 Way viaduct replacement project account—state appropriation are
2 provided solely for the transportation management and support
3 program's proportional share of time spent supporting tolling
4 operations for the respective tolling facilities.

5 **Sec. 218.** 2019 c 416 s 218 (uncodified) is amended to read as
6 follows:

7 **FOR THE DEPARTMENT OF TRANSPORTATION—TRANSPORTATION PLANNING, DATA,**
8 **AND RESEARCH—PROGRAM T**

9 ((High Occupancy)) Interstate 405 and State Route
10 Number 167 Express Toll Lanes ((Operations))

11	Account—State Appropriation.	((\$3,000,000))
12		<u>\$3,123,000</u>
13	Motor Vehicle Account—State Appropriation	((\$29,403,000))
14		<u>\$26,587,000</u>
15	Motor Vehicle Account—Federal Appropriation	((\$29,485,000))
16		<u>\$35,385,000</u>
17	Motor Vehicle Account—Private/Local Appropriation.	((\$800,000))
18		<u>\$1,200,000</u>
19	Multimodal Transportation Account—State Appropriation . . .	\$710,000
20	Multimodal Transportation Account—Federal	
21	Appropriation	\$2,809,000
22	Multimodal Transportation Account—Private/Local	
23	Appropriation	\$100,000
24	<u>State Route Number 520 Corridor Account—State</u>	
25	<u>Appropriation.</u>	<u>\$763,000</u>
26	<u>Tacoma Narrows Toll Bridge Account—State Appropriation. . .</u>	<u>\$121,000</u>
27	<u>Alaskan Way Viaduct Replacement Project Account—</u>	
28	<u>State Appropriation.</u>	<u>\$104,000</u>
29	TOTAL APPROPRIATION.	((\$66,307,000))
30		<u>\$70,902,000</u>

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

33 (1) \$130,000 of the motor vehicle account—state appropriation is
34 provided solely for completion of a corridor study to identify
35 potential improvements between exit 116 and exit 99 of Interstate 5.
36 The study should further develop mid- and long-term strategies from
37 the corridor sketch, and identify potential US 101/I-5 interchange
38 improvements, a strategic plan for the Nisqually River bridges,

1 regional congestion relief options, and ecosystem benefits to the
2 Nisqually River estuary for salmon productivity and flood control.

3 (2) The study on state route number 518 referenced in section
4 218(5), chapter 297, Laws of 2018 must be submitted to the
5 transportation committees of the legislature by November 30, 2019.

6 (3) \$100,000 of the motor vehicle account—state appropriation is
7 provided solely to complete the Tacoma mall direct access feasibility
8 study.

9 (4) \$4,600,000 of the motor vehicle account—federal appropriation
10 is provided solely to complete the road usage charge pilot project
11 overseen by the transportation commission using the remaining unspent
12 amount of the federal grant award. The purpose of the road usage
13 charge pilot project is to explore the viability of a road usage
14 charge as a possible replacement for the gas tax.

15 (5) \$3,000,000 of the (~~high occupancy~~) Interstate 405 and state
16 route number 167 express toll lanes (~~operations~~) account—state
17 appropriation is provided solely for updating the state route number
18 167 master plan. If (~~neither~~) chapter 421 (~~Engrossed Substitute~~
19 ~~Senate Bill No. 5825~~), Laws of 2019 (addressing tolling) (~~nor~~
20 ~~chapter . . . (House Bill No. 2132), Laws of 2019 (addressing~~
21 ~~tolling~~)) is not enacted by June 30, 2019, the amount provided in
22 this subsection lapses.

23 (6) \$123,000 of the Interstate 405 and state route number 167
24 express toll lanes account—state appropriation, \$207,000 of the state
25 route number 520 corridor account—state appropriation, \$121,000 of
26 the Tacoma Narrows toll bridge account—state appropriation, and
27 \$104,000 of the Alaskan Way viaduct replacement project account—state
28 appropriation are provided solely for the transportation planning,
29 data, and research program's proportional share of time spent
30 supporting tolling operations for the respective tolling facilities.

31 (7) By December 31, 2020, the department shall provide to the
32 governor and the transportation committees of the legislature a
33 report examining the feasibility of doing performance-based
34 evaluations for projects. The department must incorporate feedback
35 from stakeholder groups, including traditionally underserved and
36 historically disadvantaged populations, and the report shall include
37 the project evaluation procedures that would be used for the
38 performance-based evaluation.

1	<u>Appropriation.</u>	<u>\$102,000</u>
2	TOTAL APPROPRIATION.	((<u>\$74,487,000</u>))
3		<u>\$82,856,000</u>

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

6 (1) (~~Prior to entering into~~) Consistent with existing protocol
7 and practices, for any negotiated settlement of a claim against the
8 state for the department that exceeds five million dollars, the
9 department, in conjunction with the attorney general and the
10 department of enterprise services, shall notify the director of the
11 office of financial management and the transportation committees of
12 the legislature.

13 (2) Beginning October 1, 2019, and quarterly thereafter, the
14 department, in conjunction with the attorney general and the
15 department of enterprise services, shall provide a report with
16 judgments and settlements dealing with the Washington state ferry
17 system to the director of the office of financial management and the
18 transportation committees of the legislature. The report must include
19 information on: (a) The number of claims and settlements by type; (b)
20 the average claim and settlement by type; (c) defense costs
21 associated with those claims and settlements; and (d) information on
22 the impacts of moving legal costs associated with the Washington
23 state ferry system into the statewide self-insurance pool.

24 (3) Beginning October 1, 2019, and quarterly thereafter, the
25 department, in conjunction with the attorney general and the
26 department of enterprise services, shall provide a report with
27 judgments and settlements dealing with the nonferry operations of the
28 department to the director of the office of financial management and
29 the transportation committees of the legislature. The report must
30 include information on: (a) The number of claims and settlements by
31 type; (b) the average claim and settlement by type; and (c) defense
32 costs associated with those claims and settlements.

33 (4) \$122,000 of the Interstate 405 and state route number 167
34 express toll lanes account—state appropriation, \$205,000 of the state
35 route number 520 corridor account—state appropriation, \$120,000 of
36 the Tacoma Narrows toll bridge account—state appropriation, and
37 \$102,000 of the Alaskan Way viaduct replacement project account—state
38 appropriation are provided solely for the charges from other

1 agencies' program's proportional share of supporting tolling
2 operations for the respective tolling facilities.

3 (5) When the department identifies significant legal issues that
4 have potential transportation budget implications, the department
5 must initiate a briefing for appropriate legislative members or staff
6 through the office of the attorney general and its legislative
7 briefing protocol.

8 **Sec. 220.** 2019 c 416 s 220 (uncodified) is amended to read as
9 follows:

10 **FOR THE DEPARTMENT OF TRANSPORTATION—PUBLIC TRANSPORTATION—PROGRAM V**

11 State Vehicle Parking Account—State Appropriation	\$784,000
12 Regional Mobility Grant Program Account—State	
13 Appropriation	(\$96,630,000)
14	<u>\$88,698,000</u>
15 Rural Mobility Grant Program Account—State	
16 Appropriation	\$32,223,000
17 Multimodal Transportation Account—State	
18 Appropriation	(\$128,554,000)
19	<u>\$122,355,000</u>
20 Multimodal Transportation Account—Federal	
21 Appropriation	\$3,574,000
22 Multimodal Transportation Account—Local	
23 Appropriation	\$100,000
24 TOTAL APPROPRIATION.	(\$261,865,000)
25	<u>\$247,734,000</u>

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

28 (1) ~~(\$62,679,000)~~ \$62,698,000 of the multimodal transportation
29 account—state appropriation is provided solely for a grant program
30 for special needs transportation provided by transit agencies and
31 nonprofit providers of transportation. ~~((If chapter 287 (Engrossed~~
32 ~~Second Substitute House Bill No. 2042), Laws of 2019 (advancing green~~
33 ~~transportation adoption) is not enacted by June 30, 2019, \$10,000,000~~
34 ~~of the amount in this subsection lapses.))~~ Of this amount:

35 (a) ~~(\$14,278,000)~~ \$14,297,000 of the multimodal transportation
36 account—state appropriation is provided solely for grants to
37 nonprofit providers of special needs transportation. Grants for
38 nonprofit providers must be based on need, including the availability

1 of other providers of service in the area, efforts to coordinate
2 trips among providers and riders, and the cost effectiveness of trips
3 provided. (~~If chapter 287 (Engrossed Second Substitute House Bill~~
4 ~~No. 2042), Laws of 2019 (advancing green transportation adoption) is~~
5 ~~not enacted by June 30, 2019, \$2,278,000 of the amount in this~~
6 ~~subsection lapses.~~)

7 (b) \$48,401,000 of the multimodal transportation account—state
8 appropriation is provided solely for grants to transit agencies to
9 transport persons with special transportation needs. To receive a
10 grant, the transit agency must, to the greatest extent practicable,
11 have a maintenance of effort for special needs transportation that is
12 no less than the previous year's maintenance of effort for special
13 needs transportation. Grants for transit agencies must be prorated
14 based on the amount expended for demand response service and route
15 deviated service in calendar year 2017 as reported in the "Summary of
16 Public Transportation - 2017" published by the department of
17 transportation. No transit agency may receive more than thirty
18 percent of these distributions. (~~If chapter 287 (Engrossed Second~~
19 ~~Substitute House Bill No. 2042), Laws of 2019 (advancing green~~
20 ~~transportation adoption) is not enacted by June 30, 2019, \$7,722,000~~
21 ~~of the amount in this subsection lapses.~~)

22 (2) \$32,223,000 of the rural mobility grant program account—state
23 appropriation is provided solely for grants to aid small cities in
24 rural areas as prescribed in RCW 47.66.100.

25 (3) (a) (~~(\$10,290,000)~~) \$10,539,000 of the multimodal
26 transportation account—state appropriation is provided solely for a
27 vanpool grant program for: (i) Public transit agencies to add
28 vanpools or replace vans; and (ii) incentives for employers to
29 increase employee vanpool use. The grant program for public transit
30 agencies will cover capital costs only; operating costs for public
31 transit agencies are not eligible for funding under this grant
32 program. Additional employees may not be hired from the funds
33 provided in this section for the vanpool grant program, and
34 supplanting of transit funds currently funding vanpools is not
35 allowed. The department shall encourage grant applicants and
36 recipients to leverage funds other than state funds.

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

1 (4) (~~(\$18,951,000)~~) \$27,483,000 of the regional mobility grant
2 program account—state appropriation is reappropriated and provided
3 solely for the regional mobility grant projects identified in LEAP
4 Transportation Document (~~(2019-2)~~) 2020-2 ALL PROJECTS as developed
5 (~~(April 27, 2019)~~) March 11, 2020, Program - Public Transportation
6 Program (V).

7 (5) (a) (~~(\$77,679,000)~~) \$61,215,000 of the regional mobility grant
8 program account—state appropriation is provided solely for the
9 regional mobility grant projects identified in LEAP Transportation
10 Document (~~(2019-2)~~) 2020-2 ALL PROJECTS as developed (~~(April 27,~~
11 ~~2019)~~) March 11, 2020, Program - Public Transportation Program (V).
12 The department shall review all projects receiving grant awards under
13 this program at least semiannually to determine whether the projects
14 are making satisfactory progress. Any project that has been awarded
15 funds, but does not report activity on the project within one year of
16 the grant award, must be reviewed by the department to determine
17 whether the grant should be terminated. The department shall promptly
18 close out grants when projects have been completed, and any remaining
19 funds must be used only to fund projects identified in the LEAP
20 transportation document referenced in this subsection. The department
21 shall provide annual status reports on December 15, 2019, and
22 December 15, 2020, to the office of financial management and the
23 transportation committees of the legislature regarding the projects
24 receiving the grants. It is the intent of the legislature to
25 appropriate funds through the regional mobility grant program only
26 for projects that will be completed on schedule. A grantee may not
27 receive more than twenty-five percent of the amount appropriated in
28 this subsection. Additionally, when allocating funding for the
29 2021-2023 biennium, no more than thirty percent of the total grant
30 program may directly benefit or support one grantee. The department
31 shall not approve any increases or changes to the scope of a project
32 for the purpose of a grantee expending remaining funds on an awarded
33 grant.

34 (b) In order to be eligible to receive a grant under (a) of this
35 subsection during the 2019-2021 fiscal biennium, a transit agency
36 must establish a process for private transportation providers to
37 apply for the use of park and ride facilities. For purposes of this
38 subsection, (i) "private transportation provider" means: An auto
39 transportation company regulated under chapter 81.68 RCW; a passenger
40 charter carrier regulated under chapter 81.70 RCW, except marked or

1 unmarked stretch limousines and stretch sport utility vehicles as
2 defined under department of licensing rules; a private nonprofit
3 transportation provider regulated under chapter 81.66 RCW; or a
4 private employer transportation service provider; and (ii) "private
5 employer transportation service" means regularly scheduled, fixed-
6 route transportation service that is offered by an employer for the
7 benefit of its employees.

8 (6) Funds provided for the commute trip reduction (CTR) program
9 may also be used for the growth and transportation efficiency center
10 program.

11 (7) \$7,670,000 of the multimodal transportation account—state
12 appropriation and \$784,000 of the state vehicle parking account—state
13 appropriation are provided solely for CTR grants and activities. Of
14 this amount:

15 (a) \$1,000,000 of the multimodal transportation account—state
16 appropriation is provided solely for the department to continue a
17 pilot transit pass incentive program. Businesses and nonprofit
18 organizations located in a county adjacent to Puget Sound with a
19 population of more than seven hundred thousand that have never
20 offered transit subsidies to employees are eligible to apply to the
21 program for a fifty percent rebate on the cost of employee transit
22 subsidies provided through the regional ORCA fare collection system.
23 No single business or nonprofit organization may receive more than
24 ten thousand dollars from the program.

25 (i) Businesses and nonprofit organizations may apply and be
26 awarded funds prior to purchasing a transit subsidy, but the
27 department may not provide reimbursement until proof of purchase or a
28 contract has been provided to the department.

29 (ii) The department shall update the transportation committees of
30 the legislature on the impact of the program by January 31, 2020, and
31 may adopt rules to administer the program.

32 (b) \$30,000 of the state vehicle parking account—state
33 appropriation is provided solely for the STAR pass program for state
34 employees residing in Mason and Grays Harbor Counties. Use of the
35 pass is for public transportation between Mason County and Thurston
36 County, and Grays Harbor and Thurston County. The pass may also be
37 used within Grays Harbor County. The STAR pass commute trip reduction
38 program is open to any state employee who expresses intent to commute

1 to his or her assigned state worksite using a public transit system
2 currently participating in the STAR pass program.

3 (c) \$1,000,000 of the multimodal transportation account—state
4 appropriation is provided solely for a first mile/last mile
5 connections grant program. Eligible grant recipients include cities,
6 businesses, nonprofits, and transportation network companies with
7 first mile/last mile solution proposals. Transit agencies are not
8 eligible. The commute trip reduction board shall develop grant
9 parameters, evaluation criteria, and evaluate grant proposals. The
10 commute trip reduction board shall provide the transportation
11 committees of the legislature a report on the effectiveness of this
12 grant program and best practices for continuing the program.

13 (8) Except as provided otherwise in this subsection,
14 (~~(\$28,048,000)~~) \$33,370,000 of the multimodal transportation account—
15 state appropriation is provided solely for connecting Washington
16 transit projects identified in LEAP Transportation Document
17 (~~(2019-2)~~) 2020-2 ALL PROJECTS as developed (~~(April 27, 2019)~~) March
18 11, 2020. It is the intent of the legislature that entities
19 identified to receive funding in the LEAP document referenced in this
20 subsection receive the amounts specified in the time frame specified
21 in that LEAP document. If an entity has already completed a project
22 in the LEAP document referenced in this subsection before the time
23 frame identified, the entity may substitute another transit project
24 or projects that cost a similar or lesser amount.

25 (9) (~~(\$2,000,000)~~) \$1,000,000 of the multimodal transportation
26 account—state appropriation is provided solely for transit
27 coordination grants.

28 (10) The department shall not require more than a ten percent
29 match from nonprofit transportation providers for state grants.

30 (11)(a) For projects funded as part of the 2015 connecting
31 Washington transportation package listed on the LEAP transportation
32 document identified in subsection (4) of this section, if the
33 department expects to have substantial reappropriations for the
34 2021-2023 fiscal biennium, the department may, on a pilot basis,
35 apply funding from a project with an appropriation that cannot be
36 used for the current fiscal biennium to advance one or more of the
37 following projects:

38 (i) King County Metro - RapidRide Expansion, Burien-Delridge
39 (G2000031);

1 (ii) King County Metro - Route 40 Northgate to Downtown
2 (G2000032);

3 (iii) Mason Transit Park & Ride Development (G2000042); or

4 (iv) Pierce Transit - SR 7 Express Service (~~(G2000046)~~)
5 (G2000045).

6 (b) At least ten business days before advancing a project
7 pursuant to this subsection, the department must notify the office of
8 financial management and the transportation committees of the
9 legislature. The advancement of a project may not hinder the delivery
10 of the projects for which the reappropriations are necessary for the
11 2021-2023 fiscal biennium.

12 (c) To the extent practicable, the department shall use the
13 flexibility and authority granted in this section to minimize the
14 amount of reappropriations needed each biennium.

15 (12) \$750,000 of the multimodal transportation account—state
16 appropriation is provided solely for Intercity Transit for the Dash
17 shuttle program.

18 (13)(a) \$485,000 of the multimodal transportation account—state
19 appropriation is provided solely for King county for:

20 (i) An expanded pilot program to provide certain students in the
21 Highline, Tukwila, and Lake Washington school districts with an ORCA
22 card during these school districts' summer vacations. In order to be
23 eligible for an ORCA card under this program, a student must also be
24 in high school, be eligible for free and reduced-price lunches, and
25 have a job or other responsibility during the summer; and

26 (ii) Providing administrative support to other interested school
27 districts in King county to prepare for implementing similar programs
28 for their students.

29 (b) King county must provide a report to the department and the
30 transportation committees of the legislature by December 15, 2021,
31 regarding:

32 (i) The annual student usage of the pilot program;

33 (ii) Available ridership data;

34 (iii) A cost estimate, including a detailed description of the
35 various expenses leading to the cost estimate, and any other factors
36 relevant to expanding the program to other King county school
37 districts;

38 (iv) A cost estimate, including a detailed description of the
39 various expenses leading to the cost estimate, and any other factors

1 relevant to expanding the program to student populations other than
2 high school or eligible for free and reduced-price lunches;

3 (v) Opportunities for subsidized ORCA cards or local grant or
4 matching funds; and

5 (vi) Any additional information that would help determine if the
6 pilot program should be extended or expanded.

7 (14) \$12,000,000 of the multimodal transportation account—state
8 appropriation is provided solely for the green transportation capital
9 grant program established in chapter 287 (~~((Engrossed—Second
10 Substitute House Bill No. 2042))~~), Laws of 2019 (advancing green
11 transportation adoption). (~~((If chapter 287 (Engrossed—Second
12 Substitute House Bill No. 2042), Laws of 2019 is not enacted by June
13 30, 2019, the amount provided in this subsection lapses.))~~)

14 (15) \$555,000 of the multimodal transportation account—state
15 appropriation is provided solely for an interagency transfer to the
16 Washington State University extension energy program to establish and
17 administer a technical assistance and education program for public
18 agencies on the use of alternative fuel vehicles. (~~((If chapter 287
19 (Engrossed—Second Substitute House Bill No. 2042), Laws of 2019
20 (advancing green transportation adoption) is not enacted by June 30,
21 2019, \$375,000 of the amount provided in this subsection lapses.))~~)

22 (16) As a short-term solution, appropriation authority for the
23 public transportation program in this section is reduced to reflect
24 anticipated underruns in this program, based on historical
25 reappropriation levels. It is the intent of the legislature that no
26 public transportation grants or projects be eliminated or
27 substantially delayed as a result of revenue reductions.

28 (17) The appropriations in this section include savings due to
29 anticipated project underruns; however, it is unknown which projects
30 will provide savings. The legislature intends to provide sufficient
31 flexibility for the department to manage to this savings target. To
32 provide this flexibility, the office of financial management may
33 authorize, through an allotment modification, reductions in the
34 appropriated amounts that are provided solely for a particular
35 purpose within this section subject to the following conditions and
36 limitations:

37 (a) No allotment modifications may be made to amounts provided
38 solely for the special needs transportation grant program;

39 (b) The department must confirm that any modification requested
40 under this subsection of amounts provided solely for a specific

1 purpose are not expected to be used for that purpose in this
2 biennium;

3 (c) Allotment modifications authorized under this subsection may
4 not result in increased funding for any project beyond the amount
5 provided for that project in the 2019-2021 fiscal biennium in LEAP
6 Transportation Document 2020-2 ALL PROJECTS as developed March 11,
7 2020;

8 (d) Allotment modifications authorized under this subsection
9 apply only to amounts appropriated in this section from the
10 multimodal transportation account—state; and

11 (e) By December 1, 2020, the department must submit a report to
12 the transportation committees of the legislature regarding the
13 actions taken under this subsection.

14 (18)(a) The Washington state department of transportation public
15 transportation division, working with the Thurston regional planning
16 council, shall provide state agency management, the office of
17 financial management, and the transportation committees of the
18 legislature with results of their regional mobility grant program
19 demonstration project I-5/US 101 Practical Solutions: State Capitol
20 Campus Transportation Demand Management - Mobile Work. This includes
21 reporting after the 2020 legislative session on the measurable
22 results of an early pilot initiative, "Telework Tuesday," beginning
23 in January 2020.

24 (b) Capitol campus state agency management is directed to fully
25 participate in this work, which aims to reduce greenhouse gases,
26 require less office space and parking investments; provide low cost
27 congestion relief on I-5 during peak periods, US 101, and the local
28 transportation network; and improve retention and recruitment of
29 public employees. The agencies should actively: Encourage employees
30 qualified to telework to participate in this program and increase the
31 number of employees who qualify for mobile work and schedule shifts.

32 (c) If measurable success is achieved, the capitol campus state
33 agencies shall provide options to expand the project to other
34 jurisdictions concentrated with large employers. Expansion and
35 encouragement of telework will help reduce demand on the
36 transportation system, reduce traffic during peak hours, and reduce
37 greenhouse gas emissions.

38 **Sec. 221.** 2019 c 416 s 221 (uncodified) is amended to read as
39 follows:

1 **FOR THE DEPARTMENT OF TRANSPORTATION—MARINE—PROGRAM X**

2	Motor Vehicle Account—State Appropriation.	\$250,000
3	Puget Sound Ferry Operations Account—State	
4	Appropriation	((\$540,746,000))
5		<u>\$545,997,000</u>
6	Puget Sound Ferry Operations Account—Federal	
7	Appropriation	\$7,932,000
8	Puget Sound Ferry Operations Account—Private/Local	
9	Appropriation	\$121,000
10	TOTAL APPROPRIATION.	((\$549,049,000))
11		<u>\$554,300,000</u>

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

14 (1) The office of financial management budget instructions
15 require agencies to recast enacted budgets into activities. The
16 Washington state ferries shall include a greater level of detail in
17 its 2019-2021 supplemental and 2021-2023 omnibus transportation
18 appropriations act requests, as determined jointly by the office of
19 financial management, the Washington state ferries, and the
20 transportation committees of the legislature. This level of detail
21 must include the administrative functions in the operating as well as
22 capital programs.

23 (2) For the 2019-2021 fiscal biennium, the department may enter
24 into a distributor controlled fuel hedging program and other methods
25 of hedging approved by the fuel hedging committee, which must include
26 a representative of the department of enterprise services.

27 (3) ((~~\$76,261,000~~)) \$73,161,000 of the Puget Sound ferry
28 operations account—state appropriation is provided solely for auto
29 ferry vessel operating fuel in the 2019-2021 fiscal biennium, which
30 reflect cost savings from a reduced biodiesel fuel requirement and,
31 therefore, is contingent upon the enactment of section 703 ((~~of this~~
32 ~~act~~)), chapter 416, Laws of 2019. The amount provided in this
33 subsection represents the fuel budget for the purposes of calculating
34 any ferry fare fuel surcharge. The department shall review future use
35 of alternative fuels and dual fuel configurations, including
36 hydrogen.

37 (4) \$650,000 of the Puget sound ferry operations account—state
38 appropriation is provided solely for increased staffing at Washington
39 ferry terminals to meet increased workload and customer expectations.

1 Within the amount provided in this subsection, the department shall
2 contract with uniformed officers for additional traffic control
3 assistance at the Kingston ferry terminal during peak ferry travel
4 times, with a particular focus on Sundays and holiday weekends.
5 Traffic control methods should include, but not be limited to,
6 holding traffic on the shoulder at Lindvog Road until space opens for
7 cars at the tollbooths and dock, and management of traffic on Highway
8 104 in order to ensure Kingston residents and business owners have
9 access to businesses, roads, and driveways.

10 (5) \$254,000 of the Puget Sound ferry operations account—state
11 appropriation is provided solely for a dedicated inventory logistics
12 manager on a one-time basis.

13 (6) \$500,000 of the Puget Sound ferry operations account—state
14 appropriation is provided solely for operating costs related to
15 moving vessels for emergency capital repairs. Funds may only be spent
16 after approval by the office of financial management.

17 (7) By January 1, 2020, the ferries division must submit a
18 workforce plan for reducing overtime due to shortages of staff
19 available to fill vacant crew positions. The plan must include
20 numbers of crew positions being filled by staff working overtime,
21 strategies for filling these positions with straight time employees,
22 progress toward implementing those strategies, and a forecast for
23 when overtime expenditures will return to historical averages.

24 (8) \$160,000 of the Puget Sound ferry operations account—state
25 appropriation is provided solely for a ferry fleet baseline noise
26 study, conducted by a consultant, for the purpose of establishing
27 plans and data-driven goals to reduce ferry noise when Southern
28 resident orca whales are present. In addition, the study must
29 establish prioritized strategies to address vessels serving routes
30 with the greatest exposure to orca whale movements.

31 (9) (a) \$250,000 of the motor vehicle account—state appropriation
32 is provided solely for the department, in consultation with the
33 Washington state transportation center, to develop a plan for service
34 on the triangle route with a goal of providing maximum sailings
35 moving the most passengers to all stops in the least travel time,
36 including waits between sailings, within budget and resource
37 constraints.

38 (b) The Washington state transportation center must use new
39 traffic management models and scheduling tools to examine proposed

1 improvements for the triangle route. The department shall report to
2 the standing transportation committees of the legislature by January
3 15, 2021. The report must include:

4 (i) Implementation and status of data collection, modeling,
5 scheduling, capital investments, and procedural improvements to allow
6 Washington state ferries to schedule more sailings to and from all
7 stops on the triangle route with minimum time between sailings;

8 (ii) Recommendations for emergency boat allocations, regular
9 schedule policies, and emergency schedule policies based on all
10 customers alternative travel options to ensure that any dock with no
11 road access is prioritized in scheduling and scheduled service is
12 provided based on population size, demographics, and local medical
13 services;

14 (iii) Triangle route pilot economic analysis of Washington state
15 ferries fare revenue and fuel cost impact of offering additional,
16 better spaced sailings;

17 (iv) Results of an economic analysis of the return on investment
18 of potentially acquiring and using traffic control infrastructure,
19 technology, walk on loading bridges, and Good-to-Go and ORCA
20 replacement of current fare sales, validation, collections,
21 accounting, and all associated labor and benefits costs that can be
22 saved via those capital investments; and

23 (v) Recommendation on policies, procedures, or agency
24 interpretations of statute that may be adopted to mitigate any delays
25 or disruptions to scheduled sailings.

26 ~~((c) If at least \$50,000,000 is not made available, by means of
27 transfer, deposit, appropriation, or other similar conveyance, to the
28 motor vehicle account for stormwater-related activities through the
29 enactment of chapter 422 (Engrossed Substitute Senate Bill No. 5993),
30 Laws of 2019 (model toxics control program reform) by June 30, 2019,
31 the amount provided in this subsection (9) lapses.))~~

32 (10) \$15,139,000 of the Puget Sound ferry operations account—
33 state appropriation is provided solely for training. Of the amount
34 provided in this subsection:

35 (a) \$2,500,000 is for training for new employees.

36 (b) \$160,000 is for electronic chart display and information
37 system training.

38 (c) \$379,000 is for marine evacuation slide training.

1 (11) \$1,600,000 of the Puget Sound ferry operations account—state
2 appropriation is provided solely for naval architecture staff support
3 for the marine maintenance program.

4 (12) \$336,000 of the Puget Sound ferry operations account—state
5 appropriation is provided solely for inspections of fall restraint
6 systems.

7 (13) \$4,361,000 of the Puget Sound ferry operations account—state
8 appropriation is provided solely for overtime expenses incurred by
9 engine and deck crew members.

10 (14) \$1,200,000 of the Puget Sound ferry operations account—state
11 appropriation is provided solely for familiarization for new
12 assignments of engine crew and terminal staff.

13 (15) \$100,000 of the Puget Sound ferry operations account—state
14 appropriation is provided solely to develop a plan for upgrading a
15 second vessel to meet the international convention for the safety of
16 life at sea standards. The plan must identify the option with the
17 lowest impacts to sailing schedules.

18 **Sec. 222.** 2019 c 416 s 222 (uncodified) is amended to read as
19 follows:

20 **FOR THE DEPARTMENT OF TRANSPORTATION—RAIL—PROGRAM Y—OPERATING**

21 Multimodal Transportation Account—State	
22 Appropriation	(((\$75,576,000))
23	<u>\$70,244,000</u>
24 Multimodal Transportation Account—Private/Local	
25 Appropriation	\$717,000
26 Multimodal Transportation Account—Federal	
27 Appropriation	\$500,000
28 TOTAL APPROPRIATION.	(((\$76,793,000))
29	<u>\$71,461,000</u>

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

32 (1) (a) (i) \$224,000 of the multimodal transportation account—state
33 appropriation and \$671,000 of the multimodal transportation account—
34 private/local appropriation are provided solely for continued
35 analysis of the ultra high-speed ground transportation corridor in a
36 new study, with participation from Washington, Oregon, and British
37 Columbia. No funds may be expended until the department is in receipt

1 of \$671,000 in private/local funding provided solely for this
2 purpose.

3 (ii) The ultra high-speed ground transportation corridor advisory
4 group must include legislative membership.

5 (iii) "Ultra high-speed" means a maximum testing speed of at
6 least two hundred fifty miles per hour.

7 (b) The study must consist of the following:

8 (i) Development of proposed corridor governance, general powers,
9 operating structure, legal instruments, and contracting requirements,
10 in the context of the roles of relevant jurisdictions, including
11 federal, state, provincial, and local governments;

12 (ii) ~~((An assessment of current laws in state and provincial~~
13 ~~jurisdictions and identification of any proposed changes to laws,~~
14 ~~regulations, and/or agreements that are needed to proceed with~~
15 ~~development)) Development of a long-term funding and financing
16 strategy for project initiation, development, construction, and
17 program administration of the high-speed corridor, building on the
18 funding and financing chapter of the 2019 business case analysis and
19 aligned with the recommendations of (b) (i) of this subsection; and~~

20 (iii) Development of ~~((general recommendations for the~~
21 ~~authorization needed to advance the development of the corridor))~~
22 recommendations for a department-led ultra-high speed corridor
23 engagement plan for policy leadership from elected officials.

24 (c) This study must build on the results of the 2018 Washington
25 state ultra high-speed ground transportation business case analysis
26 and the 2019 Washington state ultra high-speed ground transportation
27 study findings report. The department shall consult with the
28 transportation committees of the legislature regarding all issues
29 related to proposed corridor governance.

30 ~~((e))~~ (d) The development work referenced in (b) of this
31 subsection is intended to identify and make recommendations related
32 to specific entities, including interjurisdictional entities,
33 policies, and processes required for the purposes of furthering
34 preliminary analysis efforts for the ultra high-speed ground
35 transportation corridor. This development work is not intended to
36 authorize one or more entities to assume decision making authority
37 for the design, construction, or operation of an ultra high-speed
38 rail corridor.

39 ~~((d))~~ (e) By December 1, 2020, the department shall provide to
40 the governor and the transportation committees of the legislature a

1 report of the study's findings regarding the three elements noted in
2 this subsection. As applicable, the report should also be sent to the
3 executive and legislative branches of government in the state of
4 Oregon and appropriate government bodies in the province of British
5 Columbia.

6 (2) The department is directed to continue to pursue efforts to
7 reduce costs, increase ridership, and review Amtrak Cascades fares
8 and fare schedules. Within thirty days of each annual cost/revenue
9 reconciliation under the Amtrak service contract, the department
10 shall report annual credits to the office of financial management and
11 the legislative transportation committees. Annual credits from Amtrak
12 to the department including, but not limited to, credits due to
13 higher ridership, reduced level of service, and fare or fare schedule
14 adjustments, must be used to offset corresponding amounts of the
15 multimodal transportation account—state appropriation, which must be
16 placed in reserve.

17 **Sec. 223.** 2019 c 416 s 223 (uncodified) is amended to read as
18 follows:

19 **FOR THE DEPARTMENT OF TRANSPORTATION—LOCAL PROGRAMS—PROGRAM Z—**
20 **OPERATING**

21	Motor Vehicle Account—State Appropriation	((\$12,190,000))
22		<u>\$12,187,000</u>
23	Motor Vehicle Account—Federal Appropriation	\$2,567,000
24	Multiuse Roadway Safety Account—State Appropriation . .	((\$132,000))
25		<u>\$450,000</u>
26	Multimodal Transportation Account—State	
27	Appropriation	\$350,000
28	TOTAL APPROPRIATION.	((\$15,239,000))
29		<u>\$15,554,000</u>

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

32 (1) \$350,000 of the multimodal transportation account—state
33 appropriation is provided solely for a study by the Puget Sound
34 regional council of new passenger ferry service to better connect
35 communities throughout the twelve county Puget Sound region. The
36 study must assess potential new routes, identify future terminal
37 locations, and provide recommendations to accelerate the
38 electrification of the ferry fleet. The study must identify future

1 passenger only demand throughout Western Washington, analyze
2 potential routes and terminal locations on Puget Sound, Lake
3 Washington, and Lake Union with an emphasis on preserving waterfront
4 opportunities in public ownership and opportunities for partnership.
5 The study must determine whether and when the passenger ferry service
6 achieves a net reduction in carbon emissions including an analysis of
7 the emissions of modes that passengers would otherwise have used. The
8 study must estimate capital and operating costs for routes and
9 terminals. The study must include early and continuous outreach with
10 all interested stakeholders and a report to the legislature and all
11 interested parties by January 31, 2021.

12 (2) \$1,142,000 of the motor vehicle account—state appropriation
13 is provided solely for the department, from amounts set aside out of
14 statewide fuel taxes distributed to counties according to RCW
15 46.68.120(3), to contract with the Washington state association of
16 counties to:

17 (a) In coordination with stakeholders, identify county-owned fish
18 passage barriers, with priority given to barriers that share the same
19 stream system as state-owned fish passage barriers. The study must
20 identify, map, and provide a preliminary assessment of county-owned
21 barriers that need correction, and provide, where possible,
22 preliminary costs estimates for each barrier correction. The study
23 must provide recommendations on:

24 (i) How to prioritize county-owned barriers within the same
25 stream system of state-owned barriers in the current six-year
26 construction plan to maximize state investment; and

27 (ii) How future state six-year construction plans should
28 incorporate county-owned barriers;

29 (b) Update the local agency guidelines manual, including
30 exploring alternatives within the local agency guidelines manual on
31 county priorities;

32 (c) Study the current state of county transportation funding,
33 identify emerging issues, and identify potential future alternative
34 transportation fuel funding sources to meet current and future needs.

35 (3) The entire multiuse roadway safety account—state
36 appropriation is provided solely for grants under RCW 46.09.540,
37 subject to the following limitations:

38 (a) Twenty-five percent of the amounts provided are reserved for
39 counties that each have a population of fifteen thousand persons or
40 less;

1 (b)(i) Seventy-five percent of the amounts provided are reserved
2 for counties that each have a population exceeding fifteen thousand
3 persons; and

4 (ii) No county that receives a grant or grants under (b) of this
5 subsection may receive more than sixty thousand dollars in total
6 grants.

7 **TRANSPORTATION AGENCIES—CAPITAL**

8 **Sec. 301.** 2019 c 416 s 301 (uncodified) is amended to read as
9 follows:

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

11	Freight Mobility Investment Account—State	
12	Appropriation	((\$18,094,000))
13		<u>\$23,015,000</u>
14	<u>Highway Safety Account—State Appropriation.</u>	<u>\$81,000</u>
15	<u>Motor Vehicle Account—State Appropriation.</u>	<u>\$4,907,000</u>
16	Freight Mobility Multimodal Account—State	
17	Appropriation	((\$21,220,000))
18		<u>\$4,992,000</u>
19	Motor Vehicle Account—Federal Appropriation	((\$2,250,000))
20		<u>\$1,899,000</u>
21	Freight Mobility Multimodal Account—Private/Local	
22	Appropriation	((\$1,320,000))
23		<u>\$1,250,000</u>
24	TOTAL APPROPRIATION.	((\$42,884,000))
25		<u>\$36,144,000</u>

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

28 (1) Except as otherwise provided in this section, the entire
29 appropriations in this section are provided solely for the projects
30 by amount, as listed in the LEAP Transportation Document (~~(2019-3 as~~
31 ~~developed April 27, 2019,)~~ 2020-3 as developed March 11, 2020,
32 Conference FMSIB Project List.

33 (2) Until directed by the legislature, the board may not initiate
34 a new call for projects. By January 1, 2020, the board must report to
35 the legislature on alternative proposals to revise its project award
36 and obligation process, which result in lower reappropriations.

1 (3) It is the intent of the legislature that no capital projects
2 be eliminated or substantially delayed as a result of revenue
3 reductions, but that as a short-term solution appropriation authority
4 for the freight mobility strategic investment board's capital grant
5 programs is reduced to reflect anticipated underruns in this program,
6 based on historical reappropriation levels.

7 (4) It is the intent of the legislature to continue to make
8 strategic investments in a statewide freight mobility transportation
9 system with the help of the freight mobility strategic investment
10 board, including projects that mitigate the impact of freight
11 movement on local communities.

12 **Sec. 302.** 2019 c 416 s 303 (uncodified) is amended to read as
13 follows:

14 **FOR THE COUNTY ROAD ADMINISTRATION BOARD**

Rural Arterial Trust Account—State Appropriation	((\$65,996,000))
	<u>\$62,884,000</u>
Motor Vehicle Account—State Appropriation	\$1,456,000
County Arterial Preservation Account—State	
Appropriation	\$39,590,000
TOTAL APPROPRIATION.	((\$107,042,000))
	<u>\$103,930,000</u>

22 The appropriations in this section are subject to the following
23 conditions and limitations: It is the intent of the legislature that
24 no capital projects be eliminated or substantially delayed as a
25 result of revenue reductions, but that as a short-term solution
26 appropriation authority for the county road administration board's
27 capital grant programs is reduced to reflect anticipated underruns in
28 this program, based on historical reappropriation levels.

29 **Sec. 303.** 2019 c 416 s 304 (uncodified) is amended to read as
30 follows:

31 **FOR THE TRANSPORTATION IMPROVEMENT BOARD**

Small City Pavement and Sidewalk Account—State	
Appropriation	\$5,890,000
Transportation Improvement Account—State	
Appropriation	((\$228,510,000))
	<u>\$224,568,000</u>
Complete Streets Grant Program Account—State	

1	Appropriation	((\$14,670,000))
2		<u>\$10,200,000</u>
3	TOTAL APPROPRIATION.	((\$249,070,000))
4		<u>\$240,658,000</u>

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

7 (1) \$9,315,000 of the transportation improvement account—state
8 appropriation is provided solely for the Relight Washington Program.
9 The transportation improvement board shall conduct a survey of all
10 cities that are not currently eligible for the Relight Washington
11 Program to determine demand for the program regardless of the current
12 eligibility criteria. The transportation improvement board shall
13 report the results of the survey to the governor and the
14 transportation committees of the legislature by August 1, 2020.

15 (2) It is the intent of the legislature that no capital projects
16 be eliminated or substantially delayed as a result of revenue
17 reductions, but that as a short-term solution appropriation authority
18 for the transportation improvement board's capital grant programs is
19 reduced to reflect anticipated underruns in this program, based on
20 historical reappropriation levels.

21 **Sec. 304.** 2019 c 416 s 305 (uncodified) is amended to read as
22 follows:

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

25	Motor Vehicle Account—State Appropriation	((\$50,990,000))
26		<u>\$51,187,000</u>
27	Connecting Washington Account—State Appropriation	((\$42,497,000))
28		<u>\$51,523,000</u>
29	TOTAL APPROPRIATION.	((\$93,487,000))
30		<u>\$102,710,000</u>

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

33 (1) ((~~\$42,497,000~~)) \$51,523,000 of the connecting Washington
34 account—state appropriation is provided solely for a new Olympic
35 region maintenance and administration facility to be located on the
36 department-owned site at the intersection of Marvin Road and 32nd
37 Avenue in Lacey, Washington.

1 (2) (a) (~~(\$43,100,000)~~) \$43,297,000 of the motor vehicle account—
2 state appropriation is provided solely for the department facility
3 located at 15700 Dayton Ave N in Shoreline. This appropriation is
4 contingent upon the department of ecology signing a not less than
5 twenty-year agreement to pay a share of any financing contract issued
6 pursuant to chapter 39.94 RCW.

7 (b) Payments from the department of ecology as described in this
8 subsection shall be deposited into the motor vehicle account.

9 (c) Total project costs are not to exceed \$46,500,000.

10 (3) \$1,565,000 from the motor vehicle account—state appropriation
11 is provided solely for furniture for the renovated Northwest Region
12 Headquarters at Dayton Avenue. The department must efficiently
13 furnish the renovated building. (~~(The amount provided in this~~
14 ~~subsection is the maximum the department may spend on furniture for~~
15 ~~this facility.)~~)

16 **Sec. 305.** 2019 c 416 s 306 (uncodified) is amended to read as
17 follows:

18 **FOR THE DEPARTMENT OF TRANSPORTATION—IMPROVEMENTS—PROGRAM I**

19 (~~(High Occupancy Toll Lanes Operations~~

20	Account State Appropriation	(\$7,000,000)
21	Transportation Partnership Account—State	
22	Appropriation	(\$325,275,000)
23		<u>\$385,619,000</u>
24	Motor Vehicle Account—State Appropriation	(\$92,504,000)
25		<u>\$102,543,000</u>
26	Motor Vehicle Account—Federal Appropriation	(\$154,337,000)
27		<u>\$151,857,000</u>
28	Motor Vehicle Account—Private/Local Appropriation	(\$26,839,000)
29		<u>\$70,404,000</u>
30	Connecting Washington Account—State	
31	Appropriation	(\$2,137,381,000)
32		<u>\$2,355,205,000</u>
33	Special Category C Account—State Appropriation	(\$81,000,000)
34		<u>\$36,134,000</u>
35	Multimodal Transportation Account—State	
36	Appropriation	(\$5,408,000)
37		<u>\$3,853,000</u>
38	Alaskan Way Viaduct Replacement Project Account—State	

1	Appropriation	\$77,956,000
2	Transportation 2003 Account (Nickel Account)—State	
3	Appropriation	((\$21,819,000))
4		<u>\$10,429,000</u>
5	Interstate 405 <u>and State Route Number 167</u> Express	
6	Toll Lanes ((Operations)) Account—State	
7	Appropriation	((\$48,036,000))
8		<u>\$90,027,000</u>
9	TOTAL APPROPRIATION.	((\$2,977,555,000))
10		<u>\$3,284,027,000</u>

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

13 (1) Except as provided otherwise in this section, the entire
14 connecting Washington account—state appropriation and the entire
15 transportation partnership account—state appropriation are provided
16 solely for the projects and activities as listed by fund, project,
17 and amount in LEAP Transportation Document ((~~2019-1~~)) 2020-1 as
18 developed ((~~April 27, 2019~~)) March 11, 2020, Program - Highway
19 Improvements Program (I). However, limited transfers of specific
20 line-item project appropriations may occur between projects for those
21 amounts listed subject to the conditions and limitations in section
22 601 of this act.

23 (2) Except as provided otherwise in this section, the entire
24 motor vehicle account—state appropriation and motor vehicle account—
25 federal appropriation are provided solely for the projects and
26 activities listed in LEAP Transportation Document ((~~2019-2~~)) 2020-2
27 ALL PROJECTS as developed ((~~April 27, 2019~~)) March 11, 2020, Program
28 - Highway Improvements Program (I). Any federal funds gained through
29 efficiencies, adjustments to the federal funds forecast, additional
30 congressional action not related to a specific project or purpose, or
31 the federal funds redistribution process must then be applied to
32 highway and bridge preservation activities or fish passage barrier
33 corrections (0BI4001).

34 (3) Within the motor vehicle account—state appropriation and
35 motor vehicle account—federal appropriation, the department may
36 transfer funds between programs I and P, except for funds that are
37 otherwise restricted in this act. Ten days prior to any transfer, the
38 department must submit its request to the office of financial
39 management and the transportation committees of the legislature and

1 consider any concerns raised. The department shall submit a report on
2 fiscal year funds transferred in the prior fiscal year using this
3 subsection as part of the department's annual budget submittal.

4 (4) The connecting Washington account—state appropriation
5 includes up to (~~(\$1,519,899,000)~~) \$1,835,325,000 in proceeds from the
6 sale of bonds authorized in RCW 47.10.889.

7 (5) The special category C account—state appropriation includes
8 up to (~~(\$75,274,000)~~) \$24,910,000 in proceeds from the sale of bonds
9 authorized in RCW (~~(47.10.861)~~) 47.10.812.

10 (6) The transportation partnership account—state appropriation
11 includes up to (~~(\$150,232,000)~~) \$162,658,000 in proceeds from the
12 sale of bonds authorized in RCW (~~(47.10.812)~~) 47.10.873.

13 (7) The Alaskan Way viaduct replacement project account—state
14 appropriation includes up to \$77,956,000 in proceeds from the sale of
15 bonds authorized in RCW 47.10.873.

16 (8) (~~The multimodal transportation account—state appropriation~~
17 ~~includes up to \$5,408,000 in proceeds from the sale of bonds~~
18 ~~authorized in RCW 47.10.867.~~

19 ~~(9) \$90,464,000))~~ \$168,757,000 of the transportation partnership
20 account—state appropriation, (~~(\$7,006,000)~~) \$19,790,000 of the motor
21 vehicle account—private/local appropriation, (~~(\$3,383,000)~~)
22 \$3,384,000 of the transportation 2003 account (nickel account)—state
23 appropriation, \$77,956,000 of the Alaskan Way viaduct replacement
24 project account—state appropriation, and \$1,838,000 of the multimodal
25 transportation account—state appropriation are provided solely for
26 the SR 99/Alaskan Way Viaduct Replacement project (809936Z). It is
27 the intent of the legislature that the \$25,000,000 increase in
28 funding provided in the 2021-2023 fiscal biennium be covered by any
29 legal damages paid to the state as a result of a lawsuit related to
30 contractual provisions for construction and delivery of the Alaskan
31 Way viaduct replacement project. The legislature intends that the
32 \$25,000,000 of the transportation partnership account—state funds be
33 repaid when those damages are recovered.

34 (~~(10))~~) (9) \$3,000,000 of the multimodal transportation account—
35 state appropriation is provided solely for transit mitigation for the
36 SR 99/Viaduct Project - Construction Mitigation project (809940B).

37 (~~(11) \$164,000,000))~~ (10) \$168,655,000 of the connecting
38 Washington account—state appropriation (~~(is)~~), \$1,052,000 of the
39 special category C account—state appropriation, and \$738,000 of the

1 motor vehicle account—private/local appropriation are provided solely
2 for the US 395 North Spokane Corridor project (M00800R).

3 ~~((12) (a) \$22,195,000 of the transportation partnership account—~~
4 ~~state appropriation, \$12,805,000 of the transportation 2003 account~~
5 ~~(nickel account) state appropriation, and \$48,000,000)) (11)~~
6 \$82,991,000 of the Interstate 405 and state route number 167 express
7 toll lanes ~~((operations))~~ account—state appropriation ~~((are))~~ is
8 provided solely for the I-405/SR 522 to I-5 Capacity Improvements
9 project (L2000234) for activities related to adding capacity on
10 Interstate 405 between state route number 522 and Interstate 5, with
11 the goals of increasing vehicle throughput and aligning project
12 completion with the implementation of bus rapid transit in the
13 vicinity of the project. ~~((The transportation partnership account—~~
14 ~~state appropriation and transportation 2003 account (nickel account)—~~
15 ~~state appropriation are a transfer or a reappropriation of a transfer~~
16 ~~from the I-405/Kirkland Vicinity Stage 2 — Widening project (8BI1002)~~
17 ~~due to savings and will fund right-of-way and construction for an~~
18 ~~additional phase of this I-405 project.~~

19 ~~(b) If sufficient bonding authority to complete this project is~~
20 ~~not provided within chapter 421 (Engrossed Substitute Senate Bill No.~~
21 ~~5825), Laws of 2019 (addressing tolling) or chapter 421 (House Bill~~
22 ~~No. 2132), Laws of 2019 (addressing tolling), or within a bond~~
23 ~~authorization act referencing chapter . . . (Engrossed Substitute~~
24 ~~Senate Bill No. 5825), Laws of 2019 or chapter . . . (House Bill No.~~
25 ~~2132), Laws of 2019, by June 30, 2019, \$21,000,000 of the Interstate~~
26 ~~405 express toll lanes operations account state appropriation~~
27 ~~provided in this subsection lapses, and it is the intent of the~~
28 ~~legislature to reduce the Interstate 405 express toll lanes~~
29 ~~operations account state appropriation in the 2021-2023 biennium to~~
30 ~~\$5,000,000, and in the 2023-2025 biennium to \$0 on the list~~
31 ~~referenced in subsection (2) of this section.~~

32 ~~(13)) (12) (a) ((\$395,822,000))~~ \$422,099,000 of the connecting
33 Washington account—state appropriation ~~((, \$60,000 of the motor~~
34 ~~vehicle account state appropriation,))~~ and ~~(((\$342,000))~~ \$456,000 of
35 the motor vehicle account—private/local appropriation are provided
36 solely for the SR 520 Seattle Corridor Improvements - West End
37 project (M00400R).

1 (b) Recognizing that the department of transportation requires
2 full possession of parcel number 1-23190 to complete the Montlake
3 Phase of the West End project, the department is directed to:

4 (i) Work with the operator of the Montlake boulevard market
5 located on parcel number 1-23190 to negotiate a lease allowing
6 continued operations up to January 1, 2020. After that time, the
7 department shall identify an area in the vicinity of the Montlake
8 property for a temporary market or other food service to be provided
9 during the period of project construction. Should the current
10 operator elect not to participate in providing that temporary
11 service, the department shall then develop an outreach plan with the
12 city to solicit community input on the food services provided, and
13 then advertise the opportunity to other potential vendors. Further,
14 the department shall work with the city of Seattle and existing
15 permit processes to facilitate vendor access to and use of the area
16 in the vicinity of the Montlake property.

17 (ii) Upon completion of the Montlake Phase of the West End
18 project (current anticipated contract completion of 2023), WSDOT
19 shall sell that portion of the property not used for permanent
20 transportation improvements and initiate a process to convey that
21 surplus property to a subsequent owner.

22 (c) \$60,000 of the motor vehicle account—state appropriation is
23 provided solely for grants to nonprofit organizations located in a
24 city with a population exceeding six hundred thousand persons and
25 that empower artists through equitable access to vital expertise,
26 opportunities, and business services. Funds may be used only for the
27 purpose of preserving, commemorating, and sharing the history of the
28 city of Seattle's freeway protests and making the history of activism
29 around the promotion of more integrated transportation and land use
30 planning accessible to current and future generations through the
31 preservation of Bent 2 of the R. H. Thompson freeway ramp.

32 (~~((14))~~) (13) It is the intent of the legislature that for the
33 I-5 JBLM Corridor Improvements project (M00100R), the department
34 shall actively pursue \$50,000,000 in federal funds to pay for this
35 project to supplant state funds in the future. \$50,000,000 in
36 connecting Washington account funding must be held in unallotted
37 status during the 2021-2023 fiscal biennium. These funds may only be
38 used after the department has provided notice to the office of
39 financial management that it has exhausted all efforts to secure

1 federal funds from the federal highway administration and the
2 department of defense.

3 ~~((15) \$265,100,000))~~ (14) \$310,469,000 of the connecting
4 Washington account—state appropriation is provided solely for the SR
5 167/SR 509 Puget Sound Gateway project (M00600R).

6 (a) Any savings on the project must stay on the Puget Sound
7 Gateway corridor until the project is complete.

8 (b) Proceeds from the sale of any surplus real property acquired
9 for the purpose of building the SR 167/SR 509 Puget Sound Gateway
10 (M00600R) project must be deposited into the motor vehicle account
11 for the purpose of constructing the project.

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

22 (d) It is the legislature's intent that the department shall
23 construct a full single-point urban interchange at the junction of
24 state route number 161 (Meridian avenue) and state route number 167
25 and a full single-point urban interchange at the junction of state
26 route number 509 and 188th Street. If the department receives
27 additional funds from an outside source for this project after the
28 base project is fully funded, the funds must first be applied toward
29 the completion of these two full single-point urban interchanges.

30 (e) In designing the state route number 509/state route number
31 516 interchange component of the SR 167/SR 509 Puget Sound Gateway
32 project (M00600R), the department shall make every effort to utilize
33 the preferred "4B" design.

34 (f) The department shall explore the development of a multiuse
35 trail for bicyclists, pedestrians, skateboarders, and similar users
36 along the SR 167 right-of-way acquired for the project to connect a
37 network of new and existing trails from Mount Rainier to Point
38 Defiance Park.

39 (g) If sufficient bonding authority to complete this project is
40 not provided within chapter 421 ~~((Engrossed Substitute Senate Bill~~

1 ~~No. 5825))~~, Laws of 2019 (addressing tolling) (~~or chapter . . .~~
2 ~~(House Bill No. 2132), Laws of 2019 (addressing tolling))~~, or within
3 a bond authorization act referencing chapter 421 (~~(Engrossed~~
4 ~~Substitute Senate Bill No. 5825))~~, Laws of 2019 (~~or chapter . . .~~
5 ~~(House Bill No. 2132), Laws of 2019,~~) by June 30, 2019, it is the
6 intent of the legislature to return the Puget Sound Gateway project
7 (M00600R) to its previously identified construction schedule by
8 moving \$128,900,000 in connecting Washington account—state
9 appropriation back to the 2027-2029 biennium from the 2023-2025
10 biennium on the list referenced in subsection (2) of this section. If
11 sufficient bonding authority is provided, it is the intent of the
12 legislature to advance the project to allow for earlier completion
13 and inflationary savings.

14 ~~((16))~~ (15) It is the intent of the legislature that, for the
15 I-5/North Lewis County Interchange project (L2000204), the department
16 develop and design the project with the objective of significantly
17 improving access to the industrially zoned properties in north Lewis
18 county. The design must consider the county's process of
19 investigating alternatives to improve such access from Interstate 5
20 that began in March 2015.

21 ~~((18) — \$950,000)~~ (16) \$1,029,000 of the transportation
22 partnership account—state appropriation is provided solely for the
23 U.S. 2 Trestle IJR project (L1000158).

24 ~~((19))~~ (17) The department shall itemize all future requests
25 for the construction of buildings on a project list and submit them
26 through the transportation executive information system as part of
27 the department's annual budget submittal. It is the intent of the
28 legislature that new facility construction must be transparent and
29 not appropriated within larger highway construction projects.

30 ~~((20))~~ (18) Any advisory group that the department convenes
31 during the 2019-2021 fiscal biennium must consider the interests of
32 the entire state of Washington.

33 ~~((21))~~ (19) The legislature finds that there are sixteen
34 companies involved in wood preserving in the state that employ four
35 hundred workers and have an annual payroll of fifteen million
36 dollars. Before the department's switch to steel guardrails, ninety
37 percent of the twenty-five hundred mile guardrail system was
38 constructed of preserved wood and one hundred ten thousand wood
39 guardrail posts were produced annually for state use. Moreover, the
40 policy of using steel posts requires the state to use imported steel.

1 Given these findings, where practicable, and until June 30, 2021, the
2 department shall include the design option to use wood guardrail
3 posts, in addition to steel posts, in new guardrail installations.
4 The selection of posts must be consistent with the agency design
5 manual policy that existed before December 2009.

6 ~~((22))~~ (20)(a) ~~((For projects funded as part of the 2015
7 connecting Washington transportation package listed on the LEAP
8 transportation document identified in subsection (1) of this section,
9 if the department expects to have substantial reappropriations for
10 the 2021-2023 fiscal biennium, the department may, on a pilot basis,
11 apply funding from a project in this section with an appropriation
12 that cannot be used for the current fiscal biennium to advance one or
13 more of the following projects:~~

14 ~~(i) I-82 Yakima - Union Gap Economic Development Improvements
15 (T21100R);~~

16 ~~(ii) I-5 Federal Way - Triangle Vicinity Improvements (T20400R);~~
17 ~~or~~

18 ~~(iii) SR 522/Paradise Lk Rd Interchange & Widening on SR 522
19 (Design/Engineering) (NPARADI).~~

20 ~~(b) At least ten business days before advancing a project
21 pursuant to this subsection, the department must notify the office of
22 financial management and the transportation committees of the
23 legislature. The advancement of a project may not hinder the delivery
24 of the projects for which the reappropriations are necessary for the
25 2021-2023 fiscal biennium.~~

26 ~~(e))~~ For connecting Washington projects that have already begun
27 and are eligible for the authority granted in section 601 of this
28 act, the department shall prioritize advancing the following projects
29 if expected reappropriations become available:

30 (i) SR 14/I-205 to SE 164th Ave - Auxiliary Lanes (L2000102);

31 (ii) SR 305 Construction - Safety Improvements (N30500R);

32 (iii) SR 14/Bingen Underpass (L2220062);

33 (iv) I-405/NE 132nd Interchange - Totem Lake (L1000110);

34 (v) US Hwy 2 Safety (N00200R);

35 (vi) US-12/Walla Walla Corridor Improvements (T20900R);

36 (vii) I-5 JBLM Corridor Improvements (M00100R);

37 (viii) I-5/Slater Road Interchange - Improvements (L1000099);

38 (ix) SR 510/Yelm Loop Phase 2 (T32700R); or

39 (x) SR 520/124th St Interchange (Design and Right of Way)
40 (L1000098).

1 ~~((d))~~ (b) To the extent practicable, the department shall use
2 the flexibility and authority granted in this section and in section
3 601 of this act to minimize the amount of reappropriations needed
4 each biennium.

5 (c) The advancement of a project may not hinder the delivery of
6 the projects for which the reappropriations are necessary for the
7 2021-2023 fiscal biennium.

8 ~~((23))~~ (21) The legislature continues to prioritize the
9 replacement of the state's aging infrastructure and recognizes the
10 importance of reusing and recycling construction aggregate and
11 recycled concrete materials in our transportation system. To
12 accomplish Washington state's sustainability goals in transportation
13 and in accordance with RCW 70.95.805, the legislature reaffirms its
14 determination that recycled concrete aggregate and other
15 transportation building materials are natural resource construction
16 materials that are too valuable to be wasted and landfilled, and are
17 a commodity as defined in WAC 173-350-100.

18 Further, the legislature determines construction aggregate and
19 recycled concrete materials substantially meet widely recognized
20 international, national, and local standards and specifications
21 referenced in American society for testing and materials, American
22 concrete institute, Washington state department of transportation,
23 Seattle department of transportation, American public works
24 association, federal aviation administration, and federal highway
25 administration specifications, and are described as necessary and
26 desirable products for recycling and reuse by state and federal
27 agencies.

28 As these recyclable materials have well established markets, are
29 substantially a primary or secondary product of necessary
30 construction processes and production, and are managed as an item of
31 commercial value, construction aggregate and recycled concrete
32 materials are exempt from chapter 173-350 WAC.

33 ~~((24))~~ (22) (a) \$17,500,000 of the motor vehicle account—state
34 appropriation is provided solely for staffing of a project office to
35 replace the Interstate 5 bridge across the Columbia river (G2000088).
36 If at least a \$9,000,000 transfer is not authorized in section
37 406(29) ~~((of this act))~~, chapter 416, Laws of 2019, then \$9,000,000
38 of the motor vehicle account—state appropriation lapses.

1 (b) Of the amount provided in this subsection, \$7,780,000 of the
2 motor vehicle account—state appropriation must be placed in
3 unallotted status by the office of financial management until the
4 department develops a detailed plan for the work of this project
5 office in consultation with the chairs and ranking members of the
6 transportation committees of the legislature. The director of the
7 office of financial management shall consult with the chairs and
8 ranking members of the transportation committees of the legislature
9 prior to making a decision to allot these funds.

10 (c) The work of this project office includes, but is not limited
11 to, the reevaluation of the purpose and need identified for the
12 project previously known as the Columbia river crossing, the
13 reevaluation of permits and development of a finance plan, the
14 reengagement of key stakeholders and the public, and the reevaluation
15 of scope, schedule, and budget for a reinvigorated bistate effort for
16 replacement of the Interstate 5 Columbia river bridge. When
17 reevaluating the finance plan for the project, the department shall
18 assume that some costs of the new facility may be covered by tolls.
19 The project office must also study the possible different governance
20 structures for a bridge authority that would provide for the joint
21 administration of the bridges over the Columbia river between Oregon
22 and Washington. As part of this study, the project office must
23 examine the feasibility and necessity of an interstate compact in
24 conjunction with the national center for interstate compacts.

25 (d) Within the amount provided in this subsection, the department
26 must implement chapter 137 (~~((Engrossed Substitute House Bill No.~~
27 ~~1994))), Laws of 2019 (projects of statewide significance).~~

28 (e) The department shall have as a goal to:

29 (i) Reengage project stakeholders and reevaluate the purpose and
30 need and environmental permits by July 1, 2020;

31 (ii) Develop a finance plan by December 1, 2020; and

32 (iii) Have made significant progress toward beginning the
33 supplemental environmental impact statement process by June 30, 2021.
34 The department shall aim to provide a progress report on these
35 activities to the governor and the transportation committees of the
36 legislature by December 1, 2019, and a final report to the governor
37 and the transportation committees of the legislature by December 1,
38 2020.

39 (~~((25)))~~ (23) \$17,500,000 of the motor vehicle account—state
40 appropriation is provided solely to begin the pre-design phase on the

1 I-5/Columbia River Bridge project (G2000088) (~~(; however, if at least~~
2 ~~\$50,000,000 is not made available, by means of transfer, deposit,~~
3 ~~appropriation, or other similar conveyance, to the motor vehicle~~
4 ~~account for stormwater-related activities through the enactment of~~
5 ~~chapter 422 (Engrossed Substitute Senate Bill No. 5993), Laws of 2019~~
6 ~~(model toxics control program reform) by June 30, 2019, the amount~~
7 ~~provided in this subsection lapses)).~~

8 ~~((26))~~ (24)(a) ~~((36,500,000))~~ \$191,360,000 of the connecting
9 Washington account—state appropriation, ~~((44,961,000))~~ \$47,655,000
10 of the motor vehicle account—federal appropriation, \$11,179,000 of
11 the motor vehicle account—private/local appropriation, \$6,100,000 of
12 the motor vehicle account—state appropriation, and ~~((18,539,000))~~
13 \$18,706,000 of the transportation partnership account—state
14 appropriation are provided solely for the Fish Passage Barrier
15 project (OBI4001) with the intent of fully complying with the court
16 injunction by 2030.

17 (b) Of the amounts provided in this subsection, \$320,000 of the
18 connecting Washington account—state appropriation is provided solely
19 to remove the fish passage barrier on state route number 6 that
20 interfaces with Boistfort Valley water utilities near milepost 46.6.

21 (c) The department shall coordinate with the Brian Abbott fish
22 passage barrier removal board to use a watershed approach to maximize
23 habitat gain by replacing both state and local culverts. The
24 department shall deliver high habitat value fish passage barrier
25 corrections that it has identified, guided by the following factors:
26 Opportunity to bundle projects, ability to leverage investments by
27 others, presence of other barriers, project readiness, other
28 transportation projects in the area, and transportation impacts.

29 (d) The department must keep track of, for each barrier removed:
30 (i) The location; (ii) the amount of fish habitat gain; and (iii) the
31 amount spent to comply with the injunction.

32 (e) It is the intent of the legislature that for the amount
33 listed for the 2021-2023 biennium for the Fish Passage Barrier
34 project (OBI4001) on the LEAP list referenced in subsection (1) of
35 this section, that accrued practical design savings deposited in the
36 transportation future funding program account be used to help fund
37 the cost of fully complying with the court injunction by 2030.

38 ~~((27—\$14,750,000))~~ (25)(a) The Washington state department of
39 transportation is directed to pursue compliance with the U.S. v.

1 Washington permanent injunction by delivering culvert corrections
2 within the injunction area guided by the principle of providing the
3 greatest fisheries habitat gain at the earliest time and considering
4 the following factors: Opportunity to bundle projects, tribal
5 priorities, ability to leverage investments by others, presence of
6 other barriers, project readiness, culvert condition, other
7 transportation projects in the area, and transportation impacts.

8 (b) The department and Brian Abbott fish barrier removal board,
9 while providing the opportunity for stakeholders, tribes, and
10 government agencies to give input on a statewide culvert remediation
11 plan, must provide updates on the development of the statewide
12 culvert remediation plan to the capital budget, ways and means, and
13 transportation committees of the legislature by November 1, 2020, and
14 March 15, 2021. The first update must include a project timeline and
15 plan to ensure that all state agencies with culvert correction
16 programs are involved in the creation of the comprehensive plan.

17 (26) \$16,649,000 of the connecting Washington account—state
18 appropriation, \$373,000 of the motor vehicle account—state
19 appropriation, and \$6,000,000 of the motor vehicle account—private/
20 local appropriation are provided solely for the I-90/Barker to
21 Harvard - Improve Interchanges & Local Roads project (L2000122). The
22 connecting Washington account appropriation for the improvements that
23 fall within the city of Liberty Lake may only be expended if the city
24 of Liberty Lake agrees to cover any project costs within the city of
25 Liberty Lake above the \$20,900,000 of state appropriation provided
26 for the total project in LEAP Transportation Document ((2019-1))
27 2020-1 as developed ((April 27, 2019)) March 11, 2020, Program -
28 Highway Improvements (I).

29 ((28)) (27)(a) ((\$7,060,000)) \$6,799,000 of the motor vehicle
30 account—federal appropriation, ((\$72,000)) \$31,000 of the motor
31 vehicle account—state appropriation, ((\$3,580,000)) \$3,812,000 of the
32 transportation partnership account—state appropriation, and
33 \$7,000,000 of the ((high occupancy)) Interstate 405 and state route
34 number 167 express toll lanes ((operations)) account—state
35 appropriation are provided solely for the SR 167/SR 410 to SR 18 -
36 Congestion Management project (316706C).

37 (b) If sufficient bonding authority to complete this project is
38 not provided within chapter 421 ((Engrossed Substitute Senate Bill
39 No. 5825)), Laws of 2019 (addressing tolling) ((or chapter . . .

1 ~~(House Bill No. 2132), Laws of 2019 (addressing tolling))~~, or within
2 a bond authorization act referencing chapter 421 (~~(Engrossed~~
3 ~~Substitute Senate Bill No. 5825))~~, Laws of 2019 (~~(or chapter . . .~~
4 ~~(House Bill No. 2132), Laws of 2019,~~) by June 30, 2019, it is the
5 intent of the legislature to remove the \$100,000,000 in toll funding
6 from this project on the list referenced in subsection (2) of this
7 section.

8 ~~((29))~~ (28) For the I-405/North 8th Street Direct Access Ramp
9 in Renton project (L1000280), if sufficient bonding authority to
10 begin this project is not provided within chapter 421 (~~(Engrossed~~
11 ~~Substitute Senate Bill No. 5825))~~, Laws of 2019 (addressing tolling)
12 (~~(or chapter . . . (House Bill No. 2132), Laws of 2019 (addressing~~
13 ~~tolling))~~), or within a bond authorization act referencing chapter
14 421 (~~(Engrossed Substitute Senate Bill No. 5825))~~, Laws of 2019
15 (~~(or chapter . . . (House Bill No. 2132), Laws of 2019, by June 30,~~
16 ~~2019)~~), it is the intent of the legislature to remove the project
17 from the list referenced in subsection (2) of this section.

18 ~~((30) \$7,900,000)~~ (29) \$7,985,000 of the Special Category C
19 account—state appropriation and \$1,000,000 of the motor vehicle
20 account—private/local appropriation are provided solely for the SR 18
21 Widening - Issaquah/Hobart Rd to Raging River project (L1000199) for
22 improving and widening state route number 18 to four lanes from
23 Issaquah-Hobart Road to Raging River.

24 ~~((31))~~ (30) \$2,250,000 of the motor vehicle account—state
25 appropriation is provided solely for the I-5 Corridor from Mounts
26 Road to Tumwater project (L1000231) for completing a National and
27 State Environmental Policy Act (NEPA/SEPA) analysis to identify mid-
28 and long-term environmental impacts associated with future
29 improvements along the I-5 corridor from Tumwater to DuPont.

30 ~~((32) \$1,290,000)~~ (31) \$622,000 of the motor vehicle account—
31 state appropriation is provided solely for the US 101/East Sequim
32 Corridor Improvements project (L2000343) (~~(; however, if at least~~
33 ~~\$50,000,000 is not made available, by means of transfer, deposit,~~
34 ~~appropriation, or other similar conveyance, to the motor vehicle~~
35 ~~account for stormwater-related activities through the enactment of~~
36 ~~chapter 422 (Engrossed Substitute Senate Bill No. 5993), Laws of 2019~~
37 ~~(model toxics control program reform) by June 30, 2019, the amount~~
38 ~~provided in this subsection lapses)).~~

1 ~~((33) \$12,800,000))~~ (32) \$12,916,000 of the motor vehicle
2 account—state appropriation is provided solely for the SR 522/
3 Paradise Lk Rd Interchange & Widening on SR 522 (Design/Engineering)
4 project (NPARADI) ~~((; however, if at least \$50,000,000 is not made
5 available, by means of transfer, deposit, appropriation, or other
6 similar conveyance, to the motor vehicle account for stormwater-
7 related activities through the enactment of chapter 422 (Engrossed
8 Substitute Senate Bill No. 5993), Laws of 2019 (model toxics control
9 program reform) by June 30, 2019, the amount provided in this
10 subsection lapses))~~.

11 ~~((34))~~ (33) \$1,000,000 of the motor vehicle account—state
12 appropriation is provided solely for the US 101/Morse Creek Safety
13 Barrier project (L1000247) ~~((; however, if at least \$50,000,000 is not
14 made available, by means of transfer, deposit, appropriation, or
15 other similar conveyance, to the motor vehicle account for
16 stormwater-related activities through the enactment of chapter 422
17 (Engrossed Substitute Senate Bill No. 5993), Laws of 2019 (model
18 toxics control program reform) by June 30, 2019, the amount provided
19 in this subsection lapses))~~.

20 ~~((35))~~ (34) \$1,000,000 of the motor vehicle account—state
21 appropriation is provided solely for the SR 162/410 Interchange
22 Design and Right of Way project (L1000276) ~~((; however, if at least
23 \$50,000,000 is not made available, by means of transfer, deposit,
24 appropriation, or other similar conveyance, to the motor vehicle
25 account for stormwater-related activities through the enactment of
26 chapter 422 (Engrossed Substitute Senate Bill No. 5993), Laws of 2019
27 (model toxics control program reform) by June 30, 2019, the amount
28 provided in this subsection lapses))~~.

29 ~~((36) \$1,000,000 of the motor vehicle account state
30 appropriation is provided solely for the I-5/Rush Road Interchange
31 Improvements project (L1000223); however, if at least \$50,000,000 is
32 not made available, by means of transfer, deposit, appropriation, or
33 other similar conveyance, to the motor vehicle account for
34 stormwater-related activities through the enactment of chapter 422
35 (Engrossed Substitute Senate Bill No. 5993), Laws of 2019 (model
36 toxics control program reform) by June 30, 2019, the amount provided
37 in this subsection lapses.))~~

38 (35) It is the intent of the legislature that no capital projects
39 be eliminated or substantially delayed as a result of revenue

1 reductions, but that as a short-term solution appropriation authority
2 for this program is reduced to reflect anticipated underruns in this
3 program, based on historical reappropriation levels.

4 (36) The appropriations in this section include savings due to
5 anticipated project underruns; however, it is unknown which projects
6 will provide savings. The legislature intends to provide sufficient
7 flexibility for the department to manage to this savings target. To
8 provide this flexibility, the office of financial management may
9 authorize, through an allotment modification, reductions in the
10 appropriated amounts that are provided solely for a particular
11 purpose within this section subject to the following conditions and
12 limitations:

13 (a) The department must confirm that any modification requested
14 under this subsection of amounts provided solely for a specific
15 purpose are not expected to be used for that purpose in this
16 biennium;

17 (b) Allotment modifications authorized under this subsection may
18 not result in increased funding for any project beyond the amount
19 provided for that project in the 2019-2021 fiscal biennium in LEAP
20 Transportation Document 2020-2 ALL PROJECTS as developed March 11,
21 2020;

22 (c) Allotment modifications authorized under this subsection
23 apply only to amounts appropriated in this section from the following
24 accounts: Multimodal transportation account—state, transportation
25 partnership account—state, connecting Washington account—state, and
26 special category C account—state; and

27 (d) By December 1, 2020, the department must submit a report to
28 the transportation committees of the legislature regarding the
29 actions taken under this subsection.

30 **Sec. 306.** 2019 c 416 s 307 (uncodified) is amended to read as
31 follows:

32 **FOR THE DEPARTMENT OF TRANSPORTATION—PRESERVATION—PROGRAM P**

33	Recreational Vehicle Account—State Appropriation	((\$1,744,000))
34		<u>\$2,971,000</u>
35	Transportation Partnership Account—State	
36	Appropriation	((\$23,706,000))
37		<u>\$20,248,000</u>
38	Motor Vehicle Account—State Appropriation	((\$74,885,000))

1		<u>\$82,447,000</u>
2	Motor Vehicle Account—Federal Appropriation	((\$454,758,000))
3		<u>\$490,744,000</u>
4	Motor Vehicle Account—Private/Local	
5	Appropriation	((\$5,159,000))
6		<u>\$7,408,000</u>
7	State Route Number 520 Corridor Account—State	
8	Appropriation	((\$544,000))
9		<u>\$326,000</u>
10	Connecting Washington Account—State Appropriation	((\$189,771,000))
11		<u>\$204,630,000</u>
12	Tacoma Narrows Toll Bridge Account—State	
13	Appropriation	((\$7,906,000))
14		<u>\$8,350,000</u>
15	Alaskan Way Viaduct Replacement Project Account—State	
16	Appropriation	\$10,000
17	<u>Interstate 405 and State Route Number 167 Express</u>	
18	<u>Toll Lanes Account—State Appropriation</u>	<u>\$3,018,000</u>
19	Transportation 2003 Account (Nickel Account)—State	
20	Appropriation	((\$9,617,000))
21		<u>\$17,892,000</u>
22	TOTAL APPROPRIATION	((\$768,100,000))
23		<u>\$838,044,000</u>

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

26 (1) Except as provided otherwise in this section, the entire
27 connecting Washington account—state appropriation and the entire
28 transportation partnership account—state appropriation are provided
29 solely for the projects and activities as listed by fund, project,
30 and amount in LEAP Transportation Document ((2019-1)) 2020-1 as
31 developed ((April 27, 2019)) March 11, 2020, Program - Highway
32 Preservation Program (P). However, limited transfers of specific
33 line-item project appropriations may occur between projects for those
34 amounts listed subject to the conditions and limitations in section
35 601 of this act.

36 (2) Except as provided otherwise in this section, the entire
37 motor vehicle account—state appropriation and motor vehicle account—
38 federal appropriation are provided solely for the projects and
39 activities listed in LEAP Transportation Document ((2019-2)) 2020-2

1 ALL PROJECTS as developed (~~April 27, 2019~~) March 11, 2020, Program
2 - Highway Preservation Program (P). Any federal funds gained through
3 efficiencies, adjustments to the federal funds forecast, additional
4 congressional action not related to a specific project or purpose, or
5 the federal funds redistribution process must then be applied to
6 highway and bridge preservation activities or fish passage barrier
7 corrections (OBI4001).

8 (3) Within the motor vehicle account—state appropriation and
9 motor vehicle account—federal appropriation, the department may
10 transfer funds between programs I and P, except for funds that are
11 otherwise restricted in this act. Ten days prior to any transfer, the
12 department must submit its request to the office of financial
13 management and the transportation committees of the legislature and
14 consider any concerns raised. The department shall submit a report on
15 fiscal year funds transferred in the prior fiscal year using this
16 subsection as part of the department's annual budget submittal.

17 (4) (~~(\$25,036,000)~~) \$26,683,000 of the connecting Washington
18 account—state appropriation is provided solely for the land mobile
19 radio upgrade (G2000055) and is subject to the conditions,
20 limitations, and review provided in section 701 of this act. The land
21 mobile radio project is subject to technical oversight by the office
22 of the chief information officer. The department, in collaboration
23 with the office of the chief information officer, shall identify
24 where existing or proposed mobile radio technology investments should
25 be consolidated, identify when existing or proposed mobile radio
26 technology investments can be reused or leveraged to meet multiagency
27 needs, increase mobile radio interoperability between agencies, and
28 identify how redundant investments can be reduced over time. The
29 department shall also provide quarterly reports to the technology
30 services board on project progress.

31 (5) (~~(\$2,500,000)~~) \$4,000,000 of the motor vehicle account—state
32 appropriation is provided solely for extraordinary costs incurred
33 from litigation awards, settlements, or dispute mitigation activities
34 not eligible for funding from the self-insurance fund. The amount
35 provided in this subsection must be held in unallotted status until
36 the department submits a request to the office of financial
37 management that includes documentation detailing litigation-related
38 expenses. The office of financial management may release the funds
39 only when it determines that all other funds designated for

1 litigation awards, settlements, and dispute mitigation activities
2 have been exhausted. No funds provided in this subsection may be
3 expended on any legal fees related to the SR 99/Alaskan Way viaduct
4 replacement project (809936Z).

5 (6) The appropriation in this section includes funding for
6 starting planning, engineering, and construction of the Elwha River
7 bridge replacement. To the greatest extent practicable, the
8 department shall maintain public access on the existing route.

9 (7) (~~(\$22,729,000)~~) \$21,289,000 of the motor vehicle account—
10 federal appropriation and (~~(\$553,000)~~) \$840,000 of the motor vehicle
11 account—state appropriation are provided solely for the preservation
12 of structurally deficient bridges or bridges that are at risk of
13 becoming structurally deficient (L1000068). These funds must be used
14 widely around the state of Washington. When practicable, the
15 department shall pursue design-build contracts for these bridge
16 projects to expedite delivery. The department shall provide a report
17 that identifies the progress of each project funded in this
18 subsection as part of its annual agency budget request.

19 (8) The department must consult with the Washington state patrol
20 and the office of financial management during the design phase of any
21 improvement or preservation project that could impact Washington
22 state patrol weigh station operations. During the design phase of any
23 such project, the department must estimate the cost of designing
24 around the affected weigh station's current operations, as well as
25 the cost of moving the affected weigh station.

26 (9) During the course of any planned resurfacing or other
27 preservation activity on state route number 26 between Colfax and
28 Othello in the 2019-2021 fiscal biennium, the department must add
29 dug-in reflectors.

30 (10) (~~(a) For projects funded as part of the 2015 connecting~~
31 ~~Washington transportation package listed on the LEAP transportation~~
32 ~~document identified in subsection (1) of this section, if the~~
33 ~~department expects to have substantial reappropriations for the~~
34 ~~2021-2023 fiscal biennium, the department may, on a pilot basis,~~
35 ~~apply funding from a project in this section with an appropriation~~
36 ~~that cannot be used for the current fiscal biennium to advance the SR~~
37 ~~4/Abernathy Creek Br - Replace Bridge project (400411A).~~

38 ~~(b) At least ten business days before advancing the project~~
39 ~~pursuant to this subsection, the department must notify the office of~~
40 ~~financial management and the transportation committees of the~~

1 legislature. The advancement of the project may not hinder the
2 delivery of the projects for which the reappropriations are necessary
3 for the 2021-2023 fiscal biennium.

4 ~~(c) To the extent practicable, the department shall use the~~
5 ~~flexibility and authority granted in this section and in section 601~~
6 ~~of this act to minimize the amount of reappropriations needed each~~
7 ~~biennium.~~

8 ~~(11))~~ Within the connecting Washington account—state
9 appropriation, the department may transfer funds from Highway System
10 Preservation (L1100071) to other preservation projects listed in the
11 LEAP transportation document identified in subsection (1) of this
12 section, if it is determined necessary for completion of these high
13 priority preservation projects. The department's next budget
14 submittal after using this subsection must appropriately reflect the
15 transfer.

16 **Sec. 307.** 2019 c 416 s 308 (uncodified) is amended to read as
17 follows:

18 **FOR THE DEPARTMENT OF TRANSPORTATION—TRAFFIC OPERATIONS—PROGRAM Q—**
19 **CAPITAL**

20 Motor Vehicle Account—State Appropriation	((\$7,311,000))
	<u>\$7,746,000</u>
22 Motor Vehicle Account—Federal Appropriation	((\$5,331,000))
	<u>\$6,137,000</u>
24 Motor Vehicle Account—Private/Local Appropriation	((\$500,000))
	<u>\$579,000</u>
26 <u>Interstate 405 and State Route Number 167 Express</u>	
27 <u>Toll Lanes Account—State Appropriation.</u>	<u>\$100,000</u>
28 TOTAL APPROPRIATION.	((\$13,142,000))
	<u>\$14,562,000</u>

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

32 (1) \$700,000 of the motor vehicle account—state appropriation is
33 provided solely for the SR 99 Aurora Bridge ITS project (L2000338) (~~+~~
34 ~~however, if at least \$50,000,000 is not made available, by means of~~
35 ~~transfer, deposit, appropriation, or other similar conveyance, to the~~
36 ~~motor vehicle account for stormwater-related activities through the~~
37 ~~enactment of chapter 422 (Engrossed Substitute Senate Bill No. 5993),~~

1 ~~Laws of 2019 (model toxics control program reform) by June 30, 2019,~~
2 ~~the amount provided in this subsection lapses)).~~

3 (2) It is the intent of the legislature that no capital projects
4 be eliminated or substantially delayed as a result of revenue
5 reductions, but that as a short-term solution appropriation authority
6 for this program is reduced to reflect anticipated underruns in this
7 program, based on historical reappropriation levels.

8 **Sec. 308.** 2019 c 416 s 309 (uncodified) is amended to read as
9 follows:

10 **FOR THE DEPARTMENT OF TRANSPORTATION—WASHINGTON STATE FERRIES**
11 **CONSTRUCTION—PROGRAM W**

12	Puget Sound Capital Construction Account—State	
13	Appropriation	(((\$111,076,000))
14		<u>\$116,253,000</u>
15	Puget Sound Capital Construction Account—Federal	
16	Appropriation	(((\$141,750,000))
17		<u>\$198,688,000</u>
18	Puget Sound Capital Construction Account—Private/Local	
19	Appropriation	(((\$350,000))
20		<u>\$4,779,000</u>
21	Transportation Partnership Account—State	
22	Appropriation	(((\$4,936,000))
23		<u>\$6,582,000</u>
24	Connecting Washington Account—State Appropriation	(((\$92,766,000))
25		<u>\$112,426,000</u>
26	Capital Vessel Replacement Account—State	
27	Appropriation.	(((\$99,000,000))
28		<u>\$96,030,000</u>
29	<u>Transportation 2003 Account (Nickel Account)—State</u>	
30	<u>Appropriation.</u>	<u>\$986,000</u>
31	TOTAL APPROPRIATION.	(((\$449,878,000))
32		<u>\$535,744,000</u>

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

35 (1) Except as provided otherwise in this section, the entire
36 appropriations in this section are provided solely for the projects
37 and activities as listed in LEAP Transportation Document ((2019-2))

1 2020-2 ALL PROJECTS as developed (~~April 27, 2019~~) March 11, 2020,
2 Program - Washington State Ferries Capital Program (W).

3 (2) (~~(\$1,461,000)~~) \$2,857,000 of the Puget Sound capital
4 construction account—state appropriation, (~~(\$59,650,000)~~) \$17,832,000
5 of the Puget Sound capital construction account—federal
6 appropriation, and \$63,789,000 of the connecting Washington account—
7 state appropriation, are provided solely for the Mukilteo ferry
8 terminal (952515P). To the extent practicable, the department shall
9 avoid the closure of, or disruption to, any existing public access
10 walkways in the vicinity of the terminal project during construction.

11 (3) (~~(\$73,089,000)~~) \$102,641,000 of the Puget Sound capital
12 construction account—federal appropriation, (~~(\$33,089,000)~~)
13 \$47,819,000 of the connecting Washington account—state appropriation,
14 and (~~(\$8,778,000)~~) \$4,355,000 of the Puget Sound capital construction
15 account—(~~state~~) local appropriation are provided solely for the
16 Seattle Terminal Replacement project (900010L).

17 (4) (~~(\$5,000,000)~~) \$5,357,000 of the Puget Sound capital
18 construction account—state appropriation is provided solely for
19 emergency capital repair costs (999910K). Funds may only be spent
20 after approval by the office of financial management.

21 (5) \$2,300,000 of the Puget Sound capital construction account—
22 state appropriation is provided solely for the ORCA acceptance
23 project (L2000300). The ferry system shall work with Washington
24 technology solutions and the tolling division on the development of a
25 new, interoperable ticketing system.

26 (6) \$495,000 of the Puget Sound capital construction account—
27 state appropriation is provided solely for an electric ferry planning
28 team (G2000087) to develop ten-year and twenty-year implementation
29 plans to efficiently deploy hybrid-electric vessels, including a
30 cost-benefit analysis of construction and operation of hybrid-
31 electric vessels with and without charging infrastructure. The plan
32 includes, but is not limited to, vessel technology and feasibility,
33 vessel and terminal deployment schedules, project financing, and
34 workforce requirements. The plan shall be submitted to the office of
35 financial management and the transportation committees of the
36 legislature by June 30, 2020.

37 (7) \$35,000,000 of the Puget Sound capital construction account—
38 state appropriation and (~~(\$6,500,000)~~) \$8,000,000 of the Puget Sound
39 capital construction account—federal appropriation are provided

1 solely for the conversion of up to two Jumbo Mark II vessels to
2 electric hybrid propulsion (G2000084). The department shall seek
3 additional funds for the purposes of this subsection. The department
4 may spend from the Puget Sound capital construction account—state
5 appropriation in this section only as much as the department receives
6 in Volkswagen settlement funds for the purposes of this subsection.

7 (8) \$400,000 of the Puget Sound capital construction account—
8 state appropriation is provided solely for a request for proposals
9 for a new maintenance management system (project L2000301) and is
10 subject to the conditions, limitations, and review provided in
11 section 701 of this act.

12 (9) (~~(\$99,000,000)~~) \$96,030,000 of the capital vessel replacement
13 account—state appropriation is provided solely for the acquisition of
14 a 144-car hybrid-electric vessel. The vendor must present to the
15 joint transportation committee and the office of financial
16 management, by September 15, 2019, a list of options that will result
17 in significant cost savings changes in terms of construction or the
18 long-term maintenance and operations of the vessel. The vendor must
19 allow for exercising the options without a penalty. It is the intent
20 of the legislature to provide an additional \$88,000,000 in funding in
21 the 2021-23 biennium. (~~(Unless (a) chapter 431 (Engrossed Substitute~~
22 ~~House Bill No. 2161), Laws of 2019 (capital surcharge) or~~
23 ~~chapter . . . (Substitute Senate Bill No. 5992), Laws of 2019~~
24 ~~(capital surcharge) is enacted by June 30, 2019, and (b) chapter 417~~
25 ~~(Engrossed House Bill No. 1789), Laws of 2019 (service fees) or~~
26 ~~chapter . . . (Substitute Senate Bill No. 5419), Laws of 2019~~
27 ~~(service fees) is enacted by June 30, 2019, the amount provided in~~
28 ~~this subsection lapses.)) The reduction provided in this subsection
29 is an assumed underrun pursuant to subsection (11) of this section.
30 The commencement of construction of new vessels for the ferry system
31 is important not only for safety reasons, but also to keep skilled
32 marine construction jobs in the Puget Sound region and to sustain the
33 capacity of the region to meet the ongoing construction and
34 preservation needs of the ferry system fleet of vessels. The
35 legislature has determined that the current vessel procurement
36 process must move forward with all due speed, balancing the interests
37 of both the taxpayers and shipyards. To accomplish construction of
38 vessels in accordance with RCW 47.60.810, the prevailing shipbuilder,
39 for vessels initially funded after July 1, 2020, is encouraged to~~

1 follow the historical practice of subcontracting the construction of
2 ferry superstructures to a separate nonaffiliated contractor located
3 within the Puget Sound region, that is qualified in accordance with
4 RCW 47.60.690.

5 (10) The capital vessel replacement account—state appropriation
6 includes up to (~~(\$99,000,000)~~) \$96,030,000 in proceeds from the sale
7 of bonds authorized in RCW 47.10.873.

8 (11) It is the intent of the legislature that no capital projects
9 be eliminated or substantially delayed as a result of revenue
10 reductions, but that as a short-term solution appropriation authority
11 for this program is reduced to reflect anticipated underruns in this
12 program, based on historical reappropriation levels.

13 (12) The appropriations in this section include savings due to
14 anticipated project underruns; however, it is unknown which projects
15 will provide savings. The legislature intends to provide sufficient
16 flexibility for the department to manage to this savings target. To
17 provide this flexibility, the office of financial management may
18 authorize, through an allotment modification, reductions in the
19 appropriated amounts that are provided solely for a particular
20 purpose within this section subject to the following conditions and
21 limitations:

22 (a) The department must confirm that any modification requested
23 under this subsection of amounts provided solely for a specific
24 purpose are not expected to be used for that purpose in this
25 biennium;

26 (b) Allotment modifications authorized under this subsection may
27 not result in increased funding for any project beyond the amount
28 provided for that project in the 2019-2021 fiscal biennium in LEAP
29 Transportation Document 2020-2 ALL PROJECTS as developed March 11,
30 2020;

31 (c) Allotment modifications authorized under this subsection
32 apply only to amounts appropriated in this section from the following
33 accounts: Puget Sound capital construction account—state,
34 transportation partnership account—state, and capital vessel
35 replacement account—state; and

36 (d) By December 1, 2020, the department must submit a report to
37 the transportation committees of the legislature regarding the
38 actions taken under this subsection.

1 solely for new statewide emergent freight rail assistance projects
2 identified in the LEAP transportation document referenced in
3 subsection (1) of this section.

4 (4) \$367,000 of the transportation infrastructure account—state
5 appropriation and \$1,100,000 of the multimodal transportation account
6 —state appropriation are provided solely to reimburse Highline Grain,
7 LLC for approved work completed on Palouse River and Coulee City
8 (PCC) railroad track in Spokane county between the BNSF Railway
9 Interchange at Cheney and Geiger Junction and must be administered in
10 a manner consistent with freight rail assistance program projects.
11 The value of the public benefit of this project is expected to meet
12 or exceed the cost of this project in: Shipper savings on
13 transportation costs; jobs saved in rail-dependent industries; and/or
14 reduced future costs to repair wear and tear on state and local
15 highways due to fewer annual truck trips (reduced vehicle miles
16 traveled). The amounts provided in this subsection are not a
17 commitment for future legislatures, but it is the legislature's
18 intent that future legislatures will work to approve biennial
19 appropriations until the full \$7,337,000 cost of this project is
20 reimbursed.

21 (5) (a) (~~(\$365,000)~~) \$716,000 of the essential rail assistance
22 account—state appropriation (~~(is)~~) and \$82,000 of the multimodal
23 transportation account—state appropriation are provided solely for
24 the purpose of the rehabilitation and maintenance of the Palouse
25 river and Coulee City railroad line (F01111B).

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

28 (i) Revenues and transfers deposited into the essential rail
29 assistance account from leases and sale of property relating to the
30 Palouse river and Coulee City railroad;

31 (ii) Revenues from trackage rights agreement fees paid by
32 shippers; and

33 (iii) Revenues and transfers transferred from the miscellaneous
34 program account to the essential rail assistance account, pursuant to
35 RCW 47.76.360, for the purpose of sustaining the grain train program
36 by maintaining the Palouse river and Coulee City railroad.

37 (6) The department shall issue a call for projects for the
38 freight rail assistance program, and shall evaluate the applications
39 in a manner consistent with past practices as specified in section

1 309, chapter 367, Laws of 2011. By November 15, 2020, the department
2 shall submit a prioritized list of recommended projects to the office
3 of financial management and the transportation committees of the
4 legislature.

5 (7) \$10,000,000 of the multimodal transportation account—state
6 appropriation is provided solely as expenditure authority for any
7 insurance proceeds received by the state for Passenger Rail Equipment
8 Replacement (project 700010C.) The department must use this
9 expenditure authority only to purchase (~~(new train sets)~~) replacement
10 equipment that (~~(have)~~) has been competitively procured and for
11 service recovery needs and corrective actions related to the December
12 2017 derailment.

13 (8) (~~(\$600,000)~~) \$898,000 of the multimodal transportation
14 account—federal appropriation and (~~(\$6,000)~~) \$8,000 of the multimodal
15 transportation account—state appropriation are provided solely for
16 the Ridgefield Rail Overpass (project 725910A). Total costs for this
17 project may not exceed \$909,000 across fiscal biennia.

18 (9)(a) For projects funded as part of the 2015 connecting
19 Washington transportation package listed on the LEAP transportation
20 document identified in subsection (1) of this section, if the
21 department expects to have substantial reappropriations for the
22 2021-2023 fiscal biennium, the department may, on a pilot basis,
23 apply funding from a project in this section with an appropriation
24 that cannot be used for the current fiscal biennium to advance the
25 South Kelso Railroad Crossing project (L1000147).

26 (b) At least ten business days before advancing the project
27 pursuant to this subsection, the department must notify the office of
28 financial management and the transportation committees of the
29 legislature. The advancement of the project may not hinder the
30 delivery of the projects for which the reappropriations are necessary
31 for the 2021-2023 fiscal biennium.

32 (c) To the extent practicable, the department shall use the
33 flexibility and authority granted in this section to minimize the
34 amount of reappropriations needed each biennium.

35 (10) The multimodal transportation account—state appropriation
36 includes up to (~~(\$19,592,000)~~) \$25,000,000 in proceeds from the sale
37 of bonds authorized in RCW 47.10.867.

38 (11) The department must report to the joint transportation
39 committee on the progress made on freight rail investment bank

1 projects and freight rail assistance projects funded during this
2 biennium by January 1, 2020.

3 (12) \$1,500,000 of the multimodal transportation account—state
4 appropriation is provided solely for the Chelatchie Prairie railroad
5 roadbed rehabilitation project (L1000233).

6 (13) \$250,000 of the multimodal transportation account—state
7 appropriation is provided solely for the Port of Moses Lake Northern
8 Columbia Basin railroad feasibility study (L1000235).

9 (14) \$500,000 of the multimodal transportation account—state
10 appropriation is provided solely for the Spokane airport transload
11 facility project (L1000242).

12 (15) \$1,000,000 of the motor vehicle account—state appropriation
13 is provided solely for the grade separation at Bell road project
14 (L1000239) (~~if however, if at least \$50,000,000 is not made available,~~
15 ~~by means of transfer, deposit, appropriation, or other similar~~
16 ~~conveyance, to the motor vehicle account for stormwater-related~~
17 ~~activities through the enactment of chapter 422 (Engrossed Substitute~~
18 ~~Senate Bill No. 5993), Laws of 2019 (model toxics control program~~
19 ~~reform) by June 30, 2019, the amount provided in this subsection~~
20 ~~lapses)).~~

21 (16) \$750,000 of the motor vehicle account—state appropriation
22 ((is)) and \$399,000 of the multimodal transportation account—state
23 appropriation are provided solely for the rail crossing improvements
24 at 6th Ave. and South 19th St. project (L2000289) (~~if however, if at~~
25 ~~least \$50,000,000 is not made available, by means of transfer,~~
26 ~~deposit, appropriation, or other similar conveyance, to the motor~~
27 ~~vehicle account for stormwater-related activities through the~~
28 ~~enactment of chapter 422 (Engrossed Substitute Senate Bill No. 5993),~~
29 ~~Laws of 2019 (model toxics control program reform) by June 30, 2019,~~
30 ~~the amount provided in this subsection lapses)).~~

31 (17) It is the intent of the legislature that no capital projects
32 be eliminated or substantially delayed as a result of revenue
33 reductions, but that as a short-term solution appropriation authority
34 for this program is reduced to reflect anticipated underruns in this
35 program, based on historical reappropriation levels.

36 (18) The appropriations in this section include savings due to
37 anticipated project underruns; however, it is unknown which projects
38 will provide savings. The legislature intends to provide sufficient
39 flexibility for the department to manage to this savings target. To

1 provide this flexibility, the office of financial management may
2 authorize, through an allotment modification, reductions in the
3 appropriated amounts that are provided solely for a particular
4 purpose within this section subject to the following conditions and
5 limitations:

6 (a) The department must confirm that any modification requested
7 under this subsection of amounts provided solely for a specific
8 purpose are not expected to be used for that purpose in this
9 biennium;

10 (b) Allotment modifications authorized under this subsection may
11 not result in increased funding for any project beyond the amount
12 provided for that project in the 2019-2021 fiscal biennium in LEAP
13 Transportation Document 2020-2 ALL PROJECTS as developed March 11,
14 2020;

15 (c) Allotment modifications authorized under this subsection
16 apply only to amounts appropriated in this section from the
17 multimodal transportation account—state; and

18 (d) By December 1, 2020, the department must submit a report to
19 the transportation committees of the legislature regarding the
20 actions taken under this subsection.

21 **Sec. 310.** 2019 c 416 s 311 (uncodified) is amended to read as
22 follows:

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

25 Highway Infrastructure Account—State Appropriation . . .	((\$793,000))
	<u>\$1,276,000</u>
27 Highway Infrastructure Account—Federal Appropriation . .	((\$981,000))
	<u>\$1,337,000</u>
29 Transportation Partnership Account—State	
30 Appropriation	((\$750,000))
	<u>\$2,380,000</u>
32 Highway Safety Account—State Appropriation	((\$800,000))
	<u>\$1,314,000</u>
34 Motor Vehicle Account—State Appropriation	((\$30,878,000))
	<u>\$35,607,000</u>
36 Motor Vehicle Account—Federal Appropriation	((\$33,813,000))
	<u>\$41,420,000</u>
38 Motor Vehicle Account—Private/Local Appropriation . .	((\$21,500,000))

1 against established funding criteria while ensuring continued
2 compliance with federal eligibility requirements.

3 (3) The department shall submit a report to the transportation
4 committees of the legislature by December 1, 2019, and December 1,
5 2020, on the status of projects funded as part of the pedestrian
6 safety/safe routes to school grant program. The report must include,
7 but is not limited to, a list of projects selected and a brief
8 description of each project's status.

9 (4) (~~(\$28,319,000)~~) \$37,537,000 of the multimodal transportation
10 account—state appropriation is provided solely for bicycle and
11 pedestrian projects listed in the LEAP transportation document
12 referenced in subsection (1) of this section.

13 (5) (~~(\$19,160,000)~~) \$23,926,000 of the connecting Washington
14 account—state appropriation is provided solely for the Covington
15 Connector (L2000104). The amounts described in the LEAP
16 transportation document referenced in subsection (1) of this section
17 are not a commitment by future legislatures, but it is the
18 legislature's intent that future legislatures will work to approve
19 appropriations in the 2019-2021 fiscal biennium to reimburse the city
20 of Covington for approved work completed on the project up to the
21 full \$24,000,000 cost of this project.

22 (6) (a) For projects funded as part of the 2015 connecting
23 Washington transportation package listed on the LEAP transportation
24 document identified in subsection (1) of this section, if the
25 department expects to have substantial reappropriations for the
26 2021-2023 fiscal biennium, the department may, on a pilot basis,
27 apply funding from a project in this section with an appropriation
28 that cannot be used for the current fiscal biennium to advance one or
29 more of the following projects:

- 30 (i) (~~(East West Corridor Overpass and Bridge (L2000067));~~
31 ~~(ii) 41st Street Rucker Avenue Freight Corridor Phase 2~~
32 ~~(L2000134);~~
33 ~~(iii) Mottman Rd Pedestrian & Street Improvements (L1000089);~~
34 ~~(iv)) I-5/Port of Tacoma Road Interchange (L1000087);~~
35 ~~((v) Complete SR 522 Improvements Kenmore (T10600R);~~
36 ~~(vi)) (ii) SR 99 Revitalization in Edmonds (NEDMOND); or~~
37 ~~((vii)) (iii) SR 523 145th Street (L1000148);~~

38 (b) At least ten business days before advancing a project
39 pursuant to this subsection, the department must notify the office of
40 financial management and the transportation committees of the

1 legislature. The advancement of a project may not hinder the delivery
2 of the projects for which the reappropriations are necessary for the
3 2021-2023 fiscal biennium.

4 (c) To the extent practicable, the department shall use the
5 flexibility and authority granted in this section to minimize the
6 amount of reappropriations needed each biennium.

7 (7) It is the expectation of the legislature that the department
8 will be administering a local railroad crossing safety grant program
9 for \$7,000,000 in federal funds during the 2019-2021 fiscal biennium.

10 (8) (a) \$15,213,000 of the motor vehicle account—federal
11 appropriation is provided solely for national highway freight network
12 projects identified on the project list submitted in accordance with
13 section 218(4) (b), chapter 14, Laws of 2016 on October 31, 2016.

14 (b) ~~((In advance of the expiration of the fixing America's
15 surface transportation (FAST) act in 2020, the department must work
16 with the Washington state freight advisory committee to agree on a
17 framework for allocation of any new national highway freight funding
18 that may be approved in a new federal surface transportation
19 reauthorization act. The department and representatives of the
20 advisory committee must report to the joint transportation committee
21 by October 1, 2020, on the status of planning for allocating new
22 funds for this program.))~~ The department shall convene a stakeholder
23 group for the purpose of developing a recommendation for a Washington
24 freight advisory committee. The recommendations must include, but are
25 not limited to, defining the committee's purpose and goals, roles and
26 responsibilities, reporting structure, and proposed activities.
27 Stakeholders must include representation from, but not limited to,
28 the trucking industry, the maritime industry, the rail industry,
29 cities, tribal governments, counties, ports, and representatives from
30 key industrial associations important to the state's economic
31 vitality and other relevant public and private interests. In
32 developing the recommendation, the stakeholder group must review
33 practices used by other states. The proposed committee must conform
34 with requirements of the fixing America's surface transportation act
35 and other relevant federal legislation. The recommendations must
36 include how the committee can address improving freight mobility
37 including, but not limited to, addressing insufficient truck parking
38 in Washington state, examining the link between preservation
39 investments and freight mobility, and enhancing freight logistics
40 through the application of technology. The stakeholder group shall

1 make recommendations to the governor and the transportation
2 committees of the legislature by December 1, 2020.

3 (9) \$1,000,000 of the motor vehicle account—state appropriation
4 is provided solely for the Beech Street Extension project (L1000222)
5 (~~;~~ however, if at least \$50,000,000 is not made available, by means
6 of transfer, deposit, appropriation, or other similar conveyance, to
7 the motor vehicle account for stormwater-related activities through
8 the enactment of chapter 422 (Engrossed Substitute Senate Bill No.
9 5993), Laws of 2019 (model toxics control program reform) by June 30,
10 2019, the amount provided in this subsection lapses)).

11 (10) \$3,900,000 of the motor vehicle account—state appropriation
12 is provided solely for the Dupont-Steilacoom road improvements
13 project (L1000224) (~~;~~ however, if at least \$50,000,000 is not made
14 available, by means of transfer, deposit, appropriation, or other
15 similar conveyance, to the motor vehicle account for stormwater-
16 related activities through the enactment of chapter 422 (Engrossed
17 Substitute Senate Bill No. 5993), Laws of 2019 (model toxics control
18 program reform) by June 30, 2019, the amount provided in this
19 subsection lapses)).

20 (11) \$650,000 of the motor vehicle account—state appropriation is
21 provided solely for the SR 104/40th place northeast roundabout
22 project (L1000244) (~~;~~ however, if at least \$50,000,000 is not made
23 available, by means of transfer, deposit, appropriation, or other
24 similar conveyance, to the motor vehicle account for stormwater-
25 related activities through the enactment of chapter 422 (Engrossed
26 Substitute Senate Bill No. 5993), Laws of 2019 (model toxics control
27 program reform) by June 30, 2019, the amount provided in this
28 subsection lapses)).

29 (12) \$860,000 of the multimodal transportation account—state
30 appropriation is provided solely for the Clinton to Ken's corner
31 trail project (L1000249).

32 (13) \$210,000 of the motor vehicle account—state appropriation is
33 provided solely for the I-405/44th gateway signage and green-scaping
34 improvements project (L1000250) (~~;~~ however, if at least \$50,000,000
35 is not made available, by means of transfer, deposit, appropriation,
36 or other similar conveyance, to the motor vehicle account for
37 stormwater-related activities through the enactment of chapter 422
38 (Engrossed Substitute Senate Bill No. 5993), Laws of 2019 (model

1 ~~toxics control program reform) by June 30, 2019, the amount provided~~
2 ~~in this subsection lapses)).~~

3 ~~(14) ((\$750,000 of the multimodal transportation account—state~~
4 ~~appropriation is provided solely for the Edmonds waterfront connector~~
5 ~~project (L1000252)).~~

6 ~~(15)) \$650,000 of the motor vehicle account—state appropriation~~
7 ~~is provided solely for the Wallace Kneeland and Shelton springs road~~
8 ~~intersection improvements project (L1000260) (;~~ ~~however, if at least~~
9 ~~\$50,000,000 is not made available, by means of transfer, deposit,~~
10 ~~appropriation, or other similar conveyance, to the motor vehicle~~
11 ~~account for stormwater-related activities through the enactment of~~
12 ~~chapter 422 (Engrossed Substitute Senate Bill No. 5993), Laws of 2019~~
13 ~~(model toxics control program reform) by June 30, 2019, the amount~~
14 ~~provided in this subsection lapses)).~~

15 ~~((16))~~ (15) \$1,000,000 of the motor vehicle account—state
16 appropriation and \$500,000 of the multimodal transportation account—
17 state appropriation are provided solely for the complete 224th Phase
18 two project (L1000270) (; ~~however, if at least \$50,000,000 is not~~
19 ~~made available, by means of transfer, deposit, appropriation, or~~
20 ~~other similar conveyance, to the motor vehicle account for~~
21 ~~stormwater-related activities through the enactment of chapter 422~~
22 ~~(Engrossed Substitute Senate Bill No. 5993), Laws of 2019 (model~~
23 ~~toxics control program reform) by June 30, 2019, the amount in this~~
24 ~~subsection provided from the motor vehicle account—state~~
25 ~~appropriation lapses)).~~

26 ~~((17))~~ (16) \$60,000 of the multimodal transportation account—
27 state appropriation is provided solely for the installation of an
28 updated meteorological station at the Colville airport (L1000279).

29 ~~((18))~~ (17)(a) \$700,000 of the motor vehicle account—state
30 appropriation is provided solely for the Ballard-Interbay Regional
31 Transportation system plan project (L1000281) (; ~~however, if at least~~
32 ~~\$50,000,000 is not made available, by means of transfer, deposit,~~
33 ~~appropriation, or other similar conveyance, to the motor vehicle~~
34 ~~account for stormwater-related activities through the enactment of~~
35 ~~chapter 422 (Engrossed Substitute Senate Bill No. 5993), Laws of 2019~~
36 ~~(model toxics control program reform) by June 30, 2019, the amount~~
37 ~~provided in this subsection lapses)).~~

38 (b) Funding in this subsection is provided solely for the city of
39 Seattle to develop a plan and report for the Ballard-Interbay

1 Regional Transportation System project to improve mobility for people
2 and freight. The plan must be developed in coordination and
3 partnership with entities including but not limited to the city of
4 Seattle, King county, the Port of Seattle, Sound Transit, the
5 Washington state military department for the Seattle armory, and the
6 Washington state department of transportation. The plan must examine
7 replacement of the Ballard bridge and the Magnolia bridge, which was
8 damaged in the 2001 Nisqually earthquake. The city must provide a
9 report on the plan that includes recommendations to the Seattle city
10 council, King county council, and the transportation committees of
11 the legislature by November 1, 2020. The report must include
12 recommendations on how to maintain the current and future capacities
13 of the Magnolia and Ballard bridges, an overview and analysis of all
14 plans between 2010 and 2020 that examine how to replace the Magnolia
15 bridge, and recommendations on a timeline for constructing new
16 Magnolia and Ballard bridges.

17 ~~((19))~~ (18) \$750,000 of the motor vehicle account—state
18 appropriation is provided solely for the Mickelson Parkway project
19 (L1000282) ~~((; however, if at least \$50,000,000 is not made available,~~
20 ~~by means of transfer, deposit, appropriation, or other similar~~
21 ~~conveyance, to the motor vehicle account for stormwater-related~~
22 ~~activities through the enactment of chapter 422 (Engrossed Substitute~~
23 ~~Senate Bill No. 5993), Laws of 2019 (model toxics control program~~
24 ~~reform) by June 30, 2019, the amount provided in this subsection~~
25 ~~lapses)).~~

26 ~~((20))~~ (19) \$300,000 of the motor vehicle account—state
27 appropriation is provided solely for the South 314th Street
28 Improvements project (L1000283) ~~((; however, if at least \$50,000,000~~
29 ~~is not made available, by means of transfer, deposit, appropriation,~~
30 ~~or other similar conveyance, to the motor vehicle account for~~
31 ~~stormwater-related activities through the enactment of chapter 422~~
32 ~~(Engrossed Substitute Senate Bill No. 5993), Laws of 2019 (model~~
33 ~~toxics control program reform) by June 30, 2019, the amount provided~~
34 ~~in this subsection lapses)).~~

35 ~~((21))~~ (20) \$250,000 of the motor vehicle account—state
36 appropriation is provided solely for the Ridgefield South I-5 Access
37 Planning project (L1000284) ~~((; however, if at least \$50,000,000 is~~
38 ~~not made available, by means of transfer, deposit, appropriation, or~~
39 ~~other similar conveyance, to the motor vehicle account for~~

1 ~~stormwater-related activities through the enactment of chapter 422~~
2 ~~(Engrossed Substitute Senate Bill No. 5993), Laws of 2019 (model~~
3 ~~toxics control program reform) by June 30, 2019, the amount provided~~
4 ~~in this subsection lapses)).~~

5 ~~((22))~~ (21) \$300,000 of the motor vehicle account—state
6 appropriation is provided solely for the Washougal 32nd Street
7 Underpass Design and Permitting project (L1000285) ~~(; however, if at~~
8 ~~least \$50,000,000 is not made available, by means of transfer,~~
9 ~~deposit, appropriation, or other similar conveyance, to the motor~~
10 ~~vehicle account for stormwater-related activities through the~~
11 ~~enactment of chapter 422 (Engrossed Substitute Senate Bill No. 5993),~~
12 ~~Laws of 2019 (model toxics control program reform) by June 30, 2019,~~
13 ~~the amount provided in this subsection lapses)).~~

14 ~~((23))~~ (22) \$600,000 of the connecting Washington account—state
15 appropriation, \$150,000 of the motor vehicle account—state
16 appropriation, and ~~((50,000))~~ \$267,000 of the multimodal
17 transportation account—state appropriation are provided solely for
18 the Bingen Walnut Creek and Maple Railroad Crossing (L2000328) ~~(;~~
19 ~~however, if at least \$50,000,000 is not made available, by means of~~
20 ~~transfer, deposit, appropriation, or other similar conveyance, to the~~
21 ~~motor vehicle account for stormwater-related activities through the~~
22 ~~enactment of chapter 422 (Engrossed Substitute Senate Bill No. 5993),~~
23 ~~Laws of 2019 (model toxics control program reform) by June 30, 2019,~~
24 ~~the amount in this subsection provided from the motor vehicle account~~
25 ~~—state appropriation lapses)).~~

26 ~~((24))~~ (23) \$1,500,000 of the motor vehicle account—state
27 appropriation is provided solely for the SR 303 Warren Avenue Bridge
28 Pedestrian Improvements project (L2000339) ~~(; however, if at least~~
29 ~~\$50,000,000 is not made available, by means of transfer, deposit,~~
30 ~~appropriation, or other similar conveyance, to the motor vehicle~~
31 ~~account for stormwater-related activities through the enactment of~~
32 ~~chapter 422 (Engrossed Substitute Senate Bill No. 5993), Laws of 2019~~
33 ~~(model toxics control program reform) by June 30, 2019, the amount~~
34 ~~provided in this subsection lapses)).~~

35 ~~((25))~~ (24) \$1,000,000 of the motor vehicle account—state
36 appropriation is provided solely for the 72nd/Washington Improvements
37 in Yakima project (L2000341) ~~(; however, if at least \$50,000,000 is~~
38 ~~not made available, by means of transfer, deposit, appropriation, or~~
39 ~~other similar conveyance, to the motor vehicle account for~~

1 ~~stormwater-related activities through the enactment of chapter 422~~
2 ~~(Engrossed Substitute Senate Bill No. 5993), Laws of 2019 (model~~
3 ~~toxics control program reform) by June 30, 2019, the amount provided~~
4 ~~in this subsection lapses)).~~

5 ~~((~~(26)~~))~~ (25) \$650,000 of the motor vehicle account—state
6 appropriation is provided solely for the 48th/Washington Improvements
7 in Yakima project (L2000342) ~~(; however, if at least \$50,000,000 is~~
8 ~~not made available, by means of transfer, deposit, appropriation, or~~
9 ~~other similar conveyance, to the motor vehicle account for~~
10 ~~stormwater-related activities through the enactment of chapter 422~~
11 ~~(Engrossed Substitute Senate Bill No. 5993), Laws of 2019 (model~~
12 ~~toxics control program reform) by June 30, 2019, the amount provided~~
13 ~~in this subsection lapses)).~~

14 (26) It is the intent of the legislature that no capital projects
15 will be eliminated or substantially delayed as a result of revenue
16 reductions, but that as a short-term solution appropriation authority
17 for this program is reduced to reflect anticipated underruns in this
18 program, based on historical reappropriation levels.

19 (27) The appropriations in this section include savings due to
20 anticipated project underruns; however, it is unknown which projects
21 will provide savings. The legislature intends to provide sufficient
22 flexibility for the department to manage to this savings target. To
23 provide this flexibility, the office of financial management may
24 authorize, through an allotment modification, reductions in the
25 appropriated amounts that are provided solely for a particular
26 purpose within this section subject to the following conditions and
27 limitations:

28 (a) The department must confirm that any modification requested
29 under this subsection of amounts provided solely for a specific
30 purpose are not expected to be used for that purpose in this
31 biennium;

32 (b) Allotment modifications authorized under this subsection may
33 not result in increased funding for any project beyond the amount
34 provided for that project in the 2019-2021 fiscal biennium in LEAP
35 Transportation Document 2020-2 ALL PROJECTS as developed March 11,
36 2020;

37 (c) Allotment modifications authorized under this subsection
38 apply only to amounts appropriated in this section from the following

1 accounts: Connecting Washington account—state and multimodal
2 transportation account—state; and

3 (d) By December 1, 2020, the department must submit a report to
4 the transportation committees of the legislature regarding the
5 actions taken under this subsection.

6 **Sec. 311.** 2019 c 416 s 313 (uncodified) is amended to read as
7 follows:

8 **QUARTERLY REPORTING REQUIREMENTS FOR CAPITAL PROGRAM**

9 On a quarterly basis, the department of transportation shall
10 provide to the office of financial management and the legislative
11 transportation committees the following reports for all capital
12 programs:

13 (1) For active projects, the report must include:

14 (a) A TEIS version containing actual capital expenditures for all
15 projects consistent with the structure of the most recently enacted
16 budget;

17 (b) Anticipated cost savings, cost increases, reappropriations,
18 and schedule adjustments for all projects consistent with the
19 structure of the most recently enacted budget;

20 (c) The award amount, the engineer's estimate, and the number of
21 bidders for all active projects consistent with the structure of the
22 most recently enacted budget;

23 (d) Projected costs and schedule for individual projects that are
24 funded at a programmatic level for projects relating to bridge rail,
25 guard rail, fish passage barrier removal, roadside safety projects,
26 and seismic bridges. Projects within this programmatic level funding
27 must be completed on a priority basis and scoped to be completed
28 within the current programmatic budget;

29 (e) Highway projects that may be reduced in scope and still
30 achieve a functional benefit;

31 (f) Highway projects that have experienced scope increases and
32 that can be reduced in scope;

33 (g) Highway projects that have lost significant local or regional
34 contributions that were essential to completing the project; and

35 (h) Contingency amounts for all projects consistent with the
36 structure of the most recently enacted budget.

37 (2) For completed projects, the report must:

38 (a) Compare the costs and operationally complete date for
39 projects with budgets of twenty million dollars or more that are

1 funded with preexisting funds to the original project cost estimates
2 and schedule; and

3 (b) Provide a list of nickel (~~and~~), TPA, and connecting
4 Washington projects charging to the nickel/TPA/CWA environmental
5 mitigation reserve (OBI4ENV) and the amount each project is charging.

6 (3) For prospective projects, the report must:

7 (a) Identify the estimated advertisement date for all projects
8 consistent with the structure of the most recently enacted
9 transportation budget that are going to advertisement during the
10 current fiscal biennium;

11 (b) Identify the anticipated operationally complete date for all
12 projects consistent with the structure of the most recently enacted
13 transportation budget that are going to advertisement during the
14 current fiscal biennium; and

15 (c) Identify the estimated cost of completion for all projects
16 consistent with the structure of the most recently enacted
17 transportation budget that are going to advertisement during the
18 current fiscal biennium.

19 **TRANSFERS AND DISTRIBUTIONS**

20 **Sec. 401.** 2019 c 416 s 401 (uncodified) is amended to read as
21 follows:

22 **FOR THE STATE TREASURER—BOND RETIREMENT AND INTEREST, AND ONGOING**
23 **BOND REGISTRATION AND TRANSFER CHARGES: FOR BOND SALES DISCOUNTS AND**
24 **DEBT TO BE PAID BY MOTOR VEHICLE ACCOUNT AND TRANSPORTATION FUND**
25 **REVENUE**

26	Special Category C Account—State Appropriation.	((\$376,000))
27		<u>\$105,000</u>
28	Multimodal Transportation Account—State Appropriation.	\$125,000
29	Transportation Partnership Account—State Appropriation ((\$1,636,000))	
30		<u>\$1,407,000</u>
31	Connecting Washington Account—State Appropriation.	((\$7,599,000))
32		<u>\$7,723,000</u>
33	Highway Bond Retirement Account—State	
34	Appropriation.	((\$1,327,766,000))
35		<u>\$1,378,835,000</u>
36	Ferry Bond Retirement Account—State Appropriation.	((\$25,077,000))

1		<u>\$25,078,000</u>
2	Transportation Improvement Board Bond Retirement	
3	Account—State Appropriation.	((\$12,684,000))
4		<u>\$12,452,000</u>
5	Nondebt-Limit Reimbursable Bond Retirement	
6	Account—State Appropriation.	((\$29,594,000))
7		<u>\$31,253,000</u>
8	Toll Facility Bond Retirement Account—State	
9	Appropriation.	((\$86,493,000))
10		<u>\$86,483,000</u>
11	TOTAL APPROPRIATION.	((\$1,491,340,000))
12		<u>\$1,543,461,000</u>

13 **Sec. 402.** 2019 c 416 s 402 (uncodified) is amended to read as
14 follows:

15 **FOR THE STATE TREASURER—BOND RETIREMENT AND INTEREST, AND ONGOING**
16 **BOND REGISTRATION AND TRANSFER CHARGES: FOR BOND SALE EXPENSES AND**
17 **FISCAL AGENT CHARGES**

18	Multimodal Transportation Account—State Appropriation.	\$25,000
19	Transportation Partnership Account—State	
20	Appropriation.	((\$327,000))
21		<u>\$281,000</u>
22	Connecting Washington Account—State Appropriation.	((\$1,520,000))
23		<u>\$1,599,000</u>
24	Special Category C Account—State Appropriation.	((\$75,000))
25		<u>\$21,000</u>
26	TOTAL APPROPRIATION.	((\$1,947,000))
27		<u>\$1,926,000</u>

28 **Sec. 403.** 2019 c 416 s 403 (uncodified) is amended to read as
29 follows:

30 **FOR THE STATE TREASURER—STATE REVENUES FOR DISTRIBUTION**

31	Motor Vehicle Account—State Appropriation:	
32	For motor vehicle fuel tax distributions to	
33	cities and counties.	((\$518,198,000))
34		<u>\$508,276,000</u>

1 \$1,732,000

2 (6) Motor Vehicle Account—State Appropriation:

3 For transfer to the Transportation Improvement

4 Account—State. (~~(\$9,688,000)~~)

5 \$5,067,000

6 ~~(7) ((Highway Safety Account—State Appropriation:~~

7 ~~For transfer to the State Patrol Highway~~

8 ~~Account—State. \$44,000,000~~

9 ~~(8))~~ (8) Motor Vehicle Account—State Appropriation: For transfer to

10 the Puget Sound Capital Construction Account—State. . . . \$52,000,000

11 (8) Motor Vehicle Account—State Appropriation: For transfer to

12 the Puget Sound Ferry Operations Account—State. \$55,000,000

13 (9) Rural Mobility Grant Program Account—State

14 Appropriation: For transfer to the Multimodal

15 Transportation Account—State. \$3,000,000

16 ~~((9))~~ (10) State Route Number 520 Civil Penalties

17 Account—State Appropriation: For transfer to

18 the State Route Number 520 Corridor

19 Account—State. \$1,434,000

20 ~~((10))~~ (11) Capital Vessel Replacement Account—State

21 Appropriation: For transfer to the Connecting

22 Washington Account—State. (~~(\$50,000,000)~~)

23 \$60,000,000

24 ~~((11) Multimodal Transportation Account—State~~

25 ~~Appropriation: For transfer to the Freight~~

26 ~~Mobility Multimodal Account—State. \$8,511,000))~~

27 ~~(12) ((Multimodal Transportation Account—State~~

28 ~~Appropriation: For transfer to the Puget Sound~~

29 ~~Capital Construction Account—State. \$15,000,000~~

30 ~~(13) Multimodal Transportation Account—State~~

31 ~~Appropriation: For transfer to the Puget Sound~~

32 ~~Ferry Operations Account—State. \$45,000,000~~

33 ~~(14))~~ Multimodal Transportation Account—State

34 Appropriation: For transfer to the Regional

35 Mobility Grant Program Account—State. (~~(\$27,679,000)~~)

36 \$11,215,000

37 ~~((15))~~ (13) Multimodal Transportation Account—State

38 Appropriation: For transfer to the Rural

1 Mobility Grant Program Account—State. \$15,223,000
2 ((~~16~~)) (14) Transportation 2003 Account (Nickel Account)—
3 State Appropriation: For transfer to the Puget
4 Sound Capital Construction Account—State. (~~(\$20,000,000)~~)
5 \$15,000,000
6 ((~~17~~)) (15)(a) Alaskan Way Viaduct Replacement Project
7 Account—State Appropriation: For transfer to the
8 Motor Vehicle Account—State. \$9,992,000
9 (b) The transfer identified in this subsection is provided solely
10 to repay in full the motor vehicle account—state appropriation loan
11 from section 1005(21) (~~(of this act)~~), chapter 416, Laws of 2019.
12 ((~~18~~)) (16)(a) Transportation Partnership Account—State
13 Appropriation: For transfer to the Alaskan Way Viaduct
14 Replacement Project Account—State. (~~(\$77,951,000)~~)
15 \$77,956,000
16 (b) The amount transferred in this subsection represents that
17 portion of the up to \$200,000,000 in proceeds from the sale of bonds
18 authorized in RCW 47.10.873, intended to be sold through the
19 2021-2023 fiscal biennium, used only for construction of the SR 99/
20 Alaskan Way Viaduct Replacement project (809936Z), and that must be
21 repaid from the Alaskan Way viaduct replacement project account
22 consistent with RCW 47.56.864.
23 ((~~19~~)) (17) Motor Vehicle Account—State Appropriation:
24 For transfer to the County Arterial Preservation
25 Account—State. (~~(\$4,844,000)~~)
26 \$4,829,000
27 ((~~20~~)) (18)(a) General Fund Account—State Appropriation:
28 For transfer to the State Patrol Highway
29 Account—State. \$625,000
30 (b) The state treasurer shall transfer the funds only after
31 receiving notification from the Washington state patrol under section
32 207(7) (~~(of this act)~~), chapter 416, Laws of 2019.
33 ((~~21~~)) (19) Capital Vessel Replacement Account—State
34 Appropriation: For transfer to the Transportation
35 Partnership Account—State. (~~(\$3,293,000)~~)
36 \$2,312,000
37 ((~~22~~)) (20)(a) Alaskan Way Viaduct Replacement Project
38 Account—State Appropriation: For transfer to the
39 Transportation Partnership Account—State. (~~(\$19,262,000)~~)

1 \$15,858,000

2 (b) The amount transferred in this subsection represents
3 repayment of debt service incurred for the construction of the SR 99/
4 Alaskan Way Viaduct Replacement project (809936Z).

5 ~~((23))~~ (21) Tacoma Narrows Toll Bridge Account—State
6 Appropriation: For transfer to the Motor
7 Vehicle Account—State. \$950,000

8 ~~((24))~~ (22)(a) Tacoma Narrows Toll Bridge Account—State
9 Appropriation:
10 For transfer to the Motor Vehicle
11 Account—State. \$5,000,000

12 (b) A transfer in the amount of \$5,000,000 was made from the
13 Motor Vehicle Account to the Tacoma Narrows Toll Bridge Account in
14 April 2019. It is the intent of the legislature that this transfer
15 was to be temporary, for the purpose of minimizing the impact of toll
16 increases, and this is an equivalent reimbursing transfer to occur in
17 November 2019.

18 ~~((25))~~ (23)(a) Transportation 2003 Account (Nickel Account)
19 —State Appropriation: For transfer to the Tacoma
20 Narrows Toll Bridge Account—State. \$12,543,000

21 (b) It is the intent of the legislature that this transfer is
22 temporary, for the purpose of minimizing the impact of toll
23 increases, and an equivalent reimbursing transfer is to occur after
24 the debt service and deferred sales tax on the Tacoma Narrows bridge
25 construction costs are fully repaid in accordance with chapter 195,
26 Laws of 2018.

27 ~~((26))~~ (24) Transportation Infrastructure Account—State
28 Appropriation: For transfer to the multimodal
29 Transportation Account—State. \$9,000,000

30 ~~((27))~~ (25) Multimodal Transportation Account—State
31 Appropriation: For transfer to the Pilotage
32 Account—State. \$2,500,000

33 ~~((28))~~ (26)(a) Motor Vehicle Account—State
34 Appropriation: For transfer to the County Road
35 Administration Board Emergency Loan Account—State. \$1,000,000

36 (b) If chapter 157 ~~((Senate Bill No. 5923))~~, Laws of 2019 is
37 not enacted by June 30, 2019, the amount provided in this subsection
38 lapses.

39 ~~((29))~~ (27)(a) Advanced Environmental Mitigation

1 Revolving Account—State Appropriation: For transfer
2 to the Motor Vehicle Account—State. \$9,000,000
3 (b) The amount transferred in this subsection is contingent on at
4 least a \$9,000,000 transfer to the advanced environmental mitigation
5 revolving account authorized by June 30, 2019, in the omnibus capital
6 appropriations act.

7 ~~((30) Motor Vehicle account—State Appropriation:
8 For transfer to the Electric Vehicle Charging
9 Infrastructure Account—State. \$12,255,000
10 ~~(31))~~ (28) Multimodal Transportation Account—State
11 Appropriation: For transfer to the Electric Vehicle
12 Charging Infrastructure Account—State. ((~~\$8,000,000~~))
13 \$1,000,000~~

14 ~~((32))~~ (29) Multimodal Transportation Account—State
15 Appropriation: For transfer to the Complete Streets
16 Grant Program Account—State. ((~~\$14,670,000~~))
17 \$10,200,000

18 ~~((33))~~ (30) (a) Transportation Partnership
19 Account—State Appropriation: For transfer to the Capital Vessel
20 Replacement Account—State. ((~~\$99,000,000~~))
21 \$96,030,000

22 (b) The amount transferred in this subsection represents proceeds
23 from the sale of bonds authorized in RCW 47.10.873.

24 (31) Freight Mobility Multimodal Account—State
25 Appropriation: For transfer to the Multimodal Transportation
26 Account—State. \$7,296,000

27 (32) Connecting Washington Account—State
28 Appropriation: For transfer to the Motor Vehicle
29 Account—State. \$115,000,000

30 **Sec. 407.** 2019 c 416 s 407 (uncodified) is amended to read as
31 follows:
32 **FOR THE STATE TREASURER—STATE REVENUES FOR DISTRIBUTION**

33 Multimodal Transportation Account—State
34 Appropriation: For distribution to cities and
35 counties. \$26,786,000
36 Motor Vehicle Account—State Appropriation: For
37 distribution to cities and counties. \$23,438,000

1	TOTAL APPROPRIATION.	\$50,224,000
2	Sec. 408. 2019 c 416 s 408 (uncodified) is amended to read as	
3	follows:	
4	FOR THE STATE TREASURER—BOND RETIREMENT AND INTEREST, AND ONGOING	
5	BOND REGISTRATION AND TRANSFER CHARGES: FOR DEBT TO BE PAID BY	
6	STATUTORILY PRESCRIBED REVENUE	
7	Toll Facility Bond Retirement Account—Federal	
8	Appropriation	\$199,522,000
9	Toll Facility Bond Retirement Account—State	
10	Appropriation	\$25,372,000
11	TOTAL APPROPRIATION.	((\$225,273,000))
12		<u>\$224,894,000</u>

13 **COMPENSATION**

14 NEW SECTION. **Sec. 501.** A new section is added to 2019 c 416
15 (uncodified) to read as follows:

16 **COLLECTIVE BARGAINING AGREEMENTS**

17 Sections 502 and 503 of this act represent the results of the
18 negotiations for fiscal year 2021 collective bargaining agreement
19 changes, permitted under chapter 47.64 RCW. Provisions of the
20 collective bargaining agreements contained in sections 502 and 503 of
21 this act are described in general terms. Only major economic terms
22 are included in the descriptions. These descriptions do not contain
23 the complete contents of the agreements. The collective bargaining
24 agreements contained in sections 502 and 503 of this act may also be
25 funded by expenditures from nonappropriated accounts. If positions
26 are funded with lidded grants or dedicated fund sources with
27 insufficient revenue, additional funding from other sources is not
28 provided.

29 NEW SECTION. **Sec. 502.** A new section is added to 2019 c 416
30 (uncodified) to read as follows:

31 **DEPARTMENT OF TRANSPORTATION MARINE DIVISION COLLECTIVE BARGAINING**
32 **AGREEMENTS—MEBA-UL**

33 An agreement has been reached between the governor and the marine
34 engineers' beneficial association unlicensed engine room employees
35 pursuant to chapter 47.64 RCW for the 2021 fiscal year. Funding is

1 provided to ensure training opportunities are available to all
2 bargaining unit employees.

3 NEW SECTION. **Sec. 503.** A new section is added to 2019 c 416
4 (uncodified) to read as follows:

5 **DEPARTMENT OF TRANSPORTATION MARINE DIVISION COLLECTIVE BARGAINING**
6 **AGREEMENTS—MEBA-L**

7 An agreement has been reached between the governor and the marine
8 engineers' beneficial association licensed engineer officers pursuant
9 to chapter 47.64 RCW for the 2021 fiscal year. Funding is provided to
10 ensure training opportunities are available to all bargaining unit
11 employees.

12 NEW SECTION. **Sec. 504.** A new section is added to 2019 c 416
13 (uncodified) to read as follows:

14 **GENERAL STATE EMPLOYEE COMPENSATION ADJUSTMENTS**

15 Except as otherwise provided in sections 501 through 503 of this
16 act, state employee compensation adjustments will be provided in
17 accordance with funding adjustments provided in the 2020 supplemental
18 omnibus appropriations act.

19 **IMPLEMENTING PROVISIONS**

20 **Sec. 601.** 2019 c 416 s 601 (uncodified) is amended to read as
21 follows:

22 **FUND TRANSFERS**

23 (1) The 2005 transportation partnership projects or improvements
24 and 2015 connecting Washington projects or improvements are listed in
25 the LEAP Transportation Document (~~((2019-1))~~ 2020-1 as developed
26 (~~((April 27, 2019))~~ March 11, 2020, which consists of a list of
27 specific projects by fund source and amount over a sixteen-year
28 period. Current fiscal biennium funding for each project is a line-
29 item appropriation, while the outer year funding allocations
30 represent a sixteen-year plan. The department of transportation is
31 expected to use the flexibility provided in this section to assist in
32 the delivery and completion of all transportation partnership account
33 and connecting Washington account projects on the LEAP transportation
34 document referenced in this subsection. For the 2019-2021 project
35 appropriations, unless otherwise provided in this act, the director
36 of the office of financial management may provide written

1 authorization for a transfer of appropriation authority between
2 projects funded with transportation partnership account
3 appropriations or connecting Washington account appropriations to
4 manage project spending and efficiently deliver all projects in the
5 respective program under the following conditions and limitations:

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

8 (b) Transfers from a project may not be made as a result of the
9 reduction of the scope of a project or be made to support increases
10 in the scope of a project;

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

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

16 (e) Transfers may not be made while the legislature is in
17 session;

18 (f) Transfers to a project may not be made with funds designated
19 as attributable to practical design savings as described in RCW
20 47.01.480;

21 (g) Each transfer between projects may only occur if the director
22 of the office of financial management finds that any resulting change
23 will not hinder the completion of the projects as approved by the
24 legislature. Until the legislature reconvenes to consider the 2020
25 supplemental omnibus transportation appropriations act, any
26 unexpended 2017-2019 appropriation balance as approved by the office
27 of financial management, in consultation with the chairs and ranking
28 members of the house of representatives and senate transportation
29 committees, may be considered when transferring funds between
30 projects; and

31 (h) Transfers between projects may be made by the department of
32 transportation without the formal written approval provided under
33 this subsection (1), provided that the transfer amount does not
34 exceed two hundred fifty thousand dollars or ten percent of the total
35 project, whichever is less. These transfers must be reported
36 quarterly to the director of the office of financial management and
37 the chairs of the house of representatives and senate transportation
38 committees.

39 (2) The department of transportation must submit quarterly all
40 transfers authorized under this section in the transportation

1 executive information system. The office of financial management must
2 maintain a legislative baseline project list identified in the LEAP
3 transportation documents referenced in this act, and update that
4 project list with all authorized transfers under this section.

5 (3) At the time the department submits a request to transfer
6 funds under this section, a copy of the request must be submitted to
7 the chairs and ranking members of the transportation committees of
8 the legislature.

9 (4) Before approval, the office of financial management shall
10 work with legislative staff of the house of representatives and
11 senate transportation committees to review the requested transfers in
12 a timely manner and consider any concerns raised by the chairs and
13 ranking members of the transportation committees.

14 (5) No fewer than ten days after the receipt of a project
15 transfer request, the director of the office of financial management
16 must provide written notification to the department of any decision
17 regarding project transfers, with copies submitted to the
18 transportation committees of the legislature.

19 (6) The department must submit annually as part of its budget
20 submittal a report detailing all transfers made pursuant to this
21 section.

22 **Sec. 602.** 2019 c 416 s 606 (uncodified) is amended to read as
23 follows:

24 **TRANSIT, BICYCLE, AND PEDESTRIAN ELEMENTS REPORTING**

25 (1) By November 15th of each year, the department of
26 transportation must report on amounts expended to benefit transit,
27 bicycle, or pedestrian elements within all connecting Washington
28 projects in programs I, P, and Z identified in LEAP Transportation
29 Document (~~(2019-2)~~) 2020-2 ALL PROJECTS as developed (~~(April-27,~~
30 ~~2019)~~) March 11, 2020. The report must address each modal category
31 separately and identify if eighteenth amendment protected funds have
32 been used and, if not, the source of funding.

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

37 **MISCELLANEOUS 2019-2021 FISCAL BIENNIUM**

1 **Sec. 701.** 2019 c 416 s 701 (uncodified) is amended to read as
2 follows:

3 **INFORMATION TECHNOLOGY OVERSIGHT**

4 (1) Agencies must apply to the office of financial management and
5 the office of the state chief information officer for approval before
6 beginning a project or proceeding with each discreet stage of a
7 project subject to this section. At each stage, the office of the
8 state chief information officer must certify that the project has an
9 approved technology budget and investment plan, complies with state
10 information technology and security requirements, and other policies
11 defined by the office of the state chief information officer. The
12 office of financial management must notify the fiscal committees of
13 the legislature of the receipt of each application and may not
14 approve a funding request for ten business days from the date of
15 notification.

16 (2) (a) Each project must have a technology budget. The technology
17 budget must use a method similar to the state capital budget,
18 identifying project costs, each fund source, and anticipated
19 deliverables through each stage of the entire project investment and
20 across fiscal periods and biennia from project onset through
21 implementation and close out.

22 (b) As part of the development of a technology budget and at each
23 request for funding, the agency shall submit detailed financial
24 information to the office of financial management and the office of
25 the state chief information officer. The technology budget must
26 describe the total cost of the project by fiscal month to include and
27 identify:

28 (i) Fund sources;

29 (ii) Full-time equivalent staffing level to include job
30 classification assumptions;

31 (iii) A discreet appropriation index and program index;

32 (iv) Object and subobject codes of expenditures; and

33 (v) Anticipated deliverables.

34 (c) If a project technology budget changes and a revised
35 technology budget is completed, a comparison of the revised
36 technology budget to the last approved technology budget must be
37 posted to the dashboard, to include a narrative rationale on what
38 changed, why, and how that impacts the project in scope, budget, and
39 schedule.

40 (3) (a) Each project must have an investment plan that includes:

- 1 (i) An organizational chart of the project management team that
2 identifies team members and their roles and responsibilities;
- 3 (ii) The office of the state chief information officer staff
4 assigned to the project;
- 5 (iii) An implementation schedule covering activities, critical
6 milestones, and deliverables at each stage of the project for the
7 life of the project at each agency affected by the project;
- 8 (iv) Performance measures used to determine that the project is
9 on time, within budget, and meeting expectations for quality of work
10 product;
- 11 (v) Ongoing maintenance and operations cost of the project post
12 implementation and close out delineated by agency staffing,
13 contracted staffing, and service level agreements; and
- 14 (vi) Financial budget coding to include at least discrete program
15 index and subobject codes.
- 16 (4) Projects with estimated costs greater than one hundred
17 million dollars from initiation to completion and implementation may
18 be divided into discrete subprojects as determined by the office of
19 the state chief information officer. Each subproject must have a
20 technology budget and investment plan as provided in this section.
- 21 (5) (a) The office of the state chief information officer shall
22 maintain an information technology project dashboard that provides
23 updated information each fiscal month on projects subject to this
24 section. This includes, at least:
- 25 (i) Project changes each fiscal month;
- 26 (ii) Noting if the project has a completed market requirements
27 document;
- 28 (iii) Financial status of information technology projects under
29 oversight; (~~and~~)
- 30 (iv) Coordination with agencies;
- 31 (v) Monthly quality assurance reports, if applicable;
- 32 (vi) Monthly office of the state chief information officer status
33 reports;
- 34 (vii) Historical project budget and expenditures through fiscal
35 year 2019;
- 36 (viii) Budget and expenditures each fiscal month; and
- 37 (ix) Estimated annual maintenance and operations costs by fiscal
38 year.

1 (b) The dashboard must retain a roll up of the entire project
2 cost, including all subprojects, that can be displayed the subproject
3 detail.

4 (6) If the project affects more than one agency:

5 (a) A separate technology budget and investment plan must be
6 prepared for each agency; and

7 (b) The dashboard must contain a statewide project technology
8 budget roll up that includes each affected agency at the subproject
9 level.

10 (7) For any project that exceeds two million dollars in total
11 funds to complete, requires more than one biennium to complete, or is
12 financed through financial contracts, bonds, or other indebtedness:

13 (a) Quality assurance for the project must report independently
14 the office of the chief information officer;

15 (b) The office of the chief information officer must review, and,
16 if necessary, revise the proposed project to ensure it is flexible
17 and adaptable to advances in technology;

18 (c) The technology budget must specifically identify the uses of
19 any financing proceeds. No more than thirty percent of the financing
20 proceeds may be used for payroll-related costs for state employees
21 assigned to project management, installation, testing, or training;

22 (d) The agency must consult with the office of the state
23 treasurer during the competitive procurement process to evaluate
24 early in the process whether products and services to be solicited
25 and the responsive bids from a solicitation may be financed; and

26 (e) The agency must consult with the contracting division of the
27 department of enterprise services for a review of all contracts and
28 agreements related to the project's information technology
29 procurements.

30 (8) The office of the state chief information officer must
31 evaluate the project at each stage and certify whether the project is
32 planned, managed, and meeting deliverable targets as defined in the
33 project's approved technology budget and investment plan.

34 (9) The office of the state chief information officer may suspend
35 or terminate a project at any time if it determines that the project
36 is not meeting or not expected to meet anticipated performance and
37 technology outcomes. Once suspension or termination occurs, the
38 agency shall unallot any unused funding and shall not make any
39 expenditure for the project without the approval of the office of
40 financial management. The office of the state chief information

1 officer must report on July 1st and December 1st each calendar year,
2 beginning July 1, 2020, any suspension or termination of a project in
3 the previous six month period to legislative fiscal committees.

4 (10) The office of the state chief information officer, in
5 consultation with the office of financial management, may identify
6 additional projects to be subject to this section, including projects
7 that are not separately identified within an agency budget. The
8 office of the state chief information officer must report on July 1st
9 and December 1st each calendar year, beginning July 1, 2020, any
10 additional projects to be subjected to this section that were
11 identified in the previous six month period to legislative fiscal
12 committees.

13 (11) The following department of transportation projects are
14 subject to the conditions, limitations, and review provided in this
15 section: Labor System Replacement, New Ferry Division Dispatch
16 System, Maintenance Management System, Land Mobile Radio System
17 Replacement, and New CSC System and Operator.

18 **Sec. 702.** RCW 46.68.310 and 2013 c 104 s 4 are each amended to
19 read as follows:

20 The freight mobility multimodal account is created in the state
21 treasury. Money in the account may be spent only after appropriation.
22 Expenditures from the account may be used only for freight mobility
23 projects that have been approved by the freight mobility strategic
24 investment board in RCW 47.06A.020 and may include any principal and
25 interest on bonds authorized for the projects or improvements.
26 However, during the 2019-2021 fiscal biennium, the legislature may
27 direct the state treasurer to make transfers of moneys in the freight
28 mobility multimodal account to the multimodal transportation account.

29 **Sec. 703.** RCW 82.32.385 and 2015 3rd sp.s. c 44 s 420 are each
30 amended to read as follows:

31 (1) Beginning September 2019 and ending (~~June 2021~~) December
32 2019, by the last day of September(~~(7)~~) and December(~~(7, March, and~~
33 ~~June of each year)~~), the state treasurer must transfer from the
34 general fund to the connecting Washington account created in RCW
35 46.68.395 thirteen million six hundred eighty thousand dollars.

36 (2) Beginning March 2020 and ending June 2021, by the last day of
37 September, December, March, and June of each year, the state
38 treasurer must transfer from the general fund to the multimodal

1 transportation account created in RCW 47.66.070 thirteen million six
2 hundred eighty thousand dollars.

3 (3) Beginning September 2021 and ending June 2023, by the last
4 day of September, December, March, and June of each year, the state
5 treasurer must transfer from the general fund to the connecting
6 Washington account created in RCW 46.68.395 thirteen million eight
7 hundred five thousand dollars.

8 ~~((3))~~ (4) Beginning September 2023 and ending June 2025, by the
9 last day of September, December, March, and June of each year, the
10 state treasurer must transfer from the general fund to the connecting
11 Washington account created in RCW 46.68.395 thirteen million nine
12 hundred eighty-seven thousand dollars.

13 ~~((4))~~ (5) Beginning September 2025 and ending June 2027, by the
14 last day of September, December, March, and June of each year, the
15 state treasurer must transfer from the general fund to the connecting
16 Washington account created in RCW 46.68.395 eleven million six
17 hundred fifty-eight thousand dollars.

18 ~~((5))~~ (6) Beginning September 2027 and ending June 2029, by the
19 last day of September, December, March, and June of each year, the
20 state treasurer must transfer from the general fund to the connecting
21 Washington account created in RCW 46.68.395 seven million five
22 hundred sixty-four thousand dollars.

23 ~~((6))~~ (7) Beginning September 2029 and ending June 2031, by the
24 last day of September, December, March, and June of each year, the
25 state treasurer must transfer from the general fund to the connecting
26 Washington account created in RCW 46.68.395 four million fifty-six
27 thousand dollars.

28 **Sec. 704.** RCW 47.66.110 and 2015 3rd sp.s. c 11 s 4 are each
29 amended to read as follows:

30 (1) The transit coordination grant program is created in the
31 department. The purpose of the transit coordination grant program is
32 to encourage joint planning and coordination on the part of central
33 Puget Sound transit systems in order to improve the user experience,
34 increase ridership, and make the most effective use of tax dollars.
35 The department shall oversee, manage, score, select, and evaluate
36 transit coordination grant program project applications, and shall
37 select transit coordination grant recipients annually. A transit
38 agency located in a county or counties with a population of seven

1 hundred thousand or more that border Puget Sound is eligible to apply
2 to the department for transit coordination grants.

3 (2) Projects eligible for transit coordination grants include,
4 but are not limited to, projects that:

- 5 (a) Integrate marketing efforts;
- 6 (b) Align fare structures;
- 7 (c) Integrate service planning;
- 8 (d) Coordinate long-range planning, including capital projects
9 planning and implementation;
- 10 (e) Integrate other administrative functions and internal
11 business processes as appropriate; and
- 12 (f) Integrate certain customer-focused tools and initiatives.

13 (3) Transit coordination grants must, at a minimum, be proposed
14 jointly by two or more eligible transit agencies and must include a
15 description of the:

- 16 (a) Issue or problem to be addressed;
- 17 (b) Specific solution and measurable outcomes;
- 18 (c) Benefits such as cost savings, travel time improvements,
19 improved coordination, and improved customer experience; and
- 20 (d) Performance measurements and an evaluation plan that includes
21 the identification of milestones towards successful completion of the
22 project.

23 (4) Transit coordination grant applications must include
24 measurable outcomes for the project including, but not limited to,
25 the following:

26 (a) Impacts on service, such as increased service, improved
27 service delivery, and improved transfers and coordination across
28 transit service;

29 (b) Impacts on customer service, such as: Improved reliability;
30 improved outreach and coordination with customers, employers, and
31 communities; improvements in customer service functions, such as
32 customer response time and web-based and other communications; and

33 (c) Impacts on administration, such as improved marketing and
34 outreach efforts, integrated customer-focused tools, and improved
35 cross-agency communications.

36 (5) Transit coordination grant applications must also include:

37 (a) Project budget and cost details; and

38 (b) A commitment and description of local matching funding of at
39 least ten percent of the project cost.

1 (6) Upon completion of the project, transit coordination grant
2 recipients must provide a report to the department that includes an
3 overview of the project, how the grant funds were spent, and the
4 extent to which the identified project outcomes were met. In
5 addition, such reports must include a description of best practices
6 that could be transferred to other transit agencies faced with
7 similar issues to those addressed by the transit coordination grant
8 recipient. The department must report annually to the transportation
9 committees of the legislature on the transit coordination grants that
10 were awarded, and the report must include data to determine if
11 completed transit coordination grant projects produced the
12 anticipated outcomes included in the grant applications.

13 (7) This section expires (~~July 1, 2020~~) June 30, 2021.

14 **Sec. 705.** RCW 46.68.290 and 2019 c 416 s 707 are each amended to
15 read as follows:

16 (1) The transportation partnership account is hereby created in
17 the state treasury. All distributions to the account from RCW
18 46.68.090 must be deposited into the account. Money in the account
19 may be spent only after appropriation. Expenditures from the account
20 must be used only for projects or improvements identified as 2005
21 transportation partnership projects or improvements in the omnibus
22 transportation appropriations act, including any principal and
23 interest on bonds authorized for the projects or improvements.

24 (2) The legislature finds that:

25 (a) Citizens demand and deserve accountability of transportation-
26 related programs and expenditures. Transportation-related programs
27 must continuously improve in quality, efficiency, and effectiveness
28 in order to increase public trust;

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

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

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

37 (a) "Performance audit" means an objective and systematic
38 assessment of a state agency or agencies or any of their programs,
39 functions, or activities by the state auditor or designee in order to

1 help improve agency efficiency, effectiveness, and accountability.
2 Performance audits include economy and efficiency audits and program
3 audits.

4 (b) "Transportation-related agency" means any state agency,
5 board, or commission that receives funding primarily for
6 transportation-related purposes. At a minimum, the department of
7 transportation, the transportation improvement board or its successor
8 entity, the county road administration board or its successor entity,
9 and the traffic safety commission are considered transportation-
10 related agencies. The Washington state patrol and the department of
11 licensing shall not be considered transportation-related agencies
12 under chapter 314, Laws of 2005.

13 (4) Within the authorities and duties under chapter 43.09 RCW,
14 the state auditor shall establish criteria and protocols for
15 performance audits. Transportation-related agencies shall be audited
16 using criteria that include generally accepted government auditing
17 standards as well as legislative mandates and performance objectives
18 established by state agencies. Mandates include, but are not limited
19 to, agency strategies, timelines, program objectives, and mission and
20 goals as required in RCW 43.88.090.

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

25 (6) The audits may include:

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

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

31 (c) Analysis of gaps and overlaps in programs and services and
32 recommendations for improving, dropping, blending, or separating
33 functions to correct gaps or overlaps;

34 (d) Analysis and recommendations for pooling information
35 technology systems used within the transportation-related agency, and
36 evaluation of information processing and telecommunications policy,
37 organization, and management;

38 (e) Analysis of the roles and functions of the transportation-
39 related agency, its programs, and its services and their compliance
40 with statutory authority and recommendations for eliminating or

1 changing those roles and functions and ensuring compliance with
2 statutory authority;

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

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

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

12 (i) Identification and recognition of best practices;

13 (j) Evaluation of planning, budgeting, and program evaluation
14 policies and practices;

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

16 (l) Evaluation of purchasing operations and management policies
17 and practices;

18 (m) Evaluation of organizational structure and staffing levels,
19 particularly in terms of the ratio of managers and supervisors to
20 nonmanagement personnel; and

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

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

34 (8) The state auditor shall provide final performance audit
35 reports to the citizens of Washington, the governor, the joint
36 legislative audit and review committee, the appropriate legislative
37 committees, and other appropriate officials. Final performance audit
38 reports shall be posted on the internet.

39 (9) The audited transportation-related agency is responsible for
40 follow-up and corrective action on all performance audit findings and

1 recommendations. The audited agency's plan for addressing each audit
2 finding and recommendation shall be included in the final audit
3 report. The plan shall provide the name of the contact person
4 responsible for each action, the action planned, and the anticipated
5 completion date. If the audited agency does not agree with the audit
6 findings and recommendations or believes action is not required, then
7 the action plan shall include an explanation and specific reasons.

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

16 The auditor may request status reports on specific audits or
17 findings.

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

22 (11) During the 2015-2017 fiscal biennium, the legislature may
23 transfer from the transportation partnership account to the
24 connecting Washington account such amounts as reflect the excess fund
25 balance of the transportation partnership account.

26 (12) During the 2017-2019 and the 2019-2021 fiscal biennia, the
27 legislature may direct the state treasurer to make transfers of
28 moneys in the transportation partnership account to the connecting
29 Washington account (~~and~~), the motor vehicle fund, and the capital
30 vessel replacement account.

31 **Sec. 706.** RCW 82.44.135 and 2006 c 318 s 9 are each amended to
32 read as follows:

33 (1) Before a local government subject to this chapter may impose
34 a motor vehicle excise tax, the local government must contract with
35 the department for the collection of the tax. The department may
36 charge a reasonable amount, not to exceed one percent of tax
37 collections, or two and one-half percent during the 2019-2021
38 biennium, for the administration and collection of the tax.

HOUSE ADOPTED 03/11/2020; SENATE ADOPTED 03/11/2020

1 On page 1, line 1 of the title, after "appropriations;" strike
2 the remainder of the title and insert "amending RCW 46.68.310,
3 82.32.385, 47.66.110, 46.68.290, 82.44.135, and 46.68.395; amending
4 2019 c 416 ss 103, 105, 108-110, 201-223, 301, 303-311, 313, 401-408,
5 601, 606, and 701 (uncodified); adding new sections to 2019 c 416
6 (uncodified); making appropriations and authorizing expenditures for
7 capital improvements; and declaring an emergency."

(End of Bill)

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