

CERTIFICATION OF ENROLLMENT
ENGROSSED SUBSTITUTE HOUSE BILL 1160

66th Legislature
2019 Regular Session

Passed by the House April 28, 2019
Yeas 96 Nays 2

Speaker of the House of Representatives

Passed by the Senate April 28, 2019
Yeas 49 Nays 0

President of the Senate

Approved

Governor of the State of Washington

CERTIFICATE

I, Bernard Dean, Chief Clerk of the House of Representatives of the State of Washington, do hereby certify that the attached is **ENGROSSED SUBSTITUTE HOUSE BILL 1160** as passed by the House of Representatives and the Senate on the dates hereon set forth.

Chief Clerk

FILED

**Secretary of State
State of Washington**

ENGROSSED SUBSTITUTE HOUSE BILL 1160

AS AMENDED BY THE SENATE

Passed Legislature - 2019 Regular Session

State of Washington

66th Legislature

2019 Regular Session

By House Transportation (originally sponsored by Representatives Fey, Wylie, Slatter, and Valdez; by request of Office of Financial Management)

READ FIRST TIME 03/28/19.

1 AN ACT Relating to transportation funding and appropriations;
2 amending RCW 43.19.642, 46.20.745, 46.68.060, 46.68.280, 46.68.290,
3 46.68.325, 47.56.403, 47.56.876, 41.45.0631, 46.68.063, 46.68.370,
4 46.68.300, 47.12.340, and 47.60.322; amending 2018 c 297 ss 201, 202,
5 204, 207-223, 301, 303-311, 401, 403-406, and 701 (uncodified);
6 adding a new section to 2018 c 297 (uncodified); creating new
7 sections; repealing 2018 c 297 s 701; making appropriations and
8 authorizing expenditures for capital improvements; providing an
9 effective date; providing a contingent effective date; providing an
10 expiration date; and declaring an emergency.

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

12 **2019-2021 FISCAL BIENNIUM**

13 NEW SECTION. **Sec. 1.** (1) The transportation budget of the state
14 is hereby adopted and, subject to the provisions set forth, the
15 several amounts specified, or as much thereof as may be necessary to
16 accomplish the purposes designated, are hereby appropriated from the
17 several accounts and funds named to the designated state agencies and
18 offices for employee compensation and other expenses, for capital
19 projects, and for other specified purposes, including the payment of

1 any final judgments arising out of such activities, for the period
2 ending June 30, 2021.

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

5 (a) "Fiscal year 2020" or "FY 2020" means the fiscal year ending
6 June 30, 2020.

7 (b) "Fiscal year 2021" or "FY 2021" means the fiscal year ending
8 June 30, 2021.

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

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

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

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

21 (g) "LEAP" means the legislative evaluation and accountability
22 program committee.

23 **GENERAL GOVERNMENT AGENCIES—OPERATING**

24 NEW SECTION. **Sec. 101. FOR THE DEPARTMENT OF ARCHAEOLOGY AND**
25 **HISTORIC PRESERVATION**

26 Motor Vehicle Account—State Appropriation \$545,000

27 NEW SECTION. **Sec. 102. FOR THE UTILITIES AND TRANSPORTATION**
28 **COMMISSION**

29 Grade Crossing Protective Account—State Appropriation . . . \$504,000

30 Pilotage Account—State Appropriation. \$150,000

31 TOTAL APPROPRIATION. \$654,000

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

33 Motor Vehicle Account—State Appropriation \$1,403,000

34 Multimodal Transportation Account—State Appropriation. . . \$300,000

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

1 TOTAL APPROPRIATION. \$1,819,000

2 The appropriations in this section are subject to the following
3 conditions and limitations: \$300,000 of the multimodal transportation
4 account—state appropriation is provided solely for the office of
5 financial management, in direct coordination with the office of state
6 treasurer, to evaluate, coordinate, and assist in efforts by state
7 agencies in developing cost recovery mechanisms for credit card and
8 other financial transaction fees currently paid from state funds.
9 This may include disbursing interagency reimbursements for the
10 implementation costs incurred by the affected agencies. As part of
11 the first phase of this effort, the office of financial management,
12 with the assistance of relevant agencies, must develop implementation
13 plans and take all necessary steps to ensure that the actual cost-
14 recovery mechanisms will be in place by January 1, 2020, for the
15 vehicles and drivers programs of the department of licensing. By
16 November 1, 2019, the office of financial management must provide a
17 report to the joint transportation committee on the phase 1
18 implementation plan and options to expand similar cost recovery
19 mechanisms to other state agencies and programs, including the
20 ferries division.

21 NEW SECTION. **Sec. 104. FOR THE STATE PARKS AND RECREATION**
22 **COMMISSION**

23 Motor Vehicle Account—State Appropriation \$1,186,000

24 The appropriation in this section is subject to the following
25 conditions and limitations: The entire appropriation in this section
26 is provided solely for road maintenance purposes.

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

28 Motor Vehicle Account—State Appropriation \$1,357,000

29 NEW SECTION. **Sec. 106. FOR THE LEGISLATIVE EVALUATION AND**
30 **ACCOUNTABILITY PROGRAM COMMITTEE**

31 Motor Vehicle Account—State Appropriation \$652,000

32 NEW SECTION. **Sec. 107. FOR THE JOINT LEGISLATIVE AUDIT AND**
33 **REVIEW COMMITTEE**

34 State Patrol Highway Account—State Appropriation. \$90,000

1 The appropriation in this section is subject to the following
2 conditions and limitations: \$90,000 of the state patrol highway
3 account—state appropriation is provided solely for an update to the
4 1999 study of the Washington state patrol's vehicle replacement life
5 cycle cost model.

6 NEW SECTION. **Sec. 108. FOR THE BOARD OF PILOTAGE COMMISSIONERS**

7 Pilotage Account—State Appropriation \$5,228,000

8 The appropriation in this section is subject to the following
9 conditions and limitations:

10 (1) \$3,125,000 of the pilotage account—state appropriation is
11 provided solely for self-insurance liability premium expenditures;
12 however, this appropriation is contingent upon the board:

13 (a) Annually depositing the first one hundred fifty thousand
14 dollars collected through Puget Sound pilotage district pilotage
15 tariffs into the pilotage account; and

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

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

27 NEW SECTION. **Sec. 109. FOR THE HOUSE OF REPRESENTATIVES**

28 Motor Vehicle Account—State Appropriation \$2,861,000

29 NEW SECTION. **Sec. 110. FOR THE SENATE**

30 Motor Vehicle Account—State Appropriation \$2,998,000

31 NEW SECTION. **Sec. 111. FOR THE DEPARTMENT OF FISH AND WILDLIFE**

32 Motor Vehicle Account—State Appropriation. \$350,000

33 The appropriation in this section is subject to the following
34 conditions and limitations: \$350,000 of the motor vehicle account—

1 state appropriation is provided solely for the department, from
2 amounts set aside out of statewide fuel taxes distributed to cities
3 according to RCW 46.68.110(2), to contract with the association of
4 Washington cities to inventory and assess fish passage barriers
5 associated with city roads located in the *U.S. v. Washington* case
6 area, water resource inventory area numbers one through twenty-three.
7 The study is a continuation of previous inventories, and priority
8 must be given to the assessment of sites that have not yet been
9 inventoried. The initial goal of the study is to finalize the
10 inventory of all city-owned fish passage barriers within the case
11 area. After the initial goal has been met, within any remaining funds
12 and after consultation with the Washington association of cities, the
13 department shall perform downstream access checks on city inventory
14 sites and to reassess existing city inventories that have not been
15 assessed since June 2012. The inventories and assessments must be
16 conducted using the methods described in the department's fish
17 passage, inventory, assessment, and prioritization manual. A report
18 of the study must be provided to the office of financial management
19 and the transportation committees of the legislature by July 1, 2020.

20 NEW SECTION. **Sec. 112. FOR THE DEPARTMENT OF ECOLOGY**

21 (1) (a) When distributing funds for litter control the department
22 shall give priority to litter control along state highways.

23 (b) The department shall contract with the department of
24 transportation to schedule litter prevention messaging and
25 coordination of litter emphasis patrols with the Washington state
26 patrol. The department of transportation may coordinate with the
27 department to conduct litter pickup during scheduled maintenance
28 closures as situations allow.

29 **TRANSPORTATION AGENCIES—OPERATING**

30 NEW SECTION. **Sec. 201. FOR THE WASHINGTON TRAFFIC SAFETY**
31 **COMMISSION**

32	Highway Safety Account—State Appropriation	\$4,588,000
33	Highway Safety Account—Federal Appropriation	\$27,035,000
34	Highway Safety Account—Private/Local Appropriation	\$118,000
35	School Zone Safety Account—State Appropriation	\$850,000
36	TOTAL APPROPRIATION.	\$32,591,000

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

3 (1) \$150,000 of the highway safety account—state appropriation is
4 provided solely for the implementation of chapter . . . (Substitute
5 Senate Bill No. 5710), Laws of 2019 (Cooper Jones Active
6 Transportation Safety Council). If chapter . . . (Substitute Senate
7 Bill No. 5710), Laws of 2019 is not enacted by June 30, 2019, the
8 amount provided in this subsection lapses.

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

13 (a) Any programs authorized by the commission must be authorized
14 by December 31, 2019.

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

20 (c) Any city administering a pilot program overseen by the
21 traffic safety commission shall use the following guidelines to
22 administer the program:

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

27 (ii) The law enforcement agency of the city or county government
28 shall plainly mark the locations where the automated vehicle noise
29 enforcement camera is used by placing signs on street locations that
30 clearly indicate to a driver that he or she is entering a zone where
31 traffic laws violations are being detected by automated vehicle noise
32 enforcement cameras that record both audio and video;

33 (iii) Cities testing the use of automated vehicle noise
34 enforcement cameras must provide periodic notice by mail to its
35 residents indicating the zones in which the automated vehicle noise
36 enforcement cameras will be used;

37 (iv) A city may only issue a warning notice with no penalty for a
38 violation detected by automated vehicle noise enforcement cameras in
39 a Stay Out of Areas of Racing zone. Warning notices must be mailed to

1 the registered owner of a vehicle within fourteen days of the
2 detected violation;

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

6 (vi) Notwithstanding any other provision of law, all photographs,
7 videos, microphotographs, audio recordings, or electronic images
8 prepared under this section are for the exclusive use of law
9 enforcement in the discharge of duties under this section and are not
10 open to the public and may not be used in a court in a pending action
11 or proceeding. No photograph, microphotograph, audio recording, or
12 electronic image may be used for any purpose other than the issuance
13 of warnings for violations under this section or retained longer than
14 necessary to issue a warning notice as required under this subsection
15 (2); and

16 (vii) By June 30, 2021, the participating cities shall provide a
17 report to the commission and appropriate committees of the
18 legislature regarding the use, public acceptance, outcomes, warnings
19 issued, data retention and use, and other relevant issues regarding
20 automated vehicle noise enforcement cameras demonstrated by the pilot
21 projects.

22 NEW SECTION. **Sec. 202. FOR THE COUNTY ROAD ADMINISTRATION BOARD**

23 Rural Arterial Trust Account—State Appropriation	\$1,137,000
24 Motor Vehicle Account—State Appropriation	\$2,803,000
25 County Arterial Preservation Account—State	
26 Appropriation	\$1,677,000
27 TOTAL APPROPRIATION.	\$5,617,000

28 NEW SECTION. **Sec. 203. FOR THE TRANSPORTATION IMPROVEMENT BOARD**

29 Transportation Improvement Account—State	
30 Appropriation	\$4,526,000

31 NEW SECTION. **Sec. 204. FOR THE JOINT TRANSPORTATION COMMITTEE**

32 Motor Vehicle Account—State Appropriation	\$1,938,000
33 Multimodal Transportation Account—State Appropriation.	\$750,000
34 Highway Safety Account—State Appropriation.	\$275,000
35 TOTAL APPROPRIATION.	\$2,963,000

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

3 (1) \$400,000 of the motor vehicle account—state appropriation and
4 \$50,000 of the multimodal transportation account—state appropriation
5 is for the joint transportation committee to conduct a comprehensive
6 assessment of statewide transportation needs and priorities, and
7 existing and potential transportation funding mechanisms to address
8 those needs and priorities. The assessment must include: (a)
9 Recommendations on the critical state and local transportation
10 projects, programs, and services needed to achieve an efficient,
11 effective, statewide transportation system over the next ten years;
12 (b) a comprehensive menu of funding options for the legislature to
13 consider to address the identified transportation system investments;
14 and (c) an analysis of the economic impacts of a range of future
15 transportation investments. The assessment must be submitted to the
16 transportation committees of the legislature by June 30, 2020.
17 Starting July 1, 2020, and concluding by December 31, 2020, a
18 committee-appointed commission or panel shall review the assessment
19 and make final recommendations to the legislature for consideration
20 during the 2021 legislative session on a realistic, achievable plan
21 for funding transportation programs, projects, and services over the
22 next ten years including a timeline for legislative action on funding
23 the identified transportation system needs shortfall.

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

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

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

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

37 (C) Population greater than fifty thousand and up to and
38 including one hundred thousand;

39 (D) Population greater than one hundred thousand;

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

5 (A) The average vehicle cost differential among the commercially
6 available fuel options;

7 (B) A cost benefit analysis of the conversion of different
8 vehicle classes; and

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

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

16 (A) Vehicle acquisition costs, charging and refueling
17 infrastructure costs, and other associated costs;

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

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

22 (iv) Identification and analysis of financing mechanisms that
23 could be used to finance the transition of publicly owned vehicles to
24 battery and fuel cell electric vehicles. These mechanisms include,
25 but are not limited to: Energy or carbon savings performance
26 contracting, utility grants and rebates, revolving loan funds, state
27 grant programs, private third-party financing, fleet management
28 services, leasing, vehicle use optimization, and vehicle to grid
29 technology; and

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

33 (b) In developing and implementing the study, the joint
34 transportation committee must solicit input from representatives of
35 the department of enterprise services, the department of
36 transportation, the department of licensing, the department of
37 commerce, the Washington state association of counties, the
38 association of Washington cities, the Washington state transit
39 association, transit agencies, and others as deemed appropriate.

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

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

8 (i) Projections of potential ridership;

9 (ii) Review of relevant planning studies;

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

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

15 (v) Assessment of current infrastructure conditions, including
16 station stop locations;

17 (vi) Identification of equipment needs; and

18 (vii) Identification of operator options.

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

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

24 (i) The relevant statutes, rules, and/or regulations authorizing
25 vehicle subagents and any changes made to the relevant statutes,
26 rules, and/or regulations;

27 (ii) The current process of selecting and authorizing a vehicle
28 subagent, including the change of ownership process and the
29 identification of any barriers to entry into the vehicle subagent
30 market;

31 (iii) The annual business expenditures borne by each of the
32 vehicle subagent businesses since fiscal year 2010 and identification
33 of any materials, including office equipment and supplies, provided
34 by the department of licensing to each vehicle subagent since fiscal
35 year 2010. To accomplish this task, each vehicle subagent must
36 provide expenditure data to the joint transportation committee for
37 the purposes of this study;

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

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

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

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

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

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

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

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

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

21 NEW SECTION. **Sec. 205. FOR THE TRANSPORTATION COMMISSION**

22	Motor Vehicle Account—State Appropriation	\$2,893,000
23	Multimodal Transportation Account—State Appropriation	\$112,000
24	Interstate 405 Express Toll Lanes Operations	
25	Account—State Appropriation.	\$250,000
26	TOTAL APPROPRIATION.	\$3,255,000

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

29 (1)(a) The commission shall reconvene the road usage charge
30 steering committee, with the same membership described in chapter
31 297, Laws of 2018, and shall report at least once every three months
32 to the steering committee with updates on report development for the
33 completed road usage charge pilot project until the final report is
34 submitted. The final report on the road usage charge pilot project is
35 due to the transportation committees of the legislature by January 1,
36 2020, and should include recommendations for necessary next steps to
37 consider impacts to communities of color, low-income households,
38 vulnerable populations, and displaced communities. Any legislative

1 vacancies on the steering committee must be appointed by the speaker
2 of the house of representatives for a house of representatives member
3 vacancy, and by the president of the senate for a senate member
4 vacancy.

5 (b) The commission shall coordinate with the department of
6 transportation to jointly seek federal funds available through the
7 federal surface transportation system funding alternatives grant
8 program, applying toll credits for meeting match requirements. One or
9 more grant applications may be developed that, at a minimum, propose
10 to:

11 (i) (A) Update the recommended road usage charge operational
12 concepts and business case presented to the road usage charge
13 steering committee to reflect a range of scenarios regarding fleet
14 electrification and use of shared vehicles. The operational concepts
15 must include technological or system features necessary to ensure
16 collection of the road usage charge from electric vehicles and fleets
17 of shared and/or autonomous vehicles, if applicable. The business
18 case must assess a range of gross revenue impacts to a road usage
19 charge and fuel taxes resulting from changes to total vehicle miles
20 traveled under scenarios with varying degrees of shared, autonomous,
21 and/or electric vehicle adoption rates;

22 (B) Develop a detailed plan for phasing in the implementation of
23 road usage charges for vehicles operated in Washington, incorporating
24 any updates to road usage charge policy recommendations made in (a)
25 and (b) (i) (A) of this subsection and including consideration of
26 methods for reducing the cost of collections for a road usage charge
27 system in Washington state; and

28 (C) Examine the allocation of current gas tax revenues and
29 possible frameworks for the allocation of road usage charge revenues
30 that could be used to evaluate policy choices once road usage charge
31 revenues comprise a significant share of state revenues for
32 transportation purposes.

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

37 (2) (a) \$250,000 of the Interstate 405 express toll lanes
38 operations account—state appropriation is provided solely for the
39 transportation commission to conduct a study, applicable to the
40 Interstate 405 express toll lanes, of discounted tolls and other

1 similar programs for low-income drivers that are provided by other
2 states, countries, or other entities and how such a program could be
3 implemented in the state of Washington. The transportation commission
4 may contract with a consultant to conduct all or a portion of this
5 study.

6 (b) In conducting this study, the transportation commission shall
7 consult with both the department of transportation and the department
8 of social and health services.

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

12 (i) The benefits, requirements, and any potential detriments to
13 the users of a program;

14 (ii) The most cost-effective way to implement a program given
15 existing financial commitments, shared cost requirements across
16 facilities, and technical requirements to execute and maintain a
17 program;

18 (iii) The implications of a program for tolling policies,
19 revenues, costs, operations, and enforcement; and

20 (iv) Any implications to tolled facilities based on the type of
21 tolling implemented on a particular facility.

22 (d) The transportation commission shall provide a report
23 detailing the findings of this study and recommendations for
24 implementing a discounted toll or other appropriate program in the
25 state of Washington to the transportation committees of the
26 legislature by June 30, 2021.

27 NEW SECTION. **Sec. 206. FOR THE FREIGHT MOBILITY STRATEGIC**
28 **INVESTMENT BOARD**

29 Freight Mobility Investment Account—State
30 Appropriation \$813,000

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

32 State Patrol Highway Account—State Appropriation \$508,503,000
33 State Patrol Highway Account—Federal Appropriation . . . \$16,069,000
34 State Patrol Highway Account—Private/Local
35 Appropriation \$4,257,000
36 Highway Safety Account—State Appropriation \$1,188,000
37 Ignition Interlock Device Revolving Account—State

1	Appropriation	\$7,010,000
2	Multimodal Transportation Account—State Appropriation . . .	\$286,000
3	TOTAL APPROPRIATION.	\$537,313,000

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

6 (1) Washington state patrol officers engaged in off-duty
7 uniformed employment providing traffic control services to the
8 department of transportation or other state agencies may use state
9 patrol vehicles for the purpose of that employment, subject to
10 guidelines adopted by the chief of the Washington state patrol. The
11 Washington state patrol must be reimbursed for the use of the vehicle
12 at the prevailing state employee rate for mileage and hours of usage,
13 subject to guidelines developed by the chief of the Washington state
14 patrol.

15 (2) \$510,000 of the ignition interlock device revolving account—
16 state appropriation is provided solely for the ignition interlock
17 program at the Washington state patrol to provide funding for two
18 staff to work and provide support for the program in working with
19 manufacturers, service centers, technicians, and participants in the
20 program.

21 (3) \$1,424,000 of the state patrol highway account—state
22 appropriation is provided solely to enter into an agreement for
23 upgraded land mobile software, hardware, and equipment.

24 (4) \$2,582,000 of the state patrol highway account—state
25 appropriation is provided solely for the replacement of radios and
26 other related equipment.

27 (5) \$343,000 of the state patrol highway account—state
28 appropriation is provided solely for aerial criminal investigation
29 tools, including software licensing and maintenance, and annual
30 certification.

31 (6) \$514,000 of the state patrol highway account—state
32 appropriation is provided solely for additional staff to address the
33 increase in the number of toxicology cases from impaired driving and
34 death investigations.

35 (7) \$580,000 of the state patrol highway account—state
36 appropriation is provided solely for the operation of and
37 administrative support to the license investigation unit to enforce
38 vehicle registration laws in southwestern Washington. The Washington
39 state patrol, in consultation with the department of revenue, shall

1 maintain a running estimate of the additional vehicle registration
2 fees, sales and use taxes, and local vehicle fees remitted to the
3 state pursuant to activity conducted by the license investigation
4 unit. Beginning October 1, 2019, and quarterly thereafter, the
5 Washington state patrol shall submit a report detailing the
6 additional revenue amounts generated since July 1, 2017, to the
7 director of the office of financial management and the transportation
8 committees of the legislature. At the end of the calendar quarter in
9 which it is estimated that more than \$625,000 in state sales and use
10 taxes have been remitted to the state since July 1, 2017, the
11 Washington state patrol shall notify the state treasurer and the
12 state treasurer shall transfer funds pursuant to section 406 of this
13 act.

14 (8) \$18,000 of the state patrol highway account—state
15 appropriation is provided solely for the license investigation unit
16 to procure an additional license plate reader and related costs.

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

25 (10) \$4,210,000 of the state patrol highway account—state
26 appropriation is provided solely for a third arming and a third
27 trooper basic training class. The cadet class is expected to graduate
28 in June 2021.

29 (11) \$65,000 of the state patrol highway account—state
30 appropriation is provided solely for the implementation of
31 chapter . . . (Engrossed Second Substitute Senate Bill No. 5497),
32 Laws of 2019 (immigrants in the workplace). If chapter . . .
33 (Engrossed Second Substitute Senate Bill No. 5497), Laws of 2019 is
34 not enacted by June 30, 2019, the amount provided in this subsection
35 lapses.

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

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

- 1 (ii) The number of transportation funded staff vacancies by major
 2 category;
- 3 (iii) The number of applicants for each of the positions by these
 4 categories;
- 5 (iv) The composition of workforce; and
- 6 (v) Other relevant outcome measures with comparative information
 7 with recent comparable months in prior years.
- 8 (b) By January 1, 2020, the Washington state patrol must submit
 9 to the transportation committees of the legislature and the governor
 10 a workforce diversity plan. The plan must identify ongoing, and both
 11 short-term and long-term, specific comprehensive outreach and
 12 recruitment strategies to increase populations underrepresented
 13 within both commissioned and noncommissioned employee groups.

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

15	Marine Fuel Tax Refund Account—State Appropriation	\$34,000
16	Motorcycle Safety Education Account—State	
17	Appropriation	\$5,044,000
18	State Wildlife Account—State Appropriation	\$536,000
19	Highway Safety Account—State Appropriation	\$243,189,000
20	Highway Safety Account—Federal Appropriation	\$1,294,000
21	Motor Vehicle Account—State Appropriation	\$77,219,000
22	Motor Vehicle Account—Private/Local Appropriation	\$2,858,000
23	Ignition Interlock Device Revolving Account—State	
24	Appropriation	\$6,143,000
25	Department of Licensing Services Account—State	
26	Appropriation	\$8,012,000
27	License Plate Technology Account—State	
28	Appropriation	\$4,250,000
29	Abandoned Recreational Vehicle Account—State	
30	Appropriation.	\$2,925,000
31	Limousine Carriers Account—State Appropriation.	\$113,000
32	DOL Technology Improvement & Data Management	
33	Account—State Appropriation.	\$2,250,000
34	Agency Financial Transaction Account—State	
35	Appropriation.	\$11,903,000
36	TOTAL APPROPRIATION.	\$365,770,000

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

1 (1) \$139,000 of the motorcycle safety education account—state
2 appropriation is provided solely for the implementation of
3 chapter . . . (Substitute House Bill No. 1116), Laws of 2019
4 (motorcycle safety). If chapter . . . (Substitute House Bill No.
5 1116), Laws of 2019 is not enacted by June 30, 2019, the amount
6 provided in this subsection lapses.

7 (2) \$404,000 of the highway safety account—state appropriation is
8 provided solely for a new driver testing system at the department.
9 Pursuant to RCW 43.135.055 and 46.82.310, the department is
10 authorized to increase driver training school license application and
11 renewal fees in fiscal years 2020 and 2021, as necessary to fully
12 support the cost of activities related to administration of the
13 driver training school program, including the cost of the new driver
14 testing system described in this subsection.

15 (3) \$25,000 of the motorcycle safety education account—state
16 appropriation, \$4,000 of the state wildlife account—state
17 appropriation, \$1,708,000 of the highway safety account—state
18 appropriation, \$576,000 of the motor vehicle account—state
19 appropriation, \$22,000 of the ignition interlock device revolving
20 account—state appropriation, and \$28,000 of the department of
21 licensing services account—state appropriation are provided solely
22 for the department to fund the appropriate staff, other than data
23 stewards, and necessary equipment and software for data management,
24 data analytics, and data compliance activities. The department must,
25 in consultation with the office of the chief information officer,
26 construct a framework with goals for providing better data
27 stewardship and a plan to achieve those goals. The department must
28 provide the framework and plan to the transportation committees of
29 the legislature by December 31, 2019. Appropriations provided for the
30 data stewardship and privacy project described in this subsection are
31 subject to the conditions, limitations, and review provided in
32 section 701 of this act.

33 (4) Appropriations provided for the cloud continuity of
34 operations project in this section are subject to the conditions,
35 limitations, and review provided in section 701 of this act.

36 (5) The department shall continue to encourage the use of online
37 vehicle registration renewal reminders and minimize the number of
38 letters mailed by the department. Beginning January 1, 2020, and
39 semiannually thereafter, the department must report on the percentage

1 of different types of transactions performed online by region and the
2 estimated printing and postage costs saved from a fiscal year 2017
3 baseline from these efforts.

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

20 (7) Within amounts provided in this section, the department shall
21 take immediate steps to ensure that all statutorily allowed
22 transactions that can be performed by subagents are logistically
23 allowed and supported, including potentially allowing vessel reports
24 of sale to be processed in subagent offices. By December 1, 2019, the
25 department of licensing shall report to director of the office of
26 financial management and the transportation committees of the
27 legislature on the actions taken pursuant to this subsection.

28 (8) \$507,000 of the motor vehicle account—state appropriation is
29 provided solely for the implementation of chapter . . . (Substitute
30 Senate Bill No. 5419), Laws of 2019 (vehicle service fees) or
31 chapter . . . (Engrossed House Bill No. 1789), Laws of 2019 (vehicle
32 service fees). If neither chapter . . . (Substitute Senate Bill No.
33 5419), Laws of 2019 or chapter . . . (Engrossed House Bill No. 1789),
34 Laws of 2019 are enacted by June 30, 2019, the amount provided in
35 this subsection lapses.

36 (9) \$62,000 of the highway safety account—state appropriation is
37 provided solely for the implementation of chapter . . . (Substitute
38 Senate Bill No. 5694), Laws of 2019 (commercial beekeeper drivers).
39 If chapter . . . (Substitute Senate Bill No. 5694), Laws of 2019 is

1 not enacted by June 30, 2019, the amount provided in this subsection
2 lapses.

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

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

14 (12) \$14,000 of the motor vehicle account—state appropriation is
15 provided solely for the implementation of chapter . . . (Substitute
16 Senate Bill No. 5591), Laws of 2019 (stolen vehicle check fee). If
17 chapter . . . (Substitute Senate Bill No. 5591), Laws of 2019 is not
18 enacted by June 30, 2019, the amount provided in this subsection
19 lapses.

20 (13) \$65,000 of the highway safety account—state appropriation is
21 provided solely for the implementation of chapter . . . (Engrossed
22 Second Substitute Senate Bill No. 5497), Laws of 2019 (immigrants in
23 the workplace). If chapter . . . (Engrossed Second Substitute Senate
24 Bill No. 5497), Laws of 2019 is not enacted by June 30, 2019, the
25 amount provided in this subsection lapses.

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

38 (15) Within amounts provided in this section, the department,
39 shall convene a work group of relevant stakeholders, to make

1 recommendations on methods to assist former military members with
2 demonstrated comparable recent military experience transition into
3 civilian employment in commercial trucking and the construction
4 trades. The issues explored by the work group may include, but are
5 not limited to, expanding the allowed waivers under the federal motor
6 carrier safety administration regulations, the specific training
7 documents and military license information needed to demonstrate
8 comparable military experience, the options to ensure that the former
9 military drivers have the requisite knowledge and skills to safely
10 operate commercial motor vehicles, and options to expand the
11 transition and employment opportunities of former military drivers.
12 The work group shall submit a report with its findings and
13 recommendations to the transportation committees of the legislature
14 by December 1, 2019.

15 (16) Within amounts provided in this section, the department, in
16 consultation with the department of ecology and the Washington state
17 patrol, shall convene a work group that includes representation from
18 the vehicle recycling community, local law enforcement, environmental
19 interests, and other appropriate parties to review enforcement of and
20 compliance with the state's vehicle wrecking laws.

21 (a) The work group shall review the current problems relating to
22 illegal vehicle wrecking operations and efforts underway in other
23 west coast states to address the problems of illegal vehicle wrecking
24 operations, including tax evasion, environmental impacts, health
25 impacts, and facilitation of vehicle theft, and other related issues.

26 (b) The work group shall consider strategies for bringing illegal
27 vehicle wreckers into compliance through compliance assistance,
28 education and training, or other methods, including coordinated
29 enforcement and compliance activities, and recommendations for
30 statutory and administrative changes needed to better allow for
31 enforcement against illegal wrecking operations.

32 (c) By December 1, 2019, the department must submit a preliminary
33 progress report on the work group activities to the transportation
34 committees of the legislature. By August 1, 2020, the department must
35 submit a final report with potential legislation to the
36 transportation committees of the legislature.

37 (17)(a) To ensure the most accurate and cost-effective method of
38 determining whether an abandoned vehicle owner is an active duty
39 service member, the department shall convene a work group comprised
40 of registered tow truck operators from different regions of the

1 state, a representative of the military department, and
2 representatives from the military branches of service by invitation
3 as appropriate, to develop options for a financially viable and
4 sustainable plan for the verification of a registered vehicle owner's
5 active duty military status for both in state and out-of-state
6 registered vehicles. The work group must examine:

7 (i) How other states and their respective towing and recovery
8 industries have addressed the workload, liability, and costs of
9 verification of a registered vehicle owner's active duty military
10 status; and

11 (ii) Appropriate sources of funding to support the implementation
12 of the policy options developed by the work group.

13 (b) A final report and draft legislation are due to the standing
14 transportation committees of the legislature on June 1, 2020.

15 (18) \$1,281,000 of the department of licensing service account—
16 state appropriation is provided solely for savings from the
17 implementation of chapter . . . (Engrossed House Bill No. 1789), Laws
18 of 2019 (vehicle service fees). If chapter . . . (Engrossed House
19 Bill No. 1789), Laws of 2019 is enacted by June 30, 2019, the amount
20 provided in this subsection lapses.

21 (19) \$2,650,000 of the abandoned recreational vehicle disposal
22 account—state appropriation is provided solely for providing
23 reimbursements in accordance with the department's abandoned
24 recreational vehicle disposal reimbursement program. It is the intent
25 of the legislature that the department prioritize this funding for
26 allowable and approved reimbursements and not to build a reserve of
27 funds within the account.

28 (20) \$20,000 of the motor vehicle account—state appropriation is
29 provided solely for the implementation of chapter . . . (Substitute
30 House Bill No. 1197), Laws of 2019 (Gold Star license plate). If
31 chapter . . . (Substitute House Bill No. 1197), Laws of 2019 is not
32 enacted by June 30, 2019, the amount provided in this subsection
33 lapses.

34 (21) \$31,000 of the motor vehicle account—state appropriation is
35 provided solely for the implementation of chapter . . . (Substitute
36 House Bill No. 1436), Laws of 2019 (snow bikes). If chapter . . .
37 (Substitute House Bill No. 1436), Laws of 2019 is not enacted by June
38 30, 2019, the amount provided in this subsection lapses.

1 (22) \$24,000 of the motor vehicle account—state appropriation is
2 provided solely for the implementation of chapter . . . (House Bill
3 No. 2058), Laws of 2019 (Purple Heart license plate). If
4 chapter . . . (House Bill No. 2058), Laws of 2019 is not enacted by
5 June 30, 2019, the amount provided in this subsection lapses.

6 (23) \$24,000 of the motor vehicle account—state appropriation is
7 provided solely for the implementation of chapter . . . (Engrossed
8 House Bill No. 2067), Laws of 2019 (vehicle and vessel owner
9 information). If chapter . . . (Engrossed House Bill No. 2067), Laws
10 of 2019 is not enacted by June 30, 2019, the amount provided in this
11 subsection lapses.

12 (24) \$24,000 of the motor vehicle account—state appropriation is
13 provided solely for the implementation of chapter . . . (House Bill
14 No. 1255), Laws of 2019 (Patches Pal license plate). If chapter . . .
15 (House Bill No. 1255), Laws of 2019 is not enacted by June 30, 2019,
16 the amount provided in this subsection lapses.

17 (25) \$600,000 of the highway safety account—state appropriation
18 is provided solely for the department to provide an interagency
19 transfer to the department of social and health services, children's
20 administration division for the purpose of providing driver's license
21 support to a larger population of foster youth than is already served
22 within existing resources. Support services include reimbursement of
23 driver's license issuance costs, fees for driver training education,
24 and motor vehicle liability insurance costs.

25 (26) The department must place personal and company data elements
26 in separate data fields to allow the department to select discrete
27 data elements when providing information or data to persons or
28 entities outside the department. Pursuant to the restrictions in
29 federal and state law, a person's photo, social security number, or
30 medical information must not be made available through public
31 disclosure or data being provided under RCW 46.12.630 or 46.12.635.

32 (27) The budget includes amounts for the department to implement
33 employee training and other activities related to improving the
34 protection of private information and increasing racial and cultural
35 awareness by employees in administering licensing responsibilities.

36 (28) Within existing funds, the department shall conduct a study
37 to evaluate options for the implementation of prismatic
38 retroreflective technology on license plates. The department must
39 consult with the department of corrections, the department of

1 transportation, the Washington state patrol, and other appropriate
2 entities in conducting the study. The report must include information
3 on the potential improvements to license plate retroreflectivity and
4 legibility, implementation costs, effects of prismatic
5 retroreflective technology on license plate readers used by the
6 Washington state patrol for enforcement and by the department of
7 transportation in the photo toll collection process, and other
8 implementation issues. The department shall issue the report to the
9 transportation committees of the legislature by December 31, 2019.

10 (29) \$149,000 of the highway safety account—state appropriation
11 and \$218,000 of the ignition interlock device revolving account—state
12 appropriation are provided solely for the implementation of
13 chapter . . . (Engrossed Substitute House Bill No. 1504), Laws of
14 2019 (impaired driving). If chapter . . . (Engrossed Substitute House
15 Bill No. 1504), Laws of 2019 is not enacted by June 30, 2019, the
16 amount provided in this subsection lapses.

17 (30) \$91,000 of the highway safety account—state appropriation is
18 provided solely for the department's costs related to the one
19 Washington project.

20 (31) \$974,000 of the highway safety account—state appropriation
21 is provided solely for communication and outreach activities
22 necessary to inform the public of federally acceptable identification
23 options including, but not limited to, enhanced drivers' licenses and
24 enhanced identicards. The department shall continue the outreach plan
25 that includes informational material that can be effectively
26 communicated to all communities and populations in Washington. To
27 accomplish this work, the department shall contract with an external
28 vendor with demonstrated experience and expertise in outreach and
29 marketing to underrepresented communities in a culturally-responsive
30 fashion.

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

33 High Occupancy Toll Lanes Operations Account—State	
34 Appropriation	\$3,774,000
35 Motor Vehicle Account—State Appropriation	\$513,000
36 State Route Number 520 Corridor Account—State	
37 Appropriation	\$43,773,000
38 State Route Number 520 Civil Penalties Account—State	

1	Appropriation	\$4,145,000
2	Tacoma Narrows Toll Bridge Account—State	
3	Appropriation	\$27,807,000
4	Alaskan Way Viaduct Replacement Project Account—State	
5	Appropriation.	\$20,061,000
6	Interstate 405 Express Toll Lanes Operations	
7	Account—State Appropriation	\$18,329,000
8	TOTAL APPROPRIATION.	\$118,402,000

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

11 (1) \$1,300,000 of the Tacoma Narrows toll bridge account—state
12 appropriation and \$11,034,000 of the state route number 520 corridor
13 account—state appropriation are provided solely for the purposes of
14 addressing unforeseen operations and maintenance costs on the Tacoma
15 Narrows bridge and the state route number 520 bridge, respectively.
16 The office of financial management shall place the amounts provided
17 in this subsection, which represent a portion of the required minimum
18 fund balance under the policy of the state treasurer, in unallotted
19 status. The office may release the funds only when it determines that
20 all other funds designated for operations and maintenance purposes
21 have been exhausted.

22 (2) As long as the facility is tolled, the department must
23 provide quarterly reports to the transportation committees of the
24 legislature on the Interstate 405 express toll lane project
25 performance measures listed in RCW 47.56.880(4). These reports must
26 include:

27 (a) Information on the travel times and travel time reliability
28 (at a minimum, average and 90th percentile travel times) maintained
29 during peak and nonpeak periods in the express toll lanes and general
30 purpose lanes for both the entire corridor and commonly made trips in
31 the corridor including, but not limited to, northbound from Bellevue
32 to Rose Hill, state route number 520 at NE 148th to Interstate 405 at
33 state route number 522, Bellevue to Bothell (both NE 8th to state
34 route number 522 and NE 8th to state route number 527), and a trip
35 internal to the corridor (such as NE 85th to NE 160th) and similar
36 southbound trips;

37 (b) A month-to-month comparison of travel times and travel time
38 reliability for the entire corridor and commonly made trips in the
39 corridor as specified in (a) of this subsection since implementation

1 of the express toll lanes and, to the extent available, a comparison
2 to the travel times and travel time reliability prior to
3 implementation of the express toll lanes;

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

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

16 (3) (a) \$71,000 of the high occupancy toll lanes operations
17 account—state appropriation, \$1,238,000 of the state route number 520
18 corridor account—state appropriation, \$532,000 of the Tacoma Narrows
19 toll bridge account—state appropriation, \$460,000 of the Interstate
20 405 express toll lanes operations account—state appropriation, and
21 \$699,000 of the Alaskan Way viaduct replacement project account—state
22 appropriation are provided solely for the department to finish
23 implementing a new tolling customer service toll collection system,
24 and are subject to the conditions, limitations, and review provided
25 in section 701 of this act.

26 (b) The department shall continue to work with the office of
27 financial management, office of the chief information officer, and
28 the transportation committees of the legislature on the project
29 management plan that includes a provision for independent
30 verification and validation of contract deliverables from the
31 successful bidder and a provision for quality assurance that includes
32 reporting independently to the office of the chief information
33 officer on an ongoing basis during system implementation.

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

37 (a) The use of consultants in the tolling program, including the
38 name of the contractor, the scope of work, the type of contract,

1 timelines, deliverables, any new task orders, and any extensions to
2 existing consultant contracts;

3 (b) The nonvendor costs of administering toll operations,
4 including the costs of staffing the division, consultants, and other
5 personal service contracts required for technical oversight and
6 management assistance, insurance, payments related to credit card
7 processing, transponder purchases and inventory management, facility
8 operations and maintenance, and other miscellaneous nonvendor costs;

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

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

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

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

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

20 (iv) Workload costs related to hearings;

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

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

23 (e) A summary of toll revenue by facility on all operating toll
24 facilities and high occupancy toll lane systems, and an itemized
25 depiction of the use of that revenue.

26 (5) \$17,517,000 of the Interstate 405 express toll lanes
27 operations account—state appropriation is provided solely for
28 operational costs related to the express toll lane facility.

29 (6) In calendar year 2021, toll equipment on the Tacoma Narrows
30 Bridge will have reached the end of its operational life. During the
31 2019-2021 fiscal biennium, the department plans to issue a request
32 for proposals as the first stage of a competitive procurement process
33 that will replace the toll equipment and select a new tolling
34 operator for the Tacoma Narrows Bridge. The request for proposals and
35 subsequent competitive procurement must incorporate elements that
36 prioritize the overall goal of lowering costs per transaction for the
37 facility, such as incentives for innovative approaches which result
38 in lower transactional costs, requests for efficiencies on the part
39 of the bidder that lower operational costs, and incorporation of
40 technologies such as self-serve credit card machines or other point-

1 of-payment technologies that lower costs or improve operational
2 efficiencies.

3 (7) \$19,362,000 of the Alaskan Way viaduct replacement project
4 account—state appropriation is provided solely for the new state
5 route number 99 tunnel toll facility's expected share of collecting
6 toll revenues, operating customer services, and maintaining toll
7 collection systems. The legislature expects to see appropriate
8 reductions to the other toll facility accounts once tolling on the
9 new state route number 99 tunnel toll facility commences and any
10 previously incurred costs for start-up of the new facility are
11 charged back to the Alaskan Way viaduct replacement project account.
12 The office of financial management shall closely monitor the
13 application of the cost allocation model and ensure that the new
14 state route number 99 tunnel toll facility is adequately sharing
15 costs and the other toll facility accounts are not being overspent or
16 subsidizing the new state route number 99 tunnel toll facility.

17 (8) \$256,000 of the high occupancy toll lanes operations account—
18 state appropriation and \$352,000 of the Interstate 405 express toll
19 lanes operations account—state appropriation are provided solely for
20 increased levels of service from the Washington state patrol for
21 enforcement of toll lane violations on the state route number 167
22 high occupancy toll lanes and the Interstate 405 express toll lanes.
23 The department shall compile monthly data on the number of Washington
24 state patrol enforcement hours on each facility and the percentage of
25 time during peak hours that speeds are at or above forty-five miles
26 per hour on each facility. The department shall provide this data in
27 a report to the transportation committees of the legislature on at
28 least a calendar quarterly basis.

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

31	Transportation Partnership Account—State Appropriation . . .	\$1,460,000
32	Motor Vehicle Account—State Appropriation	\$94,993,000
33	Puget Sound Ferry Operations Account—State	
34	Appropriation	\$263,000
35	Multimodal Transportation Account—State	
36	Appropriation	\$2,878,000
37	Transportation 2003 Account (Nickel Account)—State	
38	Appropriation	\$1,460,000

1 TOTAL APPROPRIATION. \$101,054,000

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

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

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

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

1 and capital systems replacement or modernization project without
2 having the project evaluated and prioritized by the office of the
3 chief information officer and submitting a decision package to the
4 governor and the transportation committees of the legislature as part
5 of the normal budget process.

6 NEW SECTION. **Sec. 211. FOR THE DEPARTMENT OF TRANSPORTATION—**
7 **FACILITY MAINTENANCE, OPERATIONS, AND CONSTRUCTION—PROGRAM D—**
8 **OPERATING**

9	Motor Vehicle Account—State Appropriation	\$33,149,000
10	State Route Number 520 Corridor Account—State	
11	Appropriation	\$34,000
12	TOTAL APPROPRIATION.	\$33,183,000

13 NEW SECTION. **Sec. 212. FOR THE DEPARTMENT OF TRANSPORTATION—**
14 **AVIATION—PROGRAM F**

15	Aeronautics Account—State Appropriation	\$7,635,000
16	Aeronautics Account—Federal Appropriation	\$2,542,000
17	Aeronautics Account—Private/Local Appropriation	\$60,000
18	TOTAL APPROPRIATION.	\$10,237,000

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

21 (1) \$2,751,000 of the aeronautics account—state appropriation is
22 provided solely for the airport aid grant program, which provides
23 competitive grants to public use airports for pavement, safety,
24 maintenance, planning, and security.

25 (2) \$468,000 of the aeronautics account—state appropriation is
26 provided solely for one FTE dedicated to planning aviation emergency
27 services and addressing emerging aeronautics requirements, and for
28 the implementation of chapter . . . (House Bill No. 1397), Laws of
29 2019 (electric aircraft work group), which extends the electric
30 aircraft work group past its current expiration and allows WSDOT to
31 employ a consultant to assist with the work group. If chapter . . .
32 (House Bill No. 1397), Laws of 2019 is not enacted by June 30, 2019,
33 \$200,000 of the amount in this subsection lapses.

34 (3) \$200,000 of the aeronautics account—state appropriation is
35 provided solely for the department to convene an electric aircraft
36 work group to study the state of the electrically powered aircraft
37 industry and assess infrastructure needs related to the deployment of

1 electric or hybrid-electric aircraft for commercial air travel in
2 Washington state.

3 (a) The chair of the work group may be a consultant specializing
4 in aeronautics. The work group must include, but is not limited to,
5 representation from the electric aircraft industry, the aircraft
6 manufacturing industry, electric utility districts, the battery
7 industry, the department of commerce, the department of
8 transportation aviation division, the airline pilots association, a
9 primary airport representing an airport association, and the airline
10 industry.

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

12 (i) Infrastructure requirements necessary to facilitate electric
13 aircraft operations at airports;

14 (ii) Potential economic and public benefits including, but not
15 limited to, the direct and indirect impact on the number of
16 manufacturing and service jobs and the wages from those jobs in
17 Washington state;

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

20 (iv) Educational and workforce requirements for manufacturing and
21 maintaining electric aircraft;

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

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

28 (vii) Recommendations to further the advancement of the
29 electrification of aircraft for regional commercial use within
30 Washington state, including specific, measureable goals for the years
31 2030, 2040, and 2050 that reflect progressive and substantial
32 increases in the utilization of electric and hybrid-electric
33 commercial aircraft.

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

37 (d) If chapter . . . (House Bill No. 1397), Laws of 2019 is
38 enacted by June 30, 2019, the amount provided in this subsection (3)
39 lapses.

1 (4) \$150,000 of the aeronautics account—state appropriation is
2 provided solely for the implementation of chapter . . . (Substitute
3 Senate Bill No. 5370), Laws of 2019 (aviation coordinating
4 commission). If chapter . . . (Substitute Senate Bill No. 5370), Laws
5 of 2019 is not enacted by June 30, 2019, the amount provided in this
6 subsection lapses.

7 NEW SECTION. **Sec. 213. FOR THE DEPARTMENT OF TRANSPORTATION—**
8 **PROGRAM DELIVERY MANAGEMENT AND SUPPORT—PROGRAM H**

9	Motor Vehicle Account—State Appropriation	\$59,801,000
10	Motor Vehicle Account—Federal Appropriation	\$500,000
11	Multimodal Transportation Account—State Appropriation . . .	\$258,000
12	TOTAL APPROPRIATION.	\$60,559,000

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

15 (1) The legislature recognizes that the trail known as the Rocky
16 Reach Trail, and its extensions, serve to separate motor vehicle
17 traffic from pedestrians and bicyclists, increasing motor vehicle
18 safety on state route number 2 and the coincident section of state
19 route number 97. Consistent with chapter 47.30 RCW and pursuant to
20 RCW 47.12.080, the legislature declares that transferring portions of
21 WSDOT Inventory Control (IC) No. 2-09-04686 containing the trail and
22 associated buffer areas to the Washington state parks and recreation
23 commission is consistent with the public interest. The legislature
24 directs the department to transfer the property to the Washington
25 state parks and recreation commission.

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

29 (b) Prior to completing the transfer in this subsection (1), the
30 department must ensure that provisions are made to accommodate
31 private and public utilities and any facilities that predate the
32 department's acquisition of the property, at no cost to those
33 entities. Prior to completing the transfer, the department shall also
34 ensure that provisions, by fair market assessment, are made to
35 accommodate other private and public utilities and any facilities
36 that have been legally allowed by permit or other instrument.

37 (c) The department may sell any adjoining property that is not
38 necessary to support the Rocky Reach Trail and adjacent buffer areas

1 only after the transfer of trail-related property to the Washington
2 state parks and recreation commission is complete. Adjoining property
3 owners must be given the first opportunity to acquire such property
4 that abuts their property, and applicable boundary line or other
5 adjustments must be made to the legal descriptions for recording
6 purposes.

7 (2) With respect to Parcel 12 of the real property conveyed by
8 the state of Washington to the city of Mercer Island under that
9 certain quitclaim deed, dated April 19, 2000, recorded in King county
10 under recording no. 20000425001234, the requirement in the deed that
11 the property be used for road/street purposes only will be deemed
12 satisfied by the department of transportation so long as commuter
13 parking, as part of the vertical development of the property, is one
14 of the significant uses of the property.

15 (3) \$1,600,000 of the motor vehicle account—state appropriation
16 is provided solely for real estate services activities. Consistent
17 with RCW 47.12.120 and during the 2019-2021 fiscal biennium, when
18 initiating, extending, or renewing any rent or lease agreements with
19 a regional transit authority, consideration of value must be
20 equivalent to one hundred percent of economic or market rent.

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

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

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

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

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

38 Motor Vehicle Account—State Appropriation \$670,000

1	Electric Vehicle Account—State Appropriation.	\$2,000,000
2	Multimodal Transportation Account—State Appropriation. . .	\$1,634,000
3	TOTAL APPROPRIATION.	\$4,304,000

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

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

9 (2) \$350,000 of the multimodal transportation account—state
10 appropriation is provided solely for the department to execute a
11 transit oriented development pilot project at Kingsgate park and ride
12 in Kirkland intended to be completed by December 31, 2023. The
13 purpose of the pilot project is to demonstrate how appropriate
14 department properties may be used to provide multiple public benefits
15 such as affordable and market rate housing, commercial development,
16 and institutional facilities in addition to transportation purposes.
17 To accomplish the pilot project, the department is authorized to
18 exercise all legal and administrative powers authorized in statute
19 that may include, but is not limited to, the transfer, lease, or sale
20 of some or all of the property to another governmental agency, public
21 development authority, or nonprofit developer approved by the
22 department and partner agencies. The department may also partner with
23 sound transit, King county, the city of Kirkland, and any other
24 federal, regional, or local jurisdiction on any policy changes
25 necessary from those jurisdictions to facilitate the pilot project.
26 By December 1, 2019, the department must report to the legislature on
27 any legislative actions necessary to facilitate the pilot project and
28 future transit oriented development projects.

29 (3) \$2,000,000 of the electric vehicle account—state
30 appropriation is provided solely for the clean alternative fuel
31 vehicle charging and refueling infrastructure program in
32 chapter . . . (Engrossed Second Substitute House Bill No. 2042), Laws
33 of 2019 (advancing green transportation adoption). If chapter . . .
34 (Engrossed Second Substitute House Bill No. 2042), Laws of 2019 is
35 not enacted by June 30, 2019, the amount provided in this subsection
36 lapses.

37 (4) \$1,200,000 of the multimodal transportation account—state
38 appropriation is provided solely for the pilot program established
39 under chapter . . . (Engrossed Second Substitute House Bill No.

1 2042), Laws of 2019 (advancing green transportation adoption) to
2 provide clean alternative fuel vehicle use opportunities to
3 underserved communities and low to moderate income members of the
4 workforce not readily served by transit or located in transportation
5 corridors with emissions that exceed federal or state emissions
6 standards. If chapter . . . (Engrossed Second Substitute House Bill
7 No. 2042), Laws of 2019 is not enacted by June 30, 2019, the amount
8 provided in this subsection lapses.

9 (5) \$84,000 of the multimodal transportation account—state
10 appropriation is provided solely for an interagency transfer to the
11 department of commerce for the purpose of conducting a study as
12 described in chapter . . . (Engrossed Second Substitute House Bill
13 No. 2042), Laws of 2019 (advancing green transportation adoption) to
14 identify opportunities to reduce barriers to electric vehicle
15 adoption by lower income residents of the state through the use of
16 vehicle and infrastructure financing assistance. If chapter . . .
17 (Engrossed Second Substitute House Bill No. 2042), Laws of 2019 is
18 not enacted by June 30, 2019, the amount provided in this subsection
19 lapses.

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

22	Motor Vehicle Account—State Appropriation	\$495,228,000
23	Motor Vehicle Account—Federal Appropriation	\$7,000,000
24	State Route Number 520 Corridor Account—State	
25	Appropriation	\$4,447,000
26	Tacoma Narrows Toll Bridge Account—State	
27	Appropriation	\$1,549,000
28	Alaskan Way Viaduct Replacement Project	
29	Account—State Appropriation	\$9,533,000
30	Interstate 405 Express Toll Lanes Operations	
31	Account—State Appropriation.	\$1,370,000
32	TOTAL APPROPRIATION.	\$519,127,000

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

35 (1) (a) \$6,170,000 of the motor vehicle account—state
36 appropriation is provided solely for utility fees assessed by local
37 governments as authorized under RCW 90.03.525 for the mitigation of
38 stormwater runoff from state highways. Plan and reporting

1 requirements as required in chapter . . . (Senate Bill No. 5505),
2 Laws of 2019 (Local Stormwater Charges) shall be consistent with the
3 January 2012 findings of the Joint Transportation Committee Report
4 for Effective Cost Recovery Structure for WSDOT, Jurisdictions, and
5 Efficiencies in Stormwater Management.

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

16 (2) \$4,447,000 of the state route number 520 corridor account—
17 state appropriation is provided solely to maintain the state route
18 number 520 floating bridge. These funds must be used in accordance
19 with RCW 47.56.830(3).

20 (3) \$1,549,000 of the Tacoma Narrows toll bridge account—state
21 appropriation is provided solely to maintain the new Tacoma Narrows
22 bridge. These funds must be used in accordance with RCW 47.56.830(3).

23 (4) \$1,370,000 of the Interstate 405 express toll lanes
24 operations account—state appropriation is provided solely to maintain
25 the Interstate 405 express toll lanes between Lynnwood and Bellevue.
26 These funds must be used in accordance with RCW 47.56.830(3).

27 (5) \$5,000,000 of the motor vehicle account—state appropriation
28 is provided solely for a contingency pool for snow and ice removal.
29 The department must notify the office of financial management and the
30 transportation committees of the legislature when they have spent the
31 base budget for snow and ice removal and will begin using the
32 contingency pool funding.

33 (6) \$1,025,000 of the motor vehicle account—state appropriation
34 is provided solely for the department to implement safety
35 improvements and debris clean up on department-owned rights-of-way in
36 the city of Seattle at levels above that being implemented as of
37 January 1, 2019. The department must contract out or hire a crew
38 dedicated solely to collecting and disposing of garbage, clearing
39 debris or hazardous material, and implementing safety improvements

1 where hazards exist to the traveling public, department employees, or
2 people encamped upon department-owned rights-of-way. The department
3 may request assistance from the Washington state patrol as necessary
4 in order for both agencies to provide enhanced safety-related
5 activities regarding the emergency hazards along state highway
6 rights-of-way in the Seattle area.

7 (7) \$1,015,000 of the motor vehicle account—state appropriation
8 is provided solely for a partnership program between the department
9 and the city of Tacoma. The program shall address the safety and
10 public health problems created by homeless encampments on the
11 department's property along state highways within the city limits.
12 \$570,000 is for dedicated department maintenance staff and associated
13 clean-up costs. The department and the city of Tacoma shall enter
14 into a reimbursable agreement to cover up to \$445,000 of the city's
15 expenses for clean-up crews and landfill costs.

16 (8) The department must commence a pilot program for the
17 2019-2021 fiscal biennium at the four highest demand safety rest
18 areas to create and maintain an online calendar for volunteer groups
19 to check availability of weekends for the free coffee program. The
20 calendar must be updated at least weekly and show dates and times
21 that are, or are not, available to participate in the free coffee
22 program. The department must submit a report to the legislature on
23 the ongoing pilot by December 1, 2020, outlining the costs and
24 benefits of the online calendar pilot, and including surveys from the
25 volunteer groups and agency staff to determine its effectiveness.

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

28	Motor Vehicle Account—State Appropriation	\$70,681,000
29	Motor Vehicle Account—Federal Appropriation	\$2,050,000
30	Motor Vehicle Account—Private/Local Appropriation	\$250,000
31	TOTAL APPROPRIATION.	\$72,981,000

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

34 (1) \$6,000,000 of the motor vehicle account—state appropriation
35 is provided solely for low-cost enhancements. The department shall
36 give priority to low-cost enhancement projects that improve safety or
37 provide congestion relief. By December 15th of each odd-numbered
38 year, the department shall provide a report to the legislature

1 listing all low-cost enhancement projects completed in the prior
2 fiscal biennium.

3 (2) (a) During the 2019-2021 fiscal biennium, the department shall
4 continue a pilot program that expands private transportation
5 providers' access to high occupancy vehicle lanes. Under the pilot
6 program, when the department reserves a portion of a highway based on
7 the number of passengers in a vehicle, the following vehicles must be
8 authorized to use the reserved portion of the highway if the vehicle
9 has the capacity to carry eight or more passengers, regardless of the
10 number of passengers in the vehicle: (i) Auto transportation company
11 vehicles regulated under chapter 81.68 RCW; (ii) passenger charter
12 carrier vehicles regulated under chapter 81.70 RCW, except marked or
13 unmarked stretch limousines and stretch sport utility vehicles as
14 defined under department of licensing rules; (iii) private nonprofit
15 transportation provider vehicles regulated under chapter 81.66 RCW;
16 and (iv) private employer transportation service vehicles. For
17 purposes of this subsection, "private employer transportation
18 service" means regularly scheduled, fixed-route transportation
19 service that is offered by an employer for the benefit of its
20 employees. Nothing in this subsection is intended to authorize the
21 conversion of public infrastructure to private, for-profit purposes
22 or to otherwise create an entitlement or other claim by private users
23 to public infrastructure.

24 (b) The department shall expand the high occupancy vehicle lane
25 access pilot program to vehicles that deliver or collect blood,
26 tissue, or blood components for a blood-collecting or distributing
27 establishment regulated under chapter 70.335 RCW. Under the pilot
28 program, when the department reserves a portion of a highway based on
29 the number of passengers in a vehicle, blood-collecting or
30 distributing establishment vehicles that are clearly and identifiably
31 marked as such on all sides of the vehicle are considered emergency
32 vehicles and must be authorized to use the reserved portion of the
33 highway.

34 (c) The department shall expand the high occupancy vehicle lane
35 access pilot program to private, for hire vehicles regulated under
36 chapter 81.72 RCW that have been specially manufactured, designed, or
37 modified for the transportation of a person who has a mobility
38 disability and uses a wheelchair or other assistive device. Under the
39 pilot program, when the department reserves a portion of a highway
40 based on the number of passengers in a vehicle, wheelchair-accessible

1 taxicabs that are clearly and identifiably marked as such on all
2 sides of the vehicle are considered public transportation vehicles
3 and must be authorized to use the reserved portion of the highway.

4 (d) Nothing in this subsection (2) is intended to exempt these
5 vehicles from paying tolls when they do not meet the occupancy
6 requirements established by the department for high occupancy toll
7 lanes.

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

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

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

16	Motor Vehicle Account—State Appropriation	\$38,782,000
17	Motor Vehicle Account—Federal Appropriation	\$1,380,000
18	Motor Vehicle Account—Private/Local Appropriation	\$500,000
19	Multimodal Transportation Account—State	
20	Appropriation	\$1,129,000
21	TOTAL APPROPRIATION.	\$41,791,000

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

24 (1) \$2,000,000 of the motor vehicle account—state appropriation
25 is provided solely for a grant program that makes awards for the
26 following: (a) Support for nonprofit agencies, churches, and other
27 entities to help provide outreach to populations underrepresented in
28 the current apprenticeship programs; (b) preapprenticeship training;
29 and (c) child care, transportation, and other supports that are
30 needed to help women, veterans, and minorities enter and succeed in
31 apprenticeship. The department must report on grants that have been
32 awarded and the amount of funds disbursed by December 1st each year.
33 If moneys are provided in the omnibus operating appropriations act
34 for a career connected learning grant program, defined in
35 chapter . . . (Substitute House Bill No. 1336), Laws of 2019, or
36 otherwise, the amount provided in this subsection lapses.

1 (2) \$150,000 of the motor vehicle account—state appropriation is
2 provided solely for a user-centered and mobile-compatible web site
3 redesign using estimated web site ad revenues.

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

22 (4) \$138,000 of the motor vehicle account—state appropriation is
23 provided solely for the implementation of chapter . . . (Second
24 Substitute Senate Bill No. 5489), Laws of 2019 (concerning
25 environmental health disparities). If chapter . . . (Second
26 Substitute Senate Bill No. 5489), Laws of 2019 is not enacted by June
27 30, 2019, the amount provided in this subsection lapses.

28 NEW SECTION. **Sec. 218. FOR THE DEPARTMENT OF TRANSPORTATION—**
29 **TRANSPORTATION PLANNING, DATA, AND RESEARCH—PROGRAM T**

30 High Occupancy Toll Lanes Operations

31	Account—State Appropriation	\$3,000,000
32	Motor Vehicle Account—State Appropriation	\$29,403,000
33	Motor Vehicle Account—Federal Appropriation	\$29,485,000
34	Motor Vehicle Account—Private/Local Appropriation	\$800,000
35	Multimodal Transportation Account—State Appropriation	\$710,000
36	Multimodal Transportation Account—Federal	
37	Appropriation	\$2,809,000
38	Multimodal Transportation Account—Private/Local	

1 Appropriation \$100,000
2 TOTAL APPROPRIATION. \$66,307,000

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

5 (1) \$130,000 of the motor vehicle account—state appropriation is
6 provided solely for completion of a corridor study to identify
7 potential improvements between exit 116 and exit 99 of Interstate 5.
8 The study should further develop mid- and long-term strategies from
9 the corridor sketch, and identify potential US 101/I-5 interchange
10 improvements, a strategic plan for the Nisqually River bridges,
11 regional congestion relief options, and ecosystem benefits to the
12 Nisqually River estuary for salmon productivity and flood control.

13 (2) The study on state route number 518 referenced in section
14 218(5), chapter 297, Laws of 2018 must be submitted to the
15 transportation committees of the legislature by November 30, 2019.

16 (3) \$100,000 of the motor vehicle account—state appropriation is
17 provided solely to complete the Tacoma mall direct access feasibility
18 study.

19 (4) \$4,600,000 of the motor vehicle account—federal appropriation
20 is provided solely to complete the road usage charge pilot project
21 overseen by the transportation commission using the remaining unspent
22 amount of the federal grant award. The purpose of the road usage
23 charge pilot project is to explore the viability of a road usage
24 charge as a possible replacement for the gas tax.

25 (5) \$3,000,000 of the high occupancy toll lanes operations
26 account—state appropriation is provided solely for updating the state
27 route number 167 master plan. If neither chapter . . . (Engrossed
28 Substitute Senate Bill No. 5825), Laws of 2019 (addressing tolling)
29 nor chapter . . . (House Bill No. 2132), Laws of 2019 (addressing
30 tolling) is enacted by June 30, 2019, the amount provided in this
31 subsection lapses.

32 NEW SECTION. **Sec. 219. FOR THE DEPARTMENT OF TRANSPORTATION—**
33 **CHARGES FROM OTHER AGENCIES—PROGRAM U**

34 Motor Vehicle Account—State Appropriation \$71,996,000
35 Multimodal Transportation Account—State
36 Appropriation \$2,491,000
37 TOTAL APPROPRIATION. \$74,487,000

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

3 (1) Prior to entering into any negotiated settlement of a claim
4 against the state for the department that exceeds five million
5 dollars, the department, in conjunction with the attorney general and
6 the department of enterprise services, shall notify the director of
7 the office of financial management and the transportation committees
8 of the legislature.

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

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

29 NEW SECTION. **Sec. 220. FOR THE DEPARTMENT OF TRANSPORTATION—**
30 **PUBLIC TRANSPORTATION—PROGRAM V**

31	State Vehicle Parking Account—State Appropriation	\$784,000
32	Regional Mobility Grant Program Account—State	
33	Appropriation	\$96,630,000
34	Rural Mobility Grant Program Account—State	
35	Appropriation	\$32,223,000
36	Multimodal Transportation Account—State	
37	Appropriation	\$128,554,000
38	Multimodal Transportation Account—Federal	

1	Appropriation	\$3,574,000
2	Multimodal Transportation Account—Local	
3	Appropriation	\$100,000
4	TOTAL APPROPRIATION.	\$261,865,000

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

7 (1) \$62,679,000 of the multimodal transportation account—state
8 appropriation is provided solely for a grant program for special
9 needs transportation provided by transit agencies and nonprofit
10 providers of transportation. If chapter . . . (Engrossed Second
11 Substitute House Bill No. 2042), Laws of 2019 (advancing green
12 transportation adoption) is not enacted by June 30, 2019, \$10,000,000
13 of the amount in this subsection lapses. Of this amount:

14 (a) \$14,278,000 of the multimodal transportation account—state
15 appropriation is provided solely for grants to nonprofit providers of
16 special needs transportation. Grants for nonprofit providers must be
17 based on need, including the availability of other providers of
18 service in the area, efforts to coordinate trips among providers and
19 riders, and the cost effectiveness of trips provided. If
20 chapter . . . (Engrossed Second Substitute House Bill No. 2042), Laws
21 of 2019 (advancing green transportation adoption) is not enacted by
22 June 30, 2019, \$2,278,000 of the amount in this subsection lapses.
23 Fuel type may not be a factor in the grant selection process.

24 (b) \$48,401,000 of the multimodal transportation account—state
25 appropriation is provided solely for grants to transit agencies to
26 transport persons with special transportation needs. To receive a
27 grant, the transit agency must, to the greatest extent practicable,
28 have a maintenance of effort for special needs transportation that is
29 no less than the previous year's maintenance of effort for special
30 needs transportation. Grants for transit agencies must be prorated
31 based on the amount expended for demand response service and route
32 deviated service in calendar year 2017 as reported in the "Summary of
33 Public Transportation - 2017" published by the department of
34 transportation. No transit agency may receive more than thirty
35 percent of these distributions. If chapter . . . (Engrossed Second
36 Substitute House Bill No. 2042), Laws of 2019 (advancing green
37 transportation adoption) is not enacted by June 30, 2019, \$7,722,000
38 of the amount in this subsection lapses. Fuel type may not be a
39 factor in the grant selection process.

1 (2) \$32,223,000 of the rural mobility grant program account—state
2 appropriation is provided solely for grants to aid small cities in
3 rural areas as prescribed in RCW 47.66.100. Fuel type may not be a
4 factor in the grant selection process.

5 (3) (a) \$10,290,000 of the multimodal transportation account—state
6 appropriation is provided solely for a vanpool grant program for: (i)
7 Public transit agencies to add vanpools or replace vans; and (ii)
8 incentives for employers to increase employee vanpool use. The grant
9 program for public transit agencies will cover capital costs only;
10 operating costs for public transit agencies are not eligible for
11 funding under this grant program. Additional employees may not be
12 hired from the funds provided in this section for the vanpool grant
13 program, and supplanting of transit funds currently funding vanpools
14 is not allowed. The department shall encourage grant applicants and
15 recipients to leverage funds other than state funds. Fuel type may
16 not be a factor in the grant selection process.

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

19 (4) \$18,951,000 of the regional mobility grant program account—
20 state appropriation is reappropriated and provided solely for the
21 regional mobility grant projects identified in LEAP Transportation
22 Document 2019-2 ALL PROJECTS as developed April 27, 2019, Program -
23 Public Transportation Program (V).

24 (5) (a) \$77,679,000 of the regional mobility grant program account
25 —state appropriation is provided solely for the regional mobility
26 grant projects identified in LEAP Transportation Document 2019-2 ALL
27 PROJECTS as developed April 27, 2019, Program - Public Transportation
28 Program (V). The department shall review all projects receiving grant
29 awards under this program at least semiannually to determine whether
30 the projects are making satisfactory progress. Any project that has
31 been awarded funds, but does not report activity on the project
32 within one year of the grant award, must be reviewed by the
33 department to determine whether the grant should be terminated. The
34 department shall promptly close out grants when projects have been
35 completed, and any remaining funds must be used only to fund projects
36 identified in the LEAP transportation document referenced in this
37 subsection. The department shall provide annual status reports on
38 December 15, 2019, and December 15, 2020, to the office of financial
39 management and the transportation committees of the legislature

1 regarding the projects receiving the grants. It is the intent of the
2 legislature to appropriate funds through the regional mobility grant
3 program only for projects that will be completed on schedule. A
4 grantee may not receive more than twenty-five percent of the amount
5 appropriated in this subsection. Additionally, when allocating
6 funding for the 2021-2023 biennium, no more than thirty percent of
7 the total grant program may directly benefit or support one grantee.
8 The department shall not approve any increases or changes to the
9 scope of a project for the purpose of a grantee expending remaining
10 funds on an awarded grant. Fuel type may not be a factor in the grant
11 selection process.

12 (b) In order to be eligible to receive a grant under (a) of this
13 subsection during the 2019-2021 fiscal biennium, a transit agency
14 must establish a process for private transportation providers to
15 apply for the use of park and ride facilities. For purposes of this
16 subsection, (i) "private transportation provider" means: An auto
17 transportation company regulated under chapter 81.68 RCW; a passenger
18 charter carrier regulated under chapter 81.70 RCW, except marked or
19 unmarked stretch limousines and stretch sport utility vehicles as
20 defined under department of licensing rules; a private nonprofit
21 transportation provider regulated under chapter 81.66 RCW; or a
22 private employer transportation service provider; and (ii) "private
23 employer transportation service" means regularly scheduled, fixed-
24 route transportation service that is offered by an employer for the
25 benefit of its employees.

26 (6) Funds provided for the commute trip reduction (CTR) program
27 may also be used for the growth and transportation efficiency center
28 program.

29 (7) \$7,670,000 of the multimodal transportation account—state
30 appropriation and \$784,000 of the state vehicle parking account—state
31 appropriation are provided solely for CTR grants and activities. Fuel
32 type may not be a factor in the grant selection process. Of this
33 amount:

34 (a) \$1,000,000 of the multimodal transportation account—state
35 appropriation is provided solely for the department to continue a
36 pilot transit pass incentive program. Businesses and nonprofit
37 organizations located in a county adjacent to Puget Sound with a
38 population of more than seven hundred thousand that have never
39 offered transit subsidies to employees are eligible to apply to the

1 program for a fifty percent rebate on the cost of employee transit
2 subsidies provided through the regional ORCA fare collection system.
3 No single business or nonprofit organization may receive more than
4 ten thousand dollars from the program.

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

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

12 (b) \$30,000 of the state vehicle parking account—state
13 appropriation is provided solely for the STAR pass program for state
14 employees residing in Mason and Grays Harbor Counties. Use of the
15 pass is for public transportation between Mason County and Thurston
16 County, and Grays Harbor and Thurston County. The pass may also be
17 used within Grays Harbor County. The STAR pass commute trip reduction
18 program is open to any state employee who expresses intent to commute
19 to his or her assigned state worksite using a public transit system
20 currently participating in the STAR pass program.

21 (c) \$1,000,000 of the multimodal transportation account—state
22 appropriation is provided solely for a first mile/last mile
23 connections grant program. Eligible grant recipients include cities,
24 businesses, nonprofits, and transportation network companies with
25 first mile/last mile solution proposals. Transit agencies are not
26 eligible. The commute trip reduction board shall develop grant
27 parameters, evaluation criteria, and evaluate grant proposals. The
28 commute trip reduction board shall provide the transportation
29 committees of the legislature a report on the effectiveness of this
30 grant program and best practices for continuing the program.

31 (8) Except as provided otherwise in this subsection, \$28,048,000
32 of the multimodal transportation account—state appropriation is
33 provided solely for connecting Washington transit projects identified
34 in LEAP Transportation Document 2019-2 ALL PROJECTS as developed
35 April 27, 2019. It is the intent of the legislature that entities
36 identified to receive funding in the LEAP document referenced in this
37 subsection receive the amounts specified in the time frame specified
38 in that LEAP document. If an entity has already completed a project
39 in the LEAP document referenced in this subsection before the time

1 frame identified, the entity may substitute another transit project
2 or projects that cost a similar or lesser amount.

3 (9) \$2,000,000 of the multimodal transportation account—state
4 appropriation is provided solely for transit coordination grants.
5 Fuel type may not be a factor in the grant selection process.

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

8 (11)(a) For projects funded as part of the 2015 connecting
9 Washington transportation package listed on the LEAP transportation
10 document identified in subsection (4) of this section, if the
11 department expects to have substantial reappropriations for the
12 2021-2023 fiscal biennium, the department may, on a pilot basis,
13 apply funding from a project with an appropriation that cannot be
14 used for the current fiscal biennium to advance one or more of the
15 following projects:

16 (i) King County Metro - RapidRide Expansion, Burien-Delridge
17 (G2000031);

18 (ii) King County Metro - Route 40 Northgate to Downtown
19 (G2000032);

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

21 (iv) Pierce Transit - SR 7 Express Service (G2000046).

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

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

31 (12) \$750,000 of the multimodal transportation account—state
32 appropriation is provided solely for Intercity Transit for the Dash
33 shuttle program.

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

36 (i) An expanded pilot program to provide certain students in the
37 Highline, Tukwila, and Lake Washington school districts with an ORCA
38 card during these school districts' summer vacations. In order to be
39 eligible for an ORCA card under this program, a student must also be

1 in high school, be eligible for free and reduced-price lunches, and
2 have a job or other responsibility during the summer; and

3 (ii) Providing administrative support to other interested school
4 districts in King county to prepare for implementing similar programs
5 for their students.

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

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

10 (ii) Available ridership data;

11 (iii) A cost estimate, including a detailed description of the
12 various expenses leading to the cost estimate, and any other factors
13 relevant to expanding the program to other King county school
14 districts;

15 (iv) A cost estimate, including a detailed description of the
16 various expenses leading to the cost estimate, and any other factors
17 relevant to expanding the program to student populations other than
18 high school or eligible for free and reduced-price lunches;

19 (v) Opportunities for subsidized ORCA cards or local grant or
20 matching funds; and

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

23 (14) \$12,000,000 of the multimodal transportation account—state
24 appropriation is provided solely for the green transportation capital
25 grant program established in chapter . . . (Engrossed Second
26 Substitute House Bill No. 2042), Laws of 2019 (advancing green
27 transportation adoption). If chapter . . . (Engrossed Second
28 Substitute House Bill No. 2042), Laws of 2019 is not enacted by June
29 30, 2019, the amount provided in this subsection lapses.

30 (15) \$555,000 of the multimodal transportation account—state
31 appropriation is provided solely for an interagency transfer to the
32 Washington State University extension energy program to establish and
33 administer a technical assistance and education program for public
34 agencies on the use of alternative fuel vehicles. If chapter . . .
35 (Engrossed Second Substitute House Bill No. 2042), Laws of 2019
36 (advancing green transportation adoption) is not enacted by June 30,
37 2019, \$375,000 of the amount provided in this subsection lapses.

1 NEW SECTION. **Sec. 221. FOR THE DEPARTMENT OF TRANSPORTATION—**

2 **MARINE—PROGRAM X**

3	Motor Vehicle Account—State Appropriation.	\$250,000
4	Puget Sound Ferry Operations Account—State	
5	Appropriation	\$540,746,000
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 The appropriations in this section are subject to the following
12 conditions and limitations:

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

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

26 (3) \$76,261,000 of the Puget Sound ferry operations account—state
27 appropriation is provided solely for auto ferry vessel operating fuel
28 in the 2019-2021 fiscal biennium, which reflect cost savings from a
29 reduced biodiesel fuel requirement and, therefore, is contingent upon
30 the enactment of section 703 of this act. The amount provided in this
31 subsection represents the fuel budget for the purposes of calculating
32 any ferry fare fuel surcharge. The department shall review future use
33 of alternative fuels and dual fuel configurations, including
34 hydrogen.

35 (4) \$650,000 of the Puget sound ferry operations account—state
36 appropriation is provided solely for increased staffing at Washington
37 ferry terminals to meet increased workload and customer expectations.
38 Within the amount provided in this subsection, the department shall
39 contract with uniformed officers for additional traffic control

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

8 (5) \$254,000 of the Puget Sound ferry operations account—state
9 appropriation is provided solely for a dedicated inventory logistics
10 manager on a one-time basis.

11 (6) \$500,000 of the Puget Sound ferry operations account—state
12 appropriation is provided solely for operating costs related to
13 moving vessels for emergency capital repairs. Funds may only be spent
14 after approval by the office of financial management.

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

22 (8) \$160,000 of the Puget Sound ferry operations account—state
23 appropriation is provided solely for a ferry fleet baseline noise
24 study, conducted by a consultant, for the purpose of establishing
25 plans and data-driven goals to reduce ferry noise when Southern
26 resident orca whales are present. In addition, the study must
27 establish prioritized strategies to address vessels serving routes
28 with the greatest exposure to orca whale movements.

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

36 (b) The Washington state transportation center must use new
37 traffic management models and scheduling tools to examine proposed
38 improvements for the triangle route. The department shall report to

1 the standing transportation committees of the legislature by January
2 15, 2021. The report must include:

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

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

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

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

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

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

31 NEW SECTION. **Sec. 222. FOR THE DEPARTMENT OF TRANSPORTATION—**

32 **RAIL—PROGRAM Y—OPERATING**

33 Multimodal Transportation Account—State

34 Appropriation \$75,576,000

35 Multimodal Transportation Account—Private/Local

36 Appropriation \$717,000

37 Multimodal Transportation Account—Federal

38 Appropriation \$500,000

1 TOTAL APPROPRIATION. \$76,793,000

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

4 (1) (a) (i) \$224,000 of the multimodal transportation account—state
5 appropriation and \$671,000 of the multimodal transportation account—
6 private/local appropriation are provided solely for continued
7 analysis of the ultra high-speed ground transportation corridor in a
8 new study, with participation from Washington, Oregon, and British
9 Columbia. No funds may be expended until the department is in receipt
10 of \$671,000 in private/local funding provided solely for this
11 purpose.

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

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

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

17 (i) Development of proposed corridor governance, general powers,
18 operating structure, legal instruments, and contracting requirements;

19 (ii) An assessment of current laws in state and provincial
20 jurisdictions and identification of any proposed changes to laws,
21 regulations, and/or agreements that are needed to proceed with
22 development; and

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

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

1 (d) By December 1, 2020, the department shall provide to the
2 governor and the transportation committees of the legislature a
3 report of the study's findings regarding the three elements noted in
4 this subsection. As applicable, the report should also be sent to the
5 executive and legislative branches of government in the state of
6 Oregon and appropriate government bodies in the province of British
7 Columbia.

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

19 NEW SECTION. **Sec. 223. FOR THE DEPARTMENT OF TRANSPORTATION—**
20 **LOCAL PROGRAMS—PROGRAM Z—OPERATING**

21	Motor Vehicle Account—State Appropriation	\$12,190,000
22	Motor Vehicle Account—Federal Appropriation	\$2,567,000
23	Multiuse Roadway Safety Account—State Appropriation	\$132,000
24	Multimodal Transportation Account—State	
25	Appropriation	\$350,000
26	TOTAL APPROPRIATION.	\$15,239,000

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

29 (1) \$350,000 of the multimodal transportation account—state
30 appropriation is provided solely for a study by the Puget Sound
31 regional council of new passenger ferry service to better connect
32 communities throughout the twelve county Puget Sound region. The
33 study must assess potential new routes, identify future terminal
34 locations, and provide recommendations to accelerate the
35 electrification of the ferry fleet. The study must identify future
36 passenger only demand throughout Western Washington, analyze
37 potential routes and terminal locations on Puget Sound, Lake
38 Washington, and Lake Union with an emphasis on preserving waterfront

1 opportunities in public ownership and opportunities for partnership.
2 The study must determine whether and when the passenger ferry service
3 achieves a net reduction in carbon emissions including an analysis of
4 the emissions of modes that passengers would otherwise have used. The
5 study must estimate capital and operating costs for routes and
6 terminals. The study must include early and continuous outreach with
7 all interested stakeholders and a report to the legislature and all
8 interested parties by January 31, 2021.

9 (2) \$1,142,000 of the motor vehicle account—state appropriation
10 is provided solely for the department, from amounts set aside out of
11 statewide fuel taxes distributed to counties according to RCW
12 46.68.120(3), to contract with the Washington state association of
13 counties to:

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

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

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

26 (b) Update the local agency guidelines manual, including
27 exploring alternatives within the local agency guidelines manual on
28 county priorities;

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

32 **TRANSPORTATION AGENCIES—CAPITAL**

33 NEW SECTION. **Sec. 301. FOR THE FREIGHT MOBILITY STRATEGIC**
34 **INVESTMENT BOARD**

35 Freight Mobility Investment Account—State
36 Appropriation \$18,094,000
37 Freight Mobility Multimodal Account—State

1	Appropriation	\$21,220,000
2	Motor Vehicle Account—Federal Appropriation	\$2,250,000
3	Freight Mobility Multimodal Account—Private/Local	
4	Appropriation	\$1,320,000
5	TOTAL APPROPRIATION.	\$42,884,000

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

8 (1) Except as otherwise provided in this section, the entire
9 appropriations in this section are provided solely for the projects
10 by amount, as listed in the LEAP Transportation Document 2019-3 as
11 developed April 27, 2019, FMSIB Project List.

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

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

17	State Patrol Highway Account—State Appropriation	\$3,277,000
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18 The appropriation in this section is subject to the following
19 conditions and limitations:

20 The entire appropriation in this section is provided solely for
21 the following projects:

- 22 (1) \$250,000 for emergency repairs;
 - 23 (2) \$468,000 for roof replacements;
 - 24 (3) \$350,000 for fuel tank decommissioning;
 - 25 (4) \$759,000 for generator and electrical replacement;
 - 26 (5) \$750,000 for water and fire suppression systems; and
 - 27 (6) \$700,000 for academy training tank preservation
- 28 reappropriation.

29 The Washington state patrol may transfer funds between projects
30 specified in this section to address cash flow requirements. If a
31 project specified in this section is completed for less than the
32 amount provided, the remainder may be transferred to another project
33 specified in this section not to exceed the total appropriation
34 provided in this section.

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

36	Rural Arterial Trust Account—State Appropriation	\$65,996,000
37	Motor Vehicle Account—State Appropriation	\$1,456,000

1 the specific allotment change with information on the rationale for
2 the change.

3 NEW SECTION. **Sec. 305. FOR THE DEPARTMENT OF TRANSPORTATION—**
4 **FACILITIES—PROGRAM D—(DEPARTMENT OF TRANSPORTATION-ONLY PROJECTS)—**
5 **CAPITAL**

6	Motor Vehicle Account—State Appropriation	\$50,990,000
7	Connecting Washington Account—State Appropriation	\$42,497,000
8	TOTAL APPROPRIATION.	\$93,487,000

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

11 (1) \$42,497,000 of the connecting Washington account—state
12 appropriation is provided solely for a new Olympic region maintenance
13 and administration facility to be located on the department-owned
14 site at the intersection of Marvin Road and 32nd Avenue in Lacey,
15 Washington.

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

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

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

25 (3) \$1,565,000 from the motor vehicle account—state appropriation
26 is provided solely for furniture for the renovated Northwest Region
27 Headquarters at Dayton Avenue. The department must efficiently
28 furnish the renovated building. The amount provided in this
29 subsection is the maximum the department may spend on furniture for
30 this facility.

31 NEW SECTION. **Sec. 306. FOR THE DEPARTMENT OF TRANSPORTATION—**
32 **IMPROVEMENTS—PROGRAM I**

33	High Occupancy Toll Lanes Operations	
34	Account—State Appropriation.	\$7,000,000
35	Transportation Partnership Account—State	
36	Appropriation	\$325,275,000
37	Motor Vehicle Account—State Appropriation	\$92,504,000

1	Motor Vehicle Account—Federal Appropriation	\$154,337,000
2	Motor Vehicle Account—Private/Local Appropriation	\$26,839,000
3	Connecting Washington Account—State	
4	Appropriation	\$2,137,381,000
5	Special Category C Account—State Appropriation	\$81,000,000
6	Multimodal Transportation Account—State	
7	Appropriation	\$5,408,000
8	Alaskan Way Viaduct Replacement Project Account—State	
9	Appropriation	\$77,956,000
10	Transportation 2003 Account (Nickel Account)—State	
11	Appropriation	\$21,819,000
12	Interstate 405 Express Toll Lanes Operations Account—State	
13	Appropriation	\$48,036,000
14	TOTAL APPROPRIATION.	\$2,977,555,000

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

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

26 (2) Except as provided otherwise in this section, the entire
27 motor vehicle account—state appropriation and motor vehicle account—
28 federal appropriation are provided solely for the projects and
29 activities listed in LEAP Transportation Document 2019-2 ALL PROJECTS
30 as developed April 27, 2019, Program - Highway Improvements Program
31 (I). Any federal funds gained through efficiencies, adjustments to
32 the federal funds forecast, additional congressional action not
33 related to a specific project or purpose, or the federal funds
34 redistribution process must then be applied to highway and bridge
35 preservation activities or fish passage barrier corrections
36 (0BI4001).

37 (3) Within the motor vehicle account—state appropriation and
38 motor vehicle account—federal appropriation, the department may
39 transfer funds between programs I and P, except for funds that are

1 otherwise restricted in this act. Ten days prior to any transfer, the
2 department must submit its request to the office of financial
3 management and the transportation committees of the legislature and
4 consider any concerns raised. The department shall submit a report on
5 fiscal year funds transferred in the prior fiscal year using this
6 subsection as part of the department's annual budget submittal.

7 (4) The connecting Washington account—state appropriation
8 includes up to \$1,519,899,000 in proceeds from the sale of bonds
9 authorized in RCW 47.10.889.

10 (5) The special category C account—state appropriation includes
11 up to \$75,274,000 in proceeds from the sale of bonds authorized in
12 RCW 47.10.861.

13 (6) The transportation partnership account—state appropriation
14 includes up to \$150,232,000 in proceeds from the sale of bonds
15 authorized in RCW 47.10.812.

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

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

22 (9) \$90,464,000 of the transportation partnership account—state
23 appropriation, \$7,006,000 of the motor vehicle account—private/local
24 appropriation, \$3,383,000 of the transportation 2003 account (nickel
25 account)—state appropriation, \$77,956,000 of the Alaskan Way viaduct
26 replacement project account—state appropriation, and \$1,838,000 of
27 the multimodal transportation account—state appropriation are
28 provided solely for the SR 99/Alaskan Way Viaduct Replacement project
29 (809936Z).

30 (10) \$3,000,000 of the multimodal transportation account—state
31 appropriation is provided solely for transit mitigation for the SR
32 99/Viaduct Project - Construction Mitigation project (809940B).

33 (11) \$164,000,000 of the connecting Washington account—state
34 appropriation is provided solely for the US 395 North Spokane
35 Corridor project (M00800R).

36 (12)(a) \$22,195,000 of the transportation partnership account—
37 state appropriation, \$12,805,000 of the transportation 2003 account
38 (nickel account)—state appropriation, and \$48,000,000 of the
39 Interstate 405 express toll lanes operations account—state

1 appropriation are provided solely for the I-405/SR 522 to I-5
2 Capacity Improvements project (L2000234) for activities related to
3 adding capacity on Interstate 405 between state route number 522 and
4 Interstate 5, with the goals of increasing vehicle throughput and
5 aligning project completion with the implementation of bus rapid
6 transit in the vicinity of the project. The transportation
7 partnership account—state appropriation and transportation 2003
8 account (nickel account)—state appropriation are a transfer or a
9 reappropriation of a transfer from the I-405/Kirkland Vicinity Stage
10 2 - Widening project (8BI1002) due to savings and will fund right-of-
11 way and construction for an additional phase of this I-405 project.

12 (b) If sufficient bonding authority to complete this project is
13 not provided within chapter . . . (Engrossed Substitute Senate Bill
14 No. 5825), Laws of 2019 (addressing tolling) or chapter . . . (House
15 Bill No. 2132), Laws of 2019 (addressing tolling), or within a bond
16 authorization act referencing chapter . . . (Engrossed Substitute
17 Senate Bill No. 5825), Laws of 2019 or chapter . . . (House Bill No.
18 2132), Laws of 2019, by June 30, 2019, \$21,000,000 of the Interstate
19 405 express toll lanes operations account—state appropriation
20 provided in this subsection lapses, and it is the intent of the
21 legislature to reduce the Interstate 405 express toll lanes
22 operations account—state appropriation in the 2021-2023 biennium to
23 \$5,000,000, and in the 2023-2025 biennium to \$0 on the list
24 referenced in subsection (2) of this section.

25 (13)(a) \$395,822,000 of the connecting Washington account—state
26 appropriation, \$60,000 of the motor vehicle account—state
27 appropriation, and \$342,000 of the motor vehicle account—private/
28 local appropriation are provided solely for the SR 520 Seattle
29 Corridor Improvements - West End project (M00400R).

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

33 (i) Work with the operator of the Montlake boulevard market
34 located on parcel number 1-23190 to negotiate a lease allowing
35 continued operations up to January 1, 2020. After that time, the
36 department shall identify an area in the vicinity of the Montlake
37 property for a temporary market or other food service to be provided
38 during the period of project construction. Should the current
39 operator elect not to participate in providing that temporary

1 service, the department shall then develop an outreach plan with the
2 city to solicit community input on the food services provided, and
3 then advertise the opportunity to other potential vendors. Further,
4 the department shall work with the city of Seattle and existing
5 permit processes to facilitate vendor access to and use of the area
6 in the vicinity of the Montlake property.

7 (ii) Upon completion of the Montlake Phase of the West End
8 project (current anticipated contract completion of 2023), WSDOT
9 shall sell that portion of the property not used for permanent
10 transportation improvements and initiate a process to convey that
11 surplus property to a subsequent owner.

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

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

31 (15) \$265,100,000 of the connecting Washington account—state
32 appropriation is provided solely for the SR 167/SR 509 Puget Sound
33 Gateway project (M00600R).

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

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

1 (c) In making budget allocations to the Puget Sound Gateway
2 project, the department shall implement the project's construction as
3 a single corridor investment. The department shall develop a
4 coordinated corridor construction and implementation plan for state
5 route number 167 and state route number 509 in collaboration with
6 affected stakeholders. Specific funding allocations must be based on
7 where and when specific project segments are ready for construction
8 to move forward and investments can be best optimized for timely
9 project completion. Emphasis must be placed on avoiding gaps in fund
10 expenditures for either project.

11 (d) It is the legislature's intent that the department shall
12 construct a full single-point urban interchange at the junction of
13 state route number 161 (Meridian avenue) and state route number 167
14 and a full single-point urban interchange at the junction of state
15 route number 509 and 188th Street. If the department receives
16 additional funds from an outside source for this project after the
17 base project is fully funded, the funds must first be applied toward
18 the completion of these two full single-point urban interchanges.

19 (e) In designing the state route number 509/state route number
20 516 interchange component of the SR 167/SR 509 Puget Sound Gateway
21 project (M00600R), the department shall make every effort to utilize
22 the preferred "4B" design.

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

28 (g) If sufficient bonding authority to complete this project is
29 not provided within chapter . . . (Engrossed Substitute Senate Bill
30 No. 5825), Laws of 2019 (addressing tolling) or chapter . . . (House
31 Bill No. 2132), Laws of 2019 (addressing tolling), or within a bond
32 authorization act referencing chapter . . . (Engrossed Substitute
33 Senate Bill No. 5825), Laws of 2019 or chapter . . . (House Bill No.
34 2132), Laws of 2019, by June 30, 2019, it is the intent of the
35 legislature to return the Puget Sound Gateway project (M00600R) to
36 its previously identified construction schedule by moving
37 \$128,900,000 in connecting Washington account—state appropriation
38 back to the 2027-2029 biennium from the 2023-2025 biennium on the
39 list referenced in subsection (2) of this section. If sufficient
40 bonding authority is provided, it is the intent of the legislature to

1 advance the project to allow for earlier completion and inflationary
2 savings.

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

10 (17) The department shall support Pierce county's New Rhodes Lake
11 Road project including state route 162 and 128th Street East
12 intersection improvements following the preferred and recommended
13 alternative of Pierce county's SEIS issued May 3, 2018. The
14 department shall fully support, review, and approve improvements and
15 right-of-way plans in a timely manner.

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

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

25 (20) Any advisory group that the department convenes during the
26 2019-2021 fiscal biennium must consider the interests of the entire
27 state of Washington.

28 (21) The legislature finds that there are sixteen companies
29 involved in wood preserving in the state that employ four hundred
30 workers and have an annual payroll of fifteen million dollars. Before
31 the department's switch to steel guardrails, ninety percent of the
32 twenty-five hundred mile guardrail system was constructed of
33 preserved wood and one hundred ten thousand wood guardrail posts were
34 produced annually for state use. Moreover, the policy of using steel
35 posts requires the state to use imported steel. Given these findings,
36 where practicable, and until June 30, 2021, the department shall
37 include the design option to use wood guardrail posts, in addition to
38 steel posts, in new guardrail installations. The selection of posts
39 must be consistent with the agency design manual policy that existed
40 before December 2009.

1 (22) (a) For projects funded as part of the 2015 connecting
2 Washington transportation package listed on the LEAP transportation
3 document identified in subsection (1) of this section, if the
4 department expects to have substantial reappropriations for the
5 2021-2023 fiscal biennium, the department may, on a pilot basis,
6 apply funding from a project in this section with an appropriation
7 that cannot be used for the current fiscal biennium to advance one or
8 more of the following projects:

9 (i) I-82 Yakima - Union Gap Economic Development Improvements
10 (T21100R);

11 (ii) I-5 Federal Way - Triangle Vicinity Improvements (T20400R);
12 or

13 (iii) SR 522/Paradise Lk Rd Interchange & Widening on SR 522
14 (Design/Engineering) (NPARADI).

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

21 (c) For connecting Washington projects that have already begun
22 and are eligible for the authority granted in section 601 of this
23 act, the department shall prioritize advancing the following projects
24 if expected reappropriations become available:

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

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

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

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

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

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

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

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

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

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

36 (d) To the extent practicable, the department shall use the
37 flexibility and authority granted in this section and in section 601
38 of this act to minimize the amount of reappropriations needed each
39 biennium.

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

11 Further, the legislature determines construction aggregate and
12 recycled concrete materials substantially meet widely recognized
13 international, national, and local standards and specifications
14 referenced in American society for testing and materials, American
15 concrete institute, Washington state department of transportation,
16 Seattle department of transportation, American public works
17 association, federal aviation administration, and federal highway
18 administration specifications, and are described as necessary and
19 desirable products for recycling and reuse by state and federal
20 agencies.

21 As these recyclable materials have well established markets, are
22 substantially a primary or secondary product of necessary
23 construction processes and production, and are managed as an item of
24 commercial value, construction aggregate and recycled concrete
25 materials are exempt from chapter 173-350 WAC.

26 (24) (a) \$17,500,000 of the motor vehicle account—state
27 appropriation is provided solely for staffing of a project office to
28 replace the Interstate 5 bridge across the Columbia river (G2000088).
29 If at least a \$9,000,000 transfer is not authorized in section
30 406(29) of this act, then \$9,000,000 of the motor vehicle account—
31 state appropriation lapses.

32 (b) Of the amount provided in this subsection, \$7,780,000 of the
33 motor vehicle account—state appropriation must be placed in
34 unallotted status by the office of financial management until the
35 department develops a detailed plan for the work of this project
36 office in consultation with the chairs and ranking members of the
37 transportation committees of the legislature. The director of the
38 office of financial management shall consult with the chairs and

1 ranking members of the transportation committees of the legislature
2 prior to making a decision to allot these funds.

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

18 (d) Within the amount provided in this subsection, the department
19 must implement chapter . . . (Engrossed Substitute House Bill No.
20 1994), Laws of 2019 (projects of statewide significance).

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

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

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

25 (iii) Have made significant progress toward beginning the
26 supplemental environmental impact statement process by June 30, 2021.
27 The department shall aim to provide a progress report on these
28 activities to the governor and the transportation committees of the
29 legislature by December 1, 2019, and a final report to the governor
30 and the transportation committees of the legislature by December 1,
31 2020.

32 (25) \$17,500,000 of the motor vehicle account—state appropriation
33 is provided solely to begin the pre-design phase on the I-5/Columbia
34 River Bridge project (G2000088); however, if at least \$50,000,000 is
35 not made available, by means of transfer, deposit, appropriation, or
36 other similar conveyance, to the motor vehicle account for
37 stormwater-related activities through the enactment of chapter . . .
38 (Engrossed Substitute Senate Bill No. 5993), Laws of 2019 (model
39 toxics control program reform) by June 30, 2019, the amount provided
40 in this subsection lapses.

1 (26) (a) \$36,500,000 of the connecting Washington account—state
2 appropriation, \$44,961,000 of the motor vehicle account—federal
3 appropriation, and \$18,539,000 of the transportation partnership
4 account—state appropriation are provided solely for the Fish Passage
5 Barrier project (0BI4001) with the intent of fully complying with the
6 court injunction by 2030.

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

11 (c) The department shall coordinate with the Brian Abbott fish
12 passage barrier removal board to use a watershed approach to maximize
13 habitat gain by replacing both state and local culverts. The
14 department shall deliver high habitat value fish passage barrier
15 corrections that it has identified, guided by the following factors:
16 Opportunity to bundle projects, ability to leverage investments by
17 others, presence of other barriers, project readiness, other
18 transportation projects in the area, and transportation impacts.

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

22 (27) \$14,750,000 of the connecting Washington account—state
23 appropriation and \$6,000,000 of the motor vehicle account—private/
24 local appropriation are provided solely for the I-90/Barker to
25 Harvard - Improve Interchanges & Local Roads project (L2000122). The
26 connecting Washington account appropriation for the improvements that
27 fall within the city of Liberty Lake may only be expended if the city
28 of Liberty Lake agrees to cover any project costs above the
29 \$20,900,000 of state appropriation provided for the total project in
30 LEAP Transportation Document 2019-1 as developed April 27, 2019,
31 Program - Highway Improvements (I).

32 (28) (a) \$7,060,000 of the motor vehicle account—federal
33 appropriation, \$72,000 of the motor vehicle account—state
34 appropriation, \$3,580,000 of the transportation partnership account—
35 state appropriation, and \$7,000,000 of the high occupancy toll lanes
36 operations account—state appropriation are provided solely for the SR
37 167/SR 410 to SR 18 - Congestion Management project (316706C).

38 (b) If sufficient bonding authority to complete this project is
39 not provided within chapter . . . (Engrossed Substitute Senate Bill

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

8 (29) For the I-405/North 8th Street Direct Access Ramp in Renton
9 project (L1000280), if sufficient bonding authority to begin this
10 project is not provided within chapter . . . (Engrossed Substitute
11 Senate Bill No. 5825), Laws of 2019 (addressing tolling) or
12 chapter . . . (House Bill No. 2132), Laws of 2019 (addressing
13 tolling), or within a bond authorization act referencing
14 chapter . . . (Engrossed Substitute Senate Bill No. 5825), Laws of
15 2019 or chapter . . . (House Bill No. 2132), Laws of 2019, by June
16 30, 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 of the Special Category C account—state
19 appropriation and \$1,000,000 of the motor vehicle account—private/
20 local appropriation are provided solely for the SR 18 Widening -
21 Issaquah/Hobart Rd to Raging River project (L1000199) for improving
22 and widening state route number 18 to four lanes from Issaquah-Hobart
23 Road to Raging River.

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

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

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

10 (34) \$1,000,000 of the motor vehicle account—state appropriation
11 is provided solely for the US 101/Morse Creek Safety Barrier project
12 (L1000247); however, if at least \$50,000,000 is not made available,
13 by means of transfer, deposit, appropriation, or other similar
14 conveyance, to the motor vehicle account for stormwater-related
15 activities through the enactment of chapter . . . (Engrossed
16 Substitute Senate Bill No. 5993), Laws of 2019 (model toxics control
17 program reform) by June 30, 2019, the amount provided in this
18 subsection lapses.

19 (35) \$1,000,000 of the motor vehicle account—state appropriation
20 is provided solely for the SR 162/410 Interchange Design and Right of
21 Way project (L1000276); however, if at least \$50,000,000 is not made
22 available, by means of transfer, deposit, appropriation, or other
23 similar conveyance, to the motor vehicle account for stormwater-
24 related activities through the enactment of chapter . . . (Engrossed
25 Substitute Senate Bill No. 5993), Laws of 2019 (model toxics control
26 program reform) by June 30, 2019, the amount provided in this
27 subsection lapses.

28 (36) \$1,000,000 of the motor vehicle account—state appropriation
29 is provided solely for the I-5/Rush Road Interchange Improvements
30 project (L1000223); however, if at least \$50,000,000 is not made
31 available, by means of transfer, deposit, appropriation, or other
32 similar conveyance, to the motor vehicle account for stormwater-
33 related activities through the enactment of chapter . . . (Engrossed
34 Substitute Senate Bill No. 5993), Laws of 2019 (model toxics control
35 program reform) by June 30, 2019, the amount provided in this
36 subsection lapses.

37 NEW SECTION. **Sec. 307. FOR THE DEPARTMENT OF TRANSPORTATION—**
38 **PRESERVATION—PROGRAM P**

1	Recreational Vehicle Account—State Appropriation	\$1,744,000
2	Transportation Partnership Account—State	
3	Appropriation	\$23,706,000
4	Motor Vehicle Account—State Appropriation	\$74,885,000
5	Motor Vehicle Account—Federal Appropriation	\$454,758,000
6	Motor Vehicle Account—Private/Local Appropriation	\$5,159,000
7	State Route Number 520 Corridor Account—State	
8	Appropriation	\$544,000
9	Connecting Washington Account—State Appropriation	\$189,771,000
10	Tacoma Narrows Toll Bridge Account—State Appropriation	\$7,906,000
11	Alaskan Way Viaduct Replacement Project Account—State	
12	Appropriation.	\$10,000
13	Transportation 2003 Account (Nickel Account)—State	
14	Appropriation	\$9,617,000
15	TOTAL APPROPRIATION.	\$768,100,000

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

18 (1) Except as provided otherwise in this section, the entire
19 connecting Washington account—state appropriation and the entire
20 transportation partnership account—state appropriation are provided
21 solely for the projects and activities as listed by fund, project,
22 and amount in LEAP Transportation Document 2019-1 as developed April
23 27, 2019, Program - Highway Preservation Program (P). However,
24 limited transfers of specific line-item project appropriations may
25 occur between projects for those amounts listed subject to the
26 conditions and limitations in section 601 of this act.

27 (2) Except as provided otherwise in this section, the entire
28 motor vehicle account—state appropriation and motor vehicle account—
29 federal appropriation are provided solely for the projects and
30 activities listed in LEAP Transportation Document 2019-2 ALL PROJECTS
31 as developed April 27, 2019, Program - Highway Preservation Program
32 (P). Any federal funds gained through efficiencies, adjustments to
33 the federal funds forecast, additional congressional action not
34 related to a specific project or purpose, or the federal funds
35 redistribution process must then be applied to highway and bridge
36 preservation activities or fish passage barrier corrections
37 (OBI4001).

38 (3) Within the motor vehicle account—state appropriation and
39 motor vehicle account—federal appropriation, the department may

1 transfer funds between programs I and P, except for funds that are
2 otherwise restricted in this act. Ten days prior to any transfer, the
3 department must submit its request to the office of financial
4 management and the transportation committees of the legislature and
5 consider any concerns raised. The department shall submit a report on
6 fiscal year funds transferred in the prior fiscal year using this
7 subsection as part of the department's annual budget submittal.

8 (4) \$25,036,000 of the connecting Washington account—state
9 appropriation is provided solely for the land mobile radio upgrade
10 (G2000055) and is subject to the conditions, limitations, and review
11 provided in section 701 of this act. The land mobile radio project is
12 subject to technical oversight by the office of the chief information
13 officer. The department, in collaboration with the office of the
14 chief information officer, shall identify where existing or proposed
15 mobile radio technology investments should be consolidated, identify
16 when existing or proposed mobile radio technology investments can be
17 reused or leveraged to meet multiagency needs, increase mobile radio
18 interoperability between agencies, and identify how redundant
19 investments can be reduced over time. The department shall also
20 provide quarterly reports to the technology services board on project
21 progress.

22 (5) \$2,500,000 of the motor vehicle account—state appropriation
23 is provided solely for extraordinary costs incurred from litigation
24 awards, settlements, or dispute mitigation activities not eligible
25 for funding from the self-insurance fund. The amount provided in this
26 subsection must be held in unallotted status until the department
27 submits a request to the office of financial management that includes
28 documentation detailing litigation-related expenses. The office of
29 financial management may release the funds only when it determines
30 that all other funds designated for litigation awards, settlements,
31 and dispute mitigation activities have been exhausted. No funds
32 provided in this subsection may be expended on any legal fees related
33 to the SR 99/Alaskan Way viaduct replacement project (809936Z).

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

38 (7) \$22,729,000 of the motor vehicle account—federal
39 appropriation and \$553,000 of the motor vehicle account—state

1 appropriation are provided solely for the preservation of
2 structurally deficient bridges or bridges that are at risk of
3 becoming structurally deficient (L1000068). These funds must be used
4 widely around the state of Washington. When practicable, the
5 department shall pursue design-build contracts for these bridge
6 projects to expedite delivery. The department shall provide a report
7 that identifies the progress of each project funded in this
8 subsection as part of its annual agency budget request.

9 (8) The department must consult with the Washington state patrol
10 and the office of financial management during the design phase of any
11 improvement or preservation project that could impact Washington
12 state patrol weigh station operations. During the design phase of any
13 such project, the department must estimate the cost of designing
14 around the affected weigh station's current operations, as well as
15 the cost of moving the affected weigh station.

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

20 (10)(a) For projects funded as part of the 2015 connecting
21 Washington transportation package listed on the LEAP transportation
22 document identified in subsection (1) of this section, if the
23 department expects to have substantial reappropriations for the
24 2021-2023 fiscal biennium, the department may, on a pilot basis,
25 apply funding from a project in this section with an appropriation
26 that cannot be used for the current fiscal biennium to advance the SR
27 4/Abernathy Creek Br - Replace Bridge project (400411A).

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

34 (c) To the extent practicable, the department shall use the
35 flexibility and authority granted in this section and in section 601
36 of this act to minimize the amount of reappropriations needed each
37 biennium.

38 (11) Within the connecting Washington account—state
39 appropriation, the department may transfer funds from Highway System
40 Preservation (L1100071) to other preservation projects listed in the

1 LEAP transportation document identified in subsection (1) of this
2 section, if it is determined necessary for completion of these high
3 priority preservation projects. The department's next budget
4 submittal after using this subsection must appropriately reflect the
5 transfer.

6 NEW SECTION. **Sec. 308. FOR THE DEPARTMENT OF TRANSPORTATION—**
7 **TRAFFIC OPERATIONS—PROGRAM Q—CAPITAL**

8	Motor Vehicle Account—State Appropriation	\$7,311,000
9	Motor Vehicle Account—Federal Appropriation	\$5,331,000
10	Motor Vehicle Account—Private/Local Appropriation	\$500,000
11	TOTAL APPROPRIATION.	\$13,142,000

12 The appropriations in this section are subject to the following
13 conditions and limitations: \$700,000 of the motor vehicle account—
14 state appropriation is provided solely for the SR 99 Aurora Bridge
15 ITS project (L2000338); however, if at least \$50,000,000 is not made
16 available, by means of transfer, deposit, appropriation, or other
17 similar conveyance, to the motor vehicle account for stormwater-
18 related activities through the enactment of chapter . . . (Engrossed
19 Substitute Senate Bill No. 5993), Laws of 2019 (model toxics control
20 program reform) by June 30, 2019, the amount provided in this
21 subsection lapses.

22 NEW SECTION. **Sec. 309. FOR THE DEPARTMENT OF TRANSPORTATION—**
23 **WASHINGTON STATE FERRIES CONSTRUCTION—PROGRAM W**

24	Puget Sound Capital Construction Account—State	
25	Appropriation	\$111,076,000
26	Puget Sound Capital Construction Account—Federal	
27	Appropriation	\$141,750,000
28	Puget Sound Capital Construction Account—Private/Local	
29	Appropriation	\$350,000
30	Transportation Partnership Account—State	
31	Appropriation	\$4,936,000
32	Connecting Washington Account—State Appropriation	\$92,766,000
33	Capital Vessel Replacement Account—State	
34	Appropriation.	\$99,000,000
35	TOTAL APPROPRIATION.	\$449,878,000

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

1 (1) Except as provided otherwise in this section, the entire
2 appropriations in this section are provided solely for the projects
3 and activities as listed in LEAP Transportation Document 2019-2 ALL
4 PROJECTS as developed April 27, 2019, Program - Washington State
5 Ferries Capital Program (W).

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

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

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

1 the conversion of up to two Jumbo Mark II vessels to electric hybrid
2 propulsion (G2000084). The department shall seek additional funds for
3 the purposes of this subsection. The department may spend from the
4 Puget Sound capital construction account—state appropriation in this
5 section only as much as the department receives in Volkswagen
6 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 of the capital vessel replacement account—state
13 appropriation is provided solely for the acquisition of a 144-car
14 hybrid-electric vessel. The vendor must present to the joint
15 transportation committee and the office of financial management, by
16 September 15, 2019, a list of options that will result in significant
17 cost savings changes in terms of construction or the long-term
18 maintenance and operations of the vessel. The vendor must allow for
19 exercising the options without a penalty. It is the intent of the
20 legislature to provide an additional \$88,000,000 in funding in the
21 2021-23 biennium. Unless (a) chapter . . . (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)
25 chapter . . . (Engrossed House Bill No. 1789), Laws of 2019 (service
26 fees) or chapter . . . (Substitute Senate Bill No. 5419), Laws of
27 2019 (service fees) is enacted by June 30, 2019, the amount provided
28 in this subsection lapses.

29 (10) The capital vessel replacement account—state appropriation
30 includes up to \$99,000,000 in proceeds from the sale of bonds
31 authorized in RCW 47.10.873.

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

34	Motor Vehicle Account—State Appropriation.	\$1,750,000
35	Essential Rail Assistance Account—State Appropriation	\$500,000
36	Transportation Infrastructure Account—State	
37	Appropriation	\$7,554,000
38	Multimodal Transportation Account—State	

1	Appropriation	\$85,441,000
2	Multimodal Transportation Account—Federal	
3	Appropriation	\$8,302,000
4	Multimodal Transportation Account—Local	
5	Appropriation	\$336,000
6	TOTAL APPROPRIATION.	\$103,883,000

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

9 (1) Except as provided otherwise in this section, the entire
10 appropriations in this section are provided solely for the projects
11 and activities as listed by project and amount in LEAP Transportation
12 Document 2019-2 ALL PROJECTS as developed April 27, 2019, Program -
13 Rail Program (Y).

14 (2) \$7,136,000 of the transportation infrastructure account—state
15 appropriation is provided solely for new low-interest loans approved
16 by the department through the freight rail investment bank (FRIB)
17 program. The department shall issue FRIB program loans with a
18 repayment period of no more than ten years, and charge only so much
19 interest as is necessary to recoup the department's costs to
20 administer the loans. The department shall report annually to the
21 transportation committees of the legislature and the office of
22 financial management on all FRIB loans issued.

23 (3) \$8,112,000 of the multimodal transportation account—state
24 appropriation, \$51,000 of the transportation infrastructure account—
25 state appropriation, and \$135,000 of the essential rail assistance
26 account—state appropriation are provided solely for new statewide
27 emergent freight rail assistance projects identified in the LEAP
28 transportation document referenced in subsection (1) of this section.

29 (4) \$367,000 of the transportation infrastructure account—state
30 appropriation and \$1,100,000 of the multimodal transportation account
31 —state appropriation are provided solely to reimburse Highline Grain,
32 LLC for approved work completed on Palouse River and Coulee City
33 (PCC) railroad track in Spokane county between the BNSF Railway
34 Interchange at Cheney and Geiger Junction and must be administered in
35 a manner consistent with freight rail assistance program projects.
36 The value of the public benefit of this project is expected to meet
37 or exceed the cost of this project in: Shipper savings on
38 transportation costs; jobs saved in rail-dependent industries; and/or
39 reduced future costs to repair wear and tear on state and local

1 highways due to fewer annual truck trips (reduced vehicle miles
2 traveled). The amounts provided in this subsection are not a
3 commitment for future legislatures, but it is the legislature's
4 intent that future legislatures will work to approve biennial
5 appropriations until the full \$7,337,000 cost of this project is
6 reimbursed.

7 (5) (a) \$365,000 of the essential rail assistance account—state
8 appropriation is provided solely for the purpose of the
9 rehabilitation and maintenance of the Palouse river and Coulee City
10 railroad line (F01111B).

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

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

16 (ii) Revenues from trackage rights agreement fees paid by
17 shippers; and

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

22 (6) The department shall issue a call for projects for the
23 freight rail assistance program, and shall evaluate the applications
24 in a manner consistent with past practices as specified in section
25 309, chapter 367, Laws of 2011. By November 15, 2020, the department
26 shall submit a prioritized list of recommended projects to the office
27 of financial management and the transportation committees of the
28 legislature.

29 (7) \$10,000,000 of the multimodal transportation account—state
30 appropriation is provided solely as expenditure authority for any
31 insurance proceeds received by the state for Passenger Rail Equipment
32 Replacement (project 700010C.) The department must use this
33 expenditure authority only to purchase new train sets that have been
34 competitively procured.

35 (8) \$600,000 of the multimodal transportation account—federal
36 appropriation and \$6,000 of the multimodal transportation account—
37 state appropriation are provided solely for the Ridgefield Rail
38 Overpass (project 725910A). Total costs for this project may not
39 exceed \$909,000 across fiscal biennia.

1 (9) (a) For projects funded as part of the 2015 connecting
2 Washington transportation package listed on the LEAP transportation
3 document identified in subsection (1) of this section, if the
4 department expects to have substantial reappropriations for the
5 2021-2023 fiscal biennium, the department may, on a pilot basis,
6 apply funding from a project in this section with an appropriation
7 that cannot be used for the current fiscal biennium to advance the
8 South Kelso Railroad Crossing project (L1000147).

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

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

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

21 (11) The department must report to the joint transportation
22 committee on the progress made on freight rail investment bank
23 projects and freight rail assistance projects funded during this
24 biennium by January 1, 2020.

25 (12) \$1,500,000 of the multimodal transportation account—state
26 appropriation is provided solely for the Chelatchie Prairie railroad
27 roadbed rehabilitation project (L1000233).

28 (13) \$250,000 of the multimodal transportation account—state
29 appropriation is provided solely for the Port of Moses Lake Northern
30 Columbia Basin railroad feasibility study (L1000235).

31 (14) \$500,000 of the multimodal transportation account—state
32 appropriation is provided solely for the Spokane airport transload
33 facility project (L1000242).

34 (15) \$1,000,000 of the motor vehicle account—state appropriation
35 is provided solely for the grade separation at Bell road project
36 (L1000239); however, if at least \$50,000,000 is not made available,
37 by means of transfer, deposit, appropriation, or other similar
38 conveyance, to the motor vehicle account for stormwater-related
39 activities through the enactment of chapter . . . (Engrossed

1 Substitute Senate Bill No. 5993), Laws of 2019 (model toxics control
2 program reform) by June 30, 2019, the amount provided in this
3 subsection lapses.

4 (16) \$750,000 of the motor vehicle account—state appropriation is
5 provided solely for the rail crossing improvements at 6th Ave. and
6 South 19th St. project (L2000289); however, if at least \$50,000,000
7 is not made available, by means of transfer, deposit, appropriation,
8 or other similar conveyance, to the motor vehicle account for
9 stormwater-related activities through the enactment of chapter . . .
10 (Engrossed Substitute Senate Bill No. 5993), Laws of 2019 (model
11 toxics control program reform) by June 30, 2019, the amount provided
12 in this subsection lapses.

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

15	Highway Infrastructure Account—State Appropriation	\$793,000
16	Highway Infrastructure Account—Federal Appropriation	\$981,000
17	Transportation Partnership Account—State	
18	Appropriation	\$750,000
19	Highway Safety Account—State Appropriation	\$800,000
20	Motor Vehicle Account—State Appropriation	\$30,878,000
21	Motor Vehicle Account—Federal Appropriation	\$33,813,000
22	Motor Vehicle Account—Private/Local Appropriation	\$21,500,000
23	Connecting Washington Account—State Appropriation	\$172,454,000
24	Multimodal Transportation Account—State	
25	Appropriation	\$72,269,000
26	TOTAL APPROPRIATION.	\$334,238,000

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

29 (1) Except as provided otherwise in this section, the entire
30 appropriations in this section are provided solely for the projects
31 and activities as listed by project and amount in LEAP Transportation
32 Document 2019-2 ALL PROJECTS as developed April 27, 2019, Program -
33 Local Programs Program (Z).

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

37 (a) \$18,380,000 of the multimodal transportation account—state
38 appropriation is provided solely for newly selected pedestrian and

1 bicycle safety program projects. \$5,940,000 of the multimodal
2 transportation account—state appropriation and \$750,000 of the
3 transportation partnership account—state appropriation are
4 reappropriated for pedestrian and bicycle safety program projects
5 selected in the previous biennia (L2000188).

6 (b) \$11,400,000 of the motor vehicle account—federal
7 appropriation and \$7,750,000 of the multimodal transportation account
8 —state appropriation are provided solely for newly selected safe
9 routes to school projects. \$6,690,000 of the motor vehicle account—
10 federal appropriation, \$2,320,000 of the multimodal transportation
11 account—state appropriation, and \$800,000 of the highway safety
12 account—state appropriation are reappropriated for safe routes to
13 school projects selected in the previous biennia (L2000189). The
14 department may consider the special situations facing high-need
15 areas, as defined by schools or project areas in which the percentage
16 of the children eligible to receive free and reduced-price meals
17 under the national school lunch program is equal to, or greater than,
18 the state average as determined by the department, when evaluating
19 project proposals against established funding criteria while ensuring
20 continued compliance with federal eligibility requirements.

21 (3) The department shall submit a report to the transportation
22 committees of the legislature by December 1, 2019, and December 1,
23 2020, on the status of projects funded as part of the pedestrian
24 safety/safe routes to school grant program. The report must include,
25 but is not limited to, a list of projects selected and a brief
26 description of each project's status.

27 (4) \$28,319,000 of the multimodal transportation account—state
28 appropriation is provided solely for bicycle and pedestrian projects
29 listed in the LEAP transportation document referenced in subsection
30 (1) of this section.

31 (5) \$19,160,000 of the connecting Washington account—state
32 appropriation is provided solely for the Covington Connector
33 (L2000104). The amounts described in the LEAP transportation document
34 referenced in subsection (1) of this section are not a commitment by
35 future legislatures, but it is the legislature's intent that future
36 legislatures will work to approve appropriations in the 2019-2021
37 fiscal biennium to reimburse the city of Covington for approved work
38 completed on the project up to the full \$24,000,000 cost of this
39 project.

1 (6) (a) For projects funded as part of the 2015 connecting
2 Washington transportation package listed on the LEAP transportation
3 document identified in subsection (1) of this section, if the
4 department expects to have substantial reappropriations for the
5 2021-2023 fiscal biennium, the department may, on a pilot basis,
6 apply funding from a project in this section with an appropriation
7 that cannot be used for the current fiscal biennium to advance one or
8 more of the following projects:

9 (i) East-West Corridor Overpass and Bridge (L2000067);

10 (ii) 41st Street Rucker Avenue Freight Corridor Phase 2
11 (L2000134);

12 (iii) Mottman Rd Pedestrian & Street Improvements (L1000089);

13 (iv) I-5/Port of Tacoma Road Interchange (L1000087);

14 (v) Complete SR 522 Improvements-Kenmore (T10600R);

15 (vi) SR 99 Revitalization in Edmonds (NEDMOND); or

16 (vii) SR 523 145th Street (L1000148);

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

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

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

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

33 (b) In advance of the expiration of the fixing America's surface
34 transportation (FAST) act in 2020, the department must work with the
35 Washington state freight advisory committee to agree on a framework
36 for allocation of any new national highway freight funding that may
37 be approved in a new federal surface transportation reauthorization
38 act. The department and representatives of the advisory committee
39 must report to the joint transportation committee by October 1, 2020,
40 on the status of planning for allocating new funds for this program.

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

9 (10) \$3,900,000 of the motor vehicle account—state appropriation
10 is provided solely for the Dupont-Steilacoom road improvements
11 project (L1000224); however, if at least \$50,000,000 is not made
12 available, by means of transfer, deposit, appropriation, or other
13 similar conveyance, to the motor vehicle account for stormwater-
14 related activities through the enactment of chapter . . . (Engrossed
15 Substitute Senate Bill No. 5993), Laws of 2019 (model toxics control
16 program reform) by June 30, 2019, the amount provided in this
17 subsection lapses.

18 (11) \$650,000 of the motor vehicle account—state appropriation is
19 provided solely for the SR 104/40th place northeast roundabout
20 project (L1000244); however, if at least \$50,000,000 is not made
21 available, by means of transfer, deposit, appropriation, or other
22 similar conveyance, to the motor vehicle account for stormwater-
23 related activities through the enactment of chapter . . . (Engrossed
24 Substitute Senate Bill No. 5993), Laws of 2019 (model toxics control
25 program reform) by June 30, 2019, the amount provided in this
26 subsection lapses.

27 (12) \$860,000 of the multimodal transportation account—state
28 appropriation is provided solely for the Clinton to Ken's corner
29 trail project (L1000249).

30 (13) \$210,000 of the motor vehicle account—state appropriation is
31 provided solely for the I-405/44th gateway signage and green-scaping
32 improvements project (L1000250); however, if at least \$50,000,000 is
33 not made available, by means of transfer, deposit, appropriation, or
34 other similar conveyance, to the motor vehicle account for
35 stormwater-related activities through the enactment of chapter . . .
36 (Engrossed Substitute Senate Bill No. 5993), Laws of 2019 (model
37 toxics control program reform) by June 30, 2019, the amount provided
38 in this subsection lapses.

1 (14) \$750,000 of the multimodal transportation account—state
2 appropriation is provided solely for the Edmonds waterfront connector
3 project (L1000252).

4 (15) \$650,000 of the motor vehicle account—state appropriation is
5 provided solely for the Wallace Kneeland and Shelton springs road
6 intersection improvements project (L1000260); however, if at least
7 \$50,000,000 is not made available, by means of transfer, deposit,
8 appropriation, or other similar conveyance, to the motor vehicle
9 account for stormwater-related activities through the enactment of
10 chapter . . . (Engrossed Substitute Senate Bill No. 5993), Laws of
11 2019 (model toxics control program reform) by June 30, 2019, the
12 amount provided in this subsection lapses.

13 (16) \$1,000,000 of the motor vehicle account—state appropriation
14 and \$500,000 of the multimodal transportation account—state
15 appropriation are provided solely for the complete 224th Phase two
16 project (L1000270); however, if at least \$50,000,000 is not made
17 available, by means of transfer, deposit, appropriation, or other
18 similar conveyance, to the motor vehicle account for stormwater-
19 related activities through the enactment of chapter . . . (Engrossed
20 Substitute Senate Bill No. 5993), Laws of 2019 (model toxics control
21 program reform) by June 30, 2019, the amount in this subsection
22 provided from the motor vehicle account—state appropriation lapses.

23 (17) \$60,000 of the multimodal transportation account—state
24 appropriation is provided solely for the installation of an updated
25 meteorological station at the Colville airport (L1000279).

26 (18) (a) \$700,000 of the motor vehicle account—state appropriation
27 is provided solely for the Ballard-Interbay Regional Transportation
28 system plan project (L1000281); however, if at least \$50,000,000 is
29 not made available, by means of transfer, deposit, appropriation, or
30 other similar conveyance, to the motor vehicle account for
31 stormwater-related activities through the enactment of chapter . . .
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 (b) Funding in this subsection is provided solely for the city of
36 Seattle to develop a plan and report for the Ballard-Interbay
37 Regional Transportation System project to improve mobility for people
38 and freight. The plan must be developed in coordination and
39 partnership with entities including but not limited to the city of

1 Seattle, King county, the Port of Seattle, Sound Transit, the
2 Washington state military department for the Seattle armory, and the
3 Washington state department of transportation. The plan must examine
4 replacement of the Ballard bridge and the Magnolia bridge, which was
5 damaged in the 2001 Nisqually earthquake. The city must provide a
6 report on the plan that includes recommendations to the Seattle city
7 council, King county council, and the transportation committees of
8 the legislature by November 1, 2020. The report must include
9 recommendations on how to maintain the current and future capacities
10 of the Magnolia and Ballard bridges, an overview and analysis of all
11 plans between 2010 and 2020 that examine how to replace the Magnolia
12 bridge, and recommendations on a timeline for constructing new
13 Magnolia and Ballard bridges.

14 (19) \$750,000 of the motor vehicle account—state appropriation is
15 provided solely for the Mickelson Parkway project (L1000282);
16 however, if at least \$50,000,000 is not made available, by means of
17 transfer, deposit, appropriation, or other similar conveyance, to the
18 motor vehicle account for stormwater-related activities through the
19 enactment of chapter . . . (Engrossed Substitute Senate Bill No.
20 5993), Laws of 2019 (model toxics control program reform) by June 30,
21 2019, the amount provided in this subsection lapses.

22 (20) \$300,000 of the motor vehicle account—state appropriation is
23 provided solely for the South 314th Street Improvements project
24 (L1000283); however, if at least \$50,000,000 is not made available,
25 by means of transfer, deposit, appropriation, or other similar
26 conveyance, to the motor vehicle account for stormwater-related
27 activities through the enactment of chapter . . . (Engrossed
28 Substitute Senate Bill No. 5993), Laws of 2019 (model toxics control
29 program reform) by June 30, 2019, the amount provided in this
30 subsection lapses.

31 (21) \$250,000 of the motor vehicle account—state appropriation is
32 provided solely for the Ridgefield South I-5 Access Planning project
33 (L1000284); however, if at least \$50,000,000 is not made available,
34 by means of transfer, deposit, appropriation, or other similar
35 conveyance, to the motor vehicle account for stormwater-related
36 activities through the enactment of chapter . . . (Engrossed
37 Substitute Senate Bill No. 5993), Laws of 2019 (model toxics control
38 program reform) by June 30, 2019, the amount provided in this
39 subsection lapses.

1 (22) \$300,000 of the motor vehicle account—state appropriation is
2 provided solely for the Washougal 32nd Street Underpass Design and
3 Permitting project (L1000285); however, if at least \$50,000,000 is
4 not made available, by means of transfer, deposit, appropriation, or
5 other similar conveyance, to the motor vehicle account for
6 stormwater-related activities through the enactment of chapter . . .
7 (Engrossed Substitute Senate Bill No. 5993), Laws of 2019 (model
8 toxics control program reform) by June 30, 2019, the amount provided
9 in this subsection lapses.

10 (23) \$150,000 of the motor vehicle account—state appropriation
11 and \$50,000 of the multimodal transportation account—state
12 appropriation are provided solely for the Bingen Walnut Creek and
13 Maple Railroad Crossing (L2000328); however, if at least \$50,000,000
14 is not made available, by means of transfer, deposit, appropriation,
15 or other similar conveyance, to the motor vehicle account for
16 stormwater-related activities through the enactment of chapter . . .
17 (Engrossed Substitute Senate Bill No. 5993), Laws of 2019 (model
18 toxics control program reform) by June 30, 2019, the amount in this
19 subsection provided from the motor vehicle account—state
20 appropriation lapses.

21 (24) \$1,500,000 of the motor vehicle account—state appropriation
22 is provided solely for the SR 303 Warren Avenue Bridge Pedestrian
23 Improvements project (L2000339); however, if at least \$50,000,000 is
24 not made available, by means of transfer, deposit, appropriation, or
25 other similar conveyance, to the motor vehicle account for
26 stormwater-related activities through the enactment of chapter . . .
27 (Engrossed Substitute Senate Bill No. 5993), Laws of 2019 (model
28 toxics control program reform) by June 30, 2019, the amount provided
29 in this subsection lapses.

30 (25) \$1,000,000 of the motor vehicle account—state appropriation
31 is provided solely for the 72nd/Washington Improvements in Yakima
32 project (L2000341); however, if at least \$50,000,000 is not made
33 available, by means of transfer, deposit, appropriation, or other
34 similar conveyance, to the motor vehicle account for stormwater-
35 related activities through the enactment of chapter . . . (Engrossed
36 Substitute Senate Bill No. 5993), Laws of 2019 (model toxics control
37 program reform) by June 30, 2019, the amount provided in this
38 subsection lapses.

1 (26) \$650,000 of the motor vehicle account—state appropriation is
2 provided solely for the 48th/Washington Improvements in Yakima
3 project (L2000342); however, if at least \$50,000,000 is not made
4 available, by means of transfer, deposit, appropriation, or other
5 similar conveyance, to the motor vehicle account for stormwater-
6 related activities through the enactment of chapter . . . (Engrossed
7 Substitute Senate Bill No. 5993), Laws of 2019 (model toxics control
8 program reform) by June 30, 2019, the amount provided in this
9 subsection lapses.

10 NEW SECTION. **Sec. 312. ANNUAL REPORTING REQUIREMENTS FOR**
11 **CAPITAL PROGRAM**

12 (1) As part of its annual budget submittal, the department of
13 transportation shall provide an update to the report provided to the
14 legislature in the prior fiscal year that: (a) Compares the original
15 project cost estimates approved in the 2003, 2005, and 2015 revenue
16 package project lists to the completed cost of the project, or the
17 most recent legislatively approved budget and total project costs for
18 projects not yet completed; (b) identifies highway projects that may
19 be reduced in scope and still achieve a functional benefit; (c)
20 identifies highway projects that have experienced scope increases and
21 that can be reduced in scope; (d) identifies highway projects that
22 have lost significant local or regional contributions that were
23 essential to completing the project; and (e) identifies contingency
24 amounts allocated to projects.

25 (2) As part of its annual budget submittal, the department of
26 transportation shall provide: (a) An annual report on the number of
27 toll credits the department has accumulated and how the department
28 has used the toll credits, and (b) a status report on the projects
29 funded using federal national highway freight program funds.

30 NEW SECTION. **Sec. 313. QUARTERLY REPORTING REQUIREMENTS FOR**
31 **CAPITAL PROGRAM**

32 On a quarterly basis, the department of transportation shall
33 provide to the office of financial management and the legislative
34 transportation committees the following reports for all capital
35 programs:

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

1 (a) A TEIS version containing actual capital expenditures for all
2 projects consistent with the structure of the most recently enacted
3 budget;

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

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

10 (d) Projected costs and schedule for individual projects that are
11 funded at a programmatic level for projects relating to bridge rail,
12 guard rail, fish passage barrier removal, roadside safety projects,
13 and seismic bridges. Projects within this programmatic level funding
14 must be completed on a priority basis and scoped to be completed
15 within the current programmatic budget;

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

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

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

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

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

25 (a) Compare the costs and operationally complete date for
26 projects with budgets of twenty million dollars or more that are
27 funded with preexisting funds to the original project cost estimates
28 and schedule; and

29 (b) Provide a list of nickel and TPA projects charging to the
30 nickel/TPA environmental mitigation reserve (OBI4ENV) and the amount
31 each project is charging.

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

33 (a) Identify the estimated advertisement date for all projects
34 consistent with the structure of the most recently enacted
35 transportation budget that are going to advertisement during the
36 current fiscal biennium;

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

1 (c) Identify the estimated cost of completion for all projects
2 consistent with the structure of the most recently enacted
3 transportation budget that are going to advertisement during the
4 current fiscal biennium.

5 NEW SECTION. **Sec. 314. FEDERAL FUNDS RECEIVED FOR CAPITAL**
6 **PROJECT EXPENDITURES**

7 To the greatest extent practicable, the department of
8 transportation shall expend federal funds received for capital
9 project expenditures before state funds.

10 **TRANSFERS AND DISTRIBUTIONS**

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

15	Special Category C Account—State Appropriation.	\$376,000
16	Multimodal Transportation Account—State Appropriation. . . .	\$125,000
17	Transportation Partnership Account—State Appropriation. . .	\$1,636,000
18	Connecting Washington Account—State Appropriation.	\$7,599,000
19	Highway Bond Retirement Account—State	
20	Appropriation.	\$1,327,766,000
21	Ferry Bond Retirement Account—State Appropriation.	\$25,077,000
22	Transportation Improvement Board Bond Retirement	
23	Account—State Appropriation.	\$12,684,000
24	Nondebt-Limit Reimbursable Bond Retirement	
25	Account—State Appropriation.	\$29,594,000
26	Toll Facility Bond Retirement Account—State	
27	Appropriation.	\$86,493,000
28	TOTAL APPROPRIATION.	\$1,491,340,000

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

32	Multimodal Transportation Account—State Appropriation. . . .	\$25,000
33	Transportation Partnership Account—State	
34	Appropriation.	\$327,000

1 Connecting Washington Account—State Appropriation. . . . \$1,520,000
 2 Special Category C Account—State Appropriation. \$75,000
 3 TOTAL APPROPRIATION. \$1,947,000

4 NEW SECTION. **Sec. 403. FOR THE STATE TREASURER—STATE REVENUES**
 5 **FOR DISTRIBUTION**

6 Motor Vehicle Account—State Appropriation:
 7 For motor vehicle fuel tax distributions to
 8 cities and counties. \$518,198,000

9 NEW SECTION. **Sec. 404. FOR THE STATE TREASURER—TRANSFERS**

10 Motor Vehicle Account—State Appropriation:
 11 For motor vehicle fuel tax refunds and
 12 statutory transfers. \$2,188,945,000

13 NEW SECTION. **Sec. 405. FOR THE DEPARTMENT OF LICENSING—**
 14 **TRANSFERS**

15 Motor Vehicle Account—State Appropriation:
 16 For motor vehicle fuel tax refunds and
 17 transfers. \$220,426,000

18 NEW SECTION. **Sec. 406. FOR THE STATE TREASURER—ADMINISTRATIVE**
 19 **TRANSFERS**

20 (1) Highway Safety Account—State Appropriation:
 21 For transfer to the Multimodal Transportation
 22 Account—State. \$10,000,000

23 (2) Transportation Partnership Account—State
 24 Appropriation: For transfer to the Motor Vehicle
 25 Account—State. \$50,000,000

26 (3) Motor Vehicle Account—State Appropriation:
 27 For transfer to the State Patrol Highway
 28 Account—State. \$7,000,000

29 (4) Motor Vehicle Account—State Appropriation:
 30 For transfer to the Freight Mobility Investment
 31 Account—State. \$8,511,000

32 (5) Motor Vehicle Account—State Appropriation:
 33 For transfer to the Rural Arterial Trust
 34 Account—State. \$4,844,000

1 (6) Motor Vehicle Account—State Appropriation:
2 For transfer to the Transportation Improvement
3 Account—State. \$9,688,000
4 (7) Highway Safety Account—State Appropriation:
5 For transfer to the State Patrol Highway
6 Account—State. \$44,000,000
7 (8) Rural Mobility Grant Program Account—State
8 Appropriation: For transfer to the Multimodal
9 Transportation Account—State. \$3,000,000
10 (9) State Route Number 520 Civil Penalties
11 Account—State Appropriation: For transfer to
12 the State Route Number 520 Corridor
13 Account—State. \$1,434,000
14 (10) Capital Vessel Replacement Account—State
15 Appropriation: For transfer to the Connecting
16 Washington Account—State. \$50,000,000
17 (11) Multimodal Transportation Account—State
18 Appropriation: For transfer to the Freight
19 Mobility Multimodal Account—State. \$8,511,000
20 (12) Multimodal Transportation Account—State
21 Appropriation: For transfer to the Puget Sound
22 Capital Construction Account—State. \$15,000,000
23 (13) Multimodal Transportation Account—State
24 Appropriation: For transfer to the Puget Sound
25 Ferry Operations Account—State. \$45,000,000
26 (14) Multimodal Transportation Account—State
27 Appropriation: For transfer to the Regional
28 Mobility Grant Program Account—State. \$27,679,000
29 (15) Multimodal Transportation Account—State
30 Appropriation: For transfer to the Rural
31 Mobility Grant Program Account—State. \$15,223,000
32 (16) Transportation 2003 Account (Nickel Account)—
33 State Appropriation: For transfer to the Puget
34 Sound Capital Construction Account—State. \$20,000,000
35 (17) (a) Alaskan Way Viaduct Replacement Project
36 Account—State Appropriation: For transfer to the
37 Motor Vehicle Account—State. \$9,992,000

1 (b) The transfer identified in this subsection is provided solely
2 to repay in full the motor vehicle account—state appropriation loan
3 from section 1005(21) of this act.

4 (18) (a) Transportation Partnership Account—State
5 Appropriation: For transfer to the Alaskan Way Viaduct
6 Replacement Project Account—State. \$77,951,000

7 (b) The amount transferred in this subsection represents that
8 portion of the up to \$200,000,000 in proceeds from the sale of bonds
9 authorized in RCW 47.10.873, intended to be sold through the
10 2021-2023 fiscal biennium, used only for construction of the SR 99/
11 Alaskan Way Viaduct Replacement project (809936Z), and that must be
12 repaid from the Alaskan Way viaduct replacement project account
13 consistent with RCW 47.56.864.

14 (19) Motor Vehicle Account—State Appropriation:
15 For transfer to the County Arterial Preservation
16 Account—State. \$4,844,000

17 (20) (a) General Fund Account—State Appropriation:
18 For transfer to the State Patrol Highway
19 Account—State. \$625,000

20 (b) The state treasurer shall transfer the funds only after
21 receiving notification from the Washington state patrol under section
22 207(7) of this act.

23 (21) Capital Vessel Replacement Account—State
24 Appropriation: For transfer to the Transportation
25 Partnership Account—State. \$3,293,000

26 (22) (a) Alaskan Way Viaduct Replacement Project
27 Account—State Appropriation: For transfer to the
28 Transportation Partnership Account—State. \$19,262,000

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

32 (23) Tacoma Narrows Toll Bridge Account—State
33 Appropriation: For transfer to the Motor
34 Vehicle Account—State. \$950,000

35 (24) (a) Tacoma Narrows Toll Bridge Account—State Appropriation:
36 For transfer to the Motor Vehicle
37 Account—State. \$5,000,000

38 (b) A transfer in the amount of \$5,000,000 was made from the
39 Motor Vehicle Account to the Tacoma Narrows Toll Bridge Account in

1 April 2019. It is the intent of the legislature that this transfer
2 was to be temporary, for the purpose of minimizing the impact of toll
3 increases, and this is an equivalent reimbursing transfer to occur in
4 November 2019.

5 (25) (a) Transportation 2003 Account (Nickel Account)
6 —State Appropriation: For transfer to the Tacoma
7 Narrows Toll Bridge Account—State. \$12,543,000

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

14 (26) Transportation Infrastructure Account—State
15 Appropriation: For transfer to the multimodal
16 Transportation Account—State. \$9,000,000

17 (27) Multimodal Transportation Account—State
18 Appropriation: For transfer to the Pilotage
19 Account—State. \$2,500,000

20 (28) (a) Motor Vehicle Account—State
21 Appropriation: For transfer to the County Road
22 Administration Board Emergency Loan Account—State. \$1,000,000

23 (b) If chapter . . . (Senate Bill No. 5923), Laws of 2019 is not
24 enacted by June 30, 2019, the amount provided in this subsection
25 lapses.

26 (29) (a) Advanced Environmental Mitigation
27 Revolving Account—State Appropriation: For transfer
28 to the Motor Vehicle Account—State. \$9,000,000

29 (b) The amount transferred in this subsection is contingent on at
30 least a \$9,000,000 transfer to the advanced environmental mitigation
31 revolving account authorized by June 30, 2019, in the omnibus capital
32 appropriations act.

33 (30) Motor Vehicle account—State Appropriation:
34 For transfer to the Electric Vehicle Charging
35 Infrastructure Account—State. \$12,255,000

36 (31) Multimodal Transportation Account—State
37 Appropriation: For transfer to the Electric Vehicle
38 Charging Infrastructure Account—State. \$8,000,000

39 (32) Multimodal Transportation Account—State

1 Appropriation: For transfer to the Complete Streets
 2 Grant Program Account—State. \$14,670,000
 3 (33) (a) Transportation Partnership
 4 Account—State Appropriation: For transfer to the Capital Vessel
 5 Replacement Account—State. \$99,000,000
 6 (b) The amount transferred in this subsection represents proceeds
 7 from the sale of bonds authorized in RCW 47.10.873.

8 NEW SECTION. **Sec. 407. FOR THE STATE TREASURER—STATE REVENUES**
 9 **FOR DISTRIBUTION**

10 Multimodal Transportation Account—State
 11 Appropriation: For distribution to cities and
 12 counties. \$26,786,000
 13 Motor Vehicle Account—State Appropriation: For
 14 distribution to cities and counties. \$23,438,000
 15 TOTAL APPROPRIATION. \$50,224,000

16 NEW SECTION. **Sec. 408. FOR THE STATE TREASURER—BOND RETIREMENT**
 17 **AND INTEREST, AND ONGOING BOND REGISTRATION AND TRANSFER CHARGES: FOR**
 18 **DEBT TO BE PAID BY STATUTORILY PRESCRIBED REVENUE**

19 Toll Facility Bond Retirement Account—Federal
 20 Appropriation \$199,522,000
 21 Toll Facility Bond Retirement Account—State
 22 Appropriation \$25,372,000
 23 TOTAL APPROPRIATION. \$225,273,000

24 **COMPENSATION**

25 NEW SECTION. **Sec. 501. COLLECTIVE BARGAINING AGREEMENTS NOT**
 26 **IMPAIRED**

27 Nothing in this act prohibits the expenditure of any funds by an
 28 agency or institution of the state for benefits guaranteed by any
 29 collective bargaining agreement in effect on the effective date of
 30 this section.

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

32 Sections 503 through 520 of this act represent the results of the
 33 2019-2021 collective bargaining process required under chapters
 34 41.80, 47.64, and 41.56 RCW. Provisions of the collective bargaining

1 agreements contained in sections 503 through 520 of this act are
2 described in general terms. Only major economic terms are included in
3 the descriptions. These descriptions do not contain the complete
4 contents of the agreements. The collective bargaining agreements
5 contained in sections 503 through 520 of this act may also be funded
6 by expenditures from nonappropriated accounts. If positions are
7 funded with lidded grants or dedicated fund sources with insufficient
8 revenue, additional funding from other sources is not provided.

9 NEW SECTION. **Sec. 503. DEPARTMENT OF TRANSPORTATION MARINE**
10 **DIVISION COLLECTIVE BARGAINING AGREEMENTS—OPEIU**

11 An agreement has been reached between the governor and the office
12 and professional employees international union local eight (OPEIU)
13 pursuant to chapter 47.64 RCW for the 2019-2021 fiscal biennium.
14 Funding is provided for a four percent general wage increase
15 effective July 1, 2019, and a four percent general wage increase
16 effective July 1, 2020. The agreement also includes and funding is
17 provided for salary adjustments for targeted job classifications, a
18 restructure of the pay schedule and increased vacation leave.

19 NEW SECTION. **Sec. 504. DEPARTMENT OF TRANSPORTATION MARINE**
20 **DIVISION COLLECTIVE BARGAINING AGREEMENTS—FASPAA**

21 An agreement has been reached between the governor and the ferry
22 agents, supervisors, and project administrators association pursuant
23 to chapter 47.64 RCW for the 2019-2021 fiscal biennium. Funding is
24 provided for a three percent general wage increase effective July 1,
25 2019, and a three percent general wage increase effective July 1,
26 2020. The agreement also includes and funding is provided for an
27 increase in the drug and alcohol sampling certification and a new
28 scheduling committee with two employee representatives.

29 NEW SECTION. **Sec. 505. DEPARTMENT OF TRANSPORTATION MARINE**
30 **DIVISION COLLECTIVE BARGAINING AGREEMENTS—SEIU LOCAL 6**

31 An agreement has been reached between the governor and the
32 service employees international union local 6 pursuant to chapter
33 47.64 RCW for the 2019-2021 fiscal biennium. Funding is provided for
34 a nine percent general wage increase effective July 1, 2019, and a
35 three percent general wage increase effective July 1, 2020. The

1 agreement also includes and funding is provided for an increase in
2 the shift premium rate.

3 NEW SECTION. **Sec. 506. DEPARTMENT OF TRANSPORTATION MARINE**
4 **DIVISION COLLECTIVE BARGAINING AGREEMENTS—CARPENTERS**

5 An agreement has been reached between the governor and the
6 Pacific Northwest regional council of carpenters through an interest
7 arbitration award pursuant to chapter 47.64 RCW for the 2019-2021
8 fiscal biennium. Funding is provided for the awarded four percent
9 general wage increase effective July 1, 2019, and a four percent
10 general wage increase effective July 1, 2020.

11 NEW SECTION. **Sec. 507. DEPARTMENT OF TRANSPORTATION MARINE**
12 **DIVISION COLLECTIVE BARGAINING AGREEMENTS—METAL TRADES**

13 An agreement has been reached between the governor and the Puget
14 Sound metal trades council pursuant to chapter 47.64 RCW for the
15 2019-2021 fiscal biennium. Funding is provided for a four percent
16 general wage increase effective July 1, 2019, and a four percent
17 general wage increase effective July 1, 2020.

18 NEW SECTION. **Sec. 508. DEPARTMENT OF TRANSPORTATION MARINE**
19 **DIVISION COLLECTIVE BARGAINING AGREEMENTS—MEBA-UL**

20 An agreement has been reached between the governor and the marine
21 engineers' beneficial association unlicensed engine room employees
22 through an interest arbitration award pursuant to chapter 47.64 RCW
23 for the 2019-2021 fiscal biennium. Funding is provided for the
24 awarded three and one-half percent general wage increase effective
25 July 1, 2019, and a three and one-half percent general wage increase
26 effective July 1, 2020. The agreement also includes and funding is
27 provided for related watch turnover rate increases tied to salary
28 increases and reimbursement for safety-toed work boots.

29 NEW SECTION. **Sec. 509. DEPARTMENT OF TRANSPORTATION MARINE**
30 **DIVISION COLLECTIVE BARGAINING AGREEMENTS—MEBA-L**

31 An agreement has been reached between the governor and the marine
32 engineers' beneficial association licensed engineer officers through
33 an interest arbitration award pursuant to chapter 47.64 RCW for the
34 2019-2021 fiscal biennium. Funding is provided for the awarded three
35 and one-half percent general wage increase effective July 1, 2019,

1 and a three and one-half percent general wage increase effective July
2 1, 2020. The agreement also includes and funding is provided for
3 related watch turnover rate increases tied to salary increases and
4 reimbursement for safety-toed work boots.

5 NEW SECTION. **Sec. 510. DEPARTMENT OF TRANSPORTATION MARINE**
6 **DIVISION COLLECTIVE BARGAINING AGREEMENTS—MEBA—PORT ENGINEERS**

7 An agreement has been reached between the governor and the marine
8 engineers' beneficial association port engineers pursuant to chapter
9 47.64 RCW for the 2019-2021 fiscal biennium. Funding is provided for
10 an initial salary structure and for a one percent general wage
11 increase effective July 1, 2019, and a three percent general wage
12 increase effective July 1, 2020. The agreement also includes and
13 funding is provided for payment of a daily rate when required to be
14 on duty outside normal working hours, a minimum pay for call outs,
15 and reimbursement for safety shoes.

16 NEW SECTION. **Sec. 511. DEPARTMENT OF TRANSPORTATION MARINE**
17 **DIVISION COLLECTIVE BARGAINING AGREEMENTS—MM&P MATES**

18 An agreement has been reached between the governor and the
19 masters, mates, and pilots - mates pursuant to chapter 47.64 RCW for
20 the 2019-2021 fiscal biennium. Funding is provided for a three
21 percent general wage increase effective July 1, 2019, and three
22 percent general wage increase effective July 1, 2020.

23 NEW SECTION. **Sec. 512. DEPARTMENT OF TRANSPORTATION MARINE**
24 **DIVISION COLLECTIVE BARGAINING AGREEMENTS—MM&P MASTERS**

25 An agreement has been reached between the governor and the
26 masters, mates, and pilots - masters pursuant to chapter 47.64 RCW
27 for the 2019-2021 fiscal biennium. Funding is provided for a three
28 percent general wage increase effective July 1, 2019, and three
29 percent general wage increase effective July 1, 2020.

30 NEW SECTION. **Sec. 513. DEPARTMENT OF TRANSPORTATION MARINE**
31 **DIVISION COLLECTIVE BARGAINING AGREEMENTS—MM&P WATCH CENTER**
32 **SUPERVISORS**

33 An agreement has been reached between the governor and the
34 masters, mates, and pilots - watch center supervisors pursuant to
35 chapter 47.64 RCW for the 2019-2021 fiscal biennium. Funding is

1 provided for a three percent general wage increase effective July 1,
2 2019, and two percent general wage increase effective July 1, 2020.
3 The agreement also includes and funding is provided for call back and
4 an increase in relief pay.

5 NEW SECTION. **Sec. 514. DEPARTMENT OF TRANSPORTATION MARINE**
6 **DIVISION COLLECTIVE BARGAINING AGREEMENTS—IBU**

7 An agreement has been reached between the governor and the
8 inlandboatmen's union of the Pacific pursuant to chapter 47.64 RCW
9 through an interest arbitration award for the 2019-2021 fiscal
10 biennium. Funding is provided for the awarded three percent general
11 wage increase effective July 1, 2019, a three percent general wage
12 increase effective July 1, 2020, and a two percent general wage
13 increase effective January 1, 2021. The agreement also includes and
14 funding is provided for salary adjustments for targeted job
15 classifications in the shoregang series, increased holiday pay and
16 increased premium pay for use of selected power tools.

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

18 An agreement has been reached between the governor and the
19 Washington federation of state employees under the provisions of
20 chapter 41.80 RCW for the 2019-2021 fiscal biennium. Funding is
21 provided for a three percent general wage increase effective July 1,
22 2019, and a three percent general wage increase effective July 1,
23 2020. The agreement also includes and funding is provided for salary
24 adjustments for targeted job classifications, premium pay for
25 employees who work in King county, and establishment of a new
26 information technology professional compensation structure.

27 NEW SECTION. **Sec. 516. COLLECTIVE BARGAINING AGREEMENT—PTE**
28 **LOCAL 17**

29 An agreement has been reached between the governor and the
30 professional and technical employees local 17 under the provisions of
31 chapter 41.80 RCW for the 2019-2021 fiscal biennium. Funding is
32 provided for a three percent general wage increase effective July 1,
33 2019, and a three percent general wage increase effective July 1,
34 2020. The agreement also includes and funding is provided for salary
35 adjustments for targeted job classifications and premium pay for
36 employees who work in King county.

1 NEW SECTION. **Sec. 517. COLLECTIVE BARGAINING AGREEMENT—WPEA**

2 An agreement has been reached between the governor and the
3 Washington public employees association under the provisions of
4 chapter 41.80 RCW for the 2019-2021 fiscal biennium. Funding is
5 provided for a three percent general wage increase effective July 1,
6 2019, and a three percent general wage increase effective July 1,
7 2020. The agreement also includes and funding is provided for salary
8 adjustments for targeted job classifications, premium pay for
9 employees who work in King county, and establishment of a new
10 information technology professional compensation structure.

11 NEW SECTION. **Sec. 518. COLLECTIVE BARGAINING AGREEMENT—**
12 **COALITION OF UNIONS**

13 An agreement has been reached for the 2019-2021 biennium between
14 the governor and the coalition of unions under the provisions of
15 chapter 41.80 RCW for the 2019-21 fiscal biennium. Funding is
16 provided for a three percent general wage increase effective July 1,
17 2019, and a three percent general wage increase effective July 1,
18 2020. The agreement also includes and funding is provided for salary
19 adjustments for targeted job classifications, premium pay for
20 employees who work in King county, loan repayments for eligible
21 physicians and psychiatrists, and recruitment incentives for
22 psychiatrists.

23 NEW SECTION. **Sec. 519. COLLECTIVE BARGAINING AGREEMENT—WSP**
24 **TROOPERS ASSOCIATION**

25 An agreement has been reached between the governor and the
26 Washington state patrol troopers association under the provisions of
27 chapter 41.56 RCW for the 2019-2021 fiscal biennium. Funding is
28 provided for a two percent general wage increase effective July 1,
29 2019, and a two and one-half of one percent general wage increase
30 effective July 1, 2020.

31 NEW SECTION. **Sec. 520. COLLECTIVE BARGAINING AGREEMENT—WSP**
32 **LIEUTENANTS AND CAPTAINS ASSOCIATION**

33 An agreement has been reached between the governor and the
34 Washington state patrol lieutenants and captains association under
35 the provisions of chapter 41.56 RCW for the 2019-2021 fiscal
36 biennium. Funding is provided for a two percent general wage increase

1 effective July 1, 2019, and a two and one-half of one percent general
2 wage increase effective July 1, 2020.

3 NEW SECTION. **Sec. 521. COMPENSATION—REPRESENTED EMPLOYEES—**
4 **HEALTH CARE—COALITION—INSURANCE BENEFITS**

5 An agreement was reached for the 2019-2021 biennium between the
6 governor and the health care coalition under the provisions of
7 chapter 41.80 RCW. Appropriations in this act for state agencies,
8 including institutions of higher education, are sufficient to
9 implement the provisions of the 2019-2021 collective bargaining
10 agreement, including health flexible spending accounts for eligible
11 employees under the agreement, and are subject to the following
12 conditions and limitations:

13 The monthly employer funding rate for insurance benefit premiums,
14 public employees' benefits board administration, and the uniform
15 medical plan, shall not exceed \$939 per eligible employee for fiscal
16 year 2020. For fiscal year 2021, the monthly employer funding rate
17 shall not exceed \$976 per eligible employee.

18 NEW SECTION. **Sec. 522. COMPENSATION—REPRESENTED EMPLOYEES**
19 **OUTSIDE HEALTH CARE COALITION—INSURANCE BENEFITS**

20 Appropriations for state agencies in this act are sufficient for
21 represented employees outside the coalition for health benefits, and
22 are subject to the following conditions and limitations: The monthly
23 employer funding rate for insurance benefit premiums, public
24 employees' benefits board administration, and the uniform medical
25 plan, may not exceed \$939 per eligible employee for fiscal year 2020.
26 For fiscal year 2021, the monthly employer funding rate may not
27 exceed \$976 per eligible employee.

28 NEW SECTION. **Sec. 523. COMPENSATION—NONREPRESENTED EMPLOYEES—**
29 **INSURANCE BENEFITS**

30 Appropriations for state agencies in this act are sufficient for
31 nonrepresented state employee health benefits for state agencies,
32 including institutions of higher education, and are subject to the
33 following conditions and limitations:

34 (1) The employer monthly funding rate for insurance benefit
35 premiums, public employees' benefits board administration, and the
36 uniform medical plan, shall not exceed \$939 per eligible employee for

1 fiscal year 2020. For fiscal year 2021, the monthly employer funding
2 rate shall not exceed \$976 per eligible employee.

3 NEW SECTION. **Sec. 524. GENERAL WAGE INCREASES**

4 (1) Appropriations for state agency employee compensation in this
5 act are sufficient to provide general wage increases to state agency
6 employees who are not represented or who bargain under statutory
7 authority other than chapter 41.80 or 47.64 RCW or RCW 41.56.473 or
8 41.56.475.

9 (2) Funding is provided for a three percent general wage increase
10 effective July 1, 2019, for all classified employees as specified in
11 subsection (1) of this section, employees in the Washington
12 management service, and exempt employees under the jurisdiction of
13 the office of financial management. The appropriations are also
14 sufficient to fund a three percent salary increase effective July 1,
15 2019, for executive, legislative, and judicial branch employees
16 exempt from merit system rules whose maximum salaries are not set by
17 the commission on salaries for elected officials.

18 (3) Funding is provided for a three percent general wage increase
19 effective July 1, 2020, for all classified employees as specified in
20 subsection (1) of this section, employees in the Washington
21 management service, and exempt employees under the jurisdiction of
22 the office of financial management. The appropriations are also
23 sufficient to fund a three percent salary increase effective July 1,
24 2020, for executive, legislative, and judicial branch employees
25 exempt from merit system rules whose maximum salaries are not set by
26 the commission on salaries for elected officials.

27 NEW SECTION. **Sec. 525. TARGETED COMPENSATION INCREASES**

28 Funding is provided for salary adjustments for targeted job
29 classifications as specified by the office of financial management
30 for classified state employees, except those represented by a
31 collective bargaining unit under chapters 41.80 and 47.64 RCW and RCW
32 41.56.473 and 41.56.475.

33 NEW SECTION. **Sec. 526. MINIMUM STARTING WAGE**

34 Funding is also provided for a minimum starting wage of fourteen
35 dollars an hour, effective July 1, 2019, and for increases in wages
36 of job classes that are aligned with affected job classes, except
37 those represented by a collective bargaining unit under chapters

1 41.80 and 47.64 RCW and RCW 41.56.473 and 41.56.475. This funding is
2 sufficient for general government agencies and higher education
3 institutions to comply with the provisions of Initiative Measure No.
4 1433 with respect to state employees.

5 NEW SECTION. **Sec. 527. PREMIUM PAY**

6 Funding is also provided for a five percent premium pay for
7 employees working in King county, except those represented under
8 chapters 41.80 and 47.64 RCW, and RCW 41.56.473 and 41.56.475.

9 NEW SECTION. **Sec. 528. COMPENSATION—REVISE PENSION CONTRIBUTION**
10 **RATES**

11 The appropriations in this act for school districts and state
12 agencies, including institutions of higher education, are subject to
13 the following conditions and limitations: Appropriations are adjusted
14 to reflect changes to agency appropriations to reflect pension
15 contribution rates adopted by the pension funding council and the law
16 enforcement officers' and firefighters' retirement system plan 2
17 board.

18 NEW SECTION. **Sec. 529. PUBLIC EMPLOYEES' BENEFITS BOARD**
19 **MEDICARE-ELIGIBLE RETIREE SUBSIDY**

20 Appropriations for state agencies in this act provide sufficient
21 funding for an increase in the state employer funding rate in the
22 public employees' benefits board program of one dollar in fiscal year
23 2020 and five dollars in fiscal year 2021 attributable to increasing
24 the monthly medicare-eligible retiree subsidy from one hundred sixty-
25 eight dollars per month to one hundred eighty-three dollars per
26 month.

27 **IMPLEMENTING PROVISIONS**

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

29 (1) The 2005 transportation partnership projects or improvements
30 and 2015 connecting Washington projects or improvements are listed in
31 the LEAP Transportation Document 2019-1 as developed April 27, 2019,
32 which consists of a list of specific projects by fund source and
33 amount over a sixteen-year period. Current fiscal biennium funding
34 for each project is a line-item appropriation, while the outer year
35 funding allocations represent a sixteen-year plan. The department of

1 transportation is expected to use the flexibility provided in this
2 section to assist in the delivery and completion of all
3 transportation partnership account and connecting Washington account
4 projects on the LEAP transportation document referenced in this
5 subsection. For the 2019-2021 project appropriations, unless
6 otherwise provided in this act, the director of the office of
7 financial management may provide written authorization for a transfer
8 of appropriation authority between projects funded with
9 transportation partnership account appropriations or connecting
10 Washington account appropriations to manage project spending and
11 efficiently deliver all projects in the respective program under the
12 following conditions and limitations:

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

15 (b) Transfers from a project may not be made as a result of the
16 reduction of the scope of a project or be made to support increases
17 in the scope of a project;

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

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

23 (e) Transfers may not be made while the legislature is in
24 session;

25 (f) Transfers to a project may not be made with funds designated
26 as attributable to practical design savings as described in RCW
27 47.01.480;

28 (g) Each transfer between projects may only occur if the director
29 of the office of financial management finds that any resulting change
30 will not hinder the completion of the projects as approved by the
31 legislature. Until the legislature reconvenes to consider the 2020
32 supplemental omnibus transportation appropriations act, any
33 unexpended 2017-2019 appropriation balance as approved by the office
34 of financial management, in consultation with the chairs and ranking
35 members of the house of representatives and senate transportation
36 committees, may be considered when transferring funds between
37 projects; and

38 (h) Transfers between projects may be made by the department of
39 transportation without the formal written approval provided under
40 this subsection (1), provided that the transfer amount does not

1 exceed two hundred fifty thousand dollars or ten percent of the total
2 project, whichever is less. These transfers must be reported
3 quarterly to the director of the office of financial management and
4 the chairs of the house of representatives and senate transportation
5 committees.

6 (2) The department of transportation must submit quarterly all
7 transfers authorized under this section in the transportation
8 executive information system. The office of financial management must
9 maintain a legislative baseline project list identified in the LEAP
10 transportation documents referenced in this act, and update that
11 project list with all authorized transfers under this section.

12 (3) At the time the department submits a request to transfer
13 funds under this section, a copy of the request must be submitted to
14 the chairs and ranking members of the transportation committees of
15 the legislature.

16 (4) Before approval, the office of financial management shall
17 work with legislative staff of the house of representatives and
18 senate transportation committees to review the requested transfers in
19 a timely manner and consider any concerns raised by the chairs and
20 ranking members of the transportation committees.

21 (5) No fewer than ten days after the receipt of a project
22 transfer request, the director of the office of financial management
23 must provide written notification to the department of any decision
24 regarding project transfers, with copies submitted to the
25 transportation committees of the legislature.

26 (6) The department must submit annually as part of its budget
27 submittal a report detailing all transfers made pursuant to this
28 section.

29 NEW SECTION. **Sec. 602. BOND REIMBURSEMENT**

30 To the extent that any appropriation authorizes expenditures of
31 state funds from the motor vehicle account, special category C
32 account, Tacoma Narrows toll bridge account, transportation 2003
33 account (nickel account), transportation partnership account,
34 transportation improvement account, Puget Sound capital construction
35 account, multimodal transportation account, state route number 520
36 corridor account, connecting Washington account, or other
37 transportation capital project account in the state treasury for a
38 state transportation program that is specified to be funded with
39 proceeds from the sale of bonds authorized in chapter 47.10 RCW, the

1 legislature declares that any such expenditures made before the issue
2 date of the applicable transportation bonds for that state
3 transportation program are intended to be reimbursed from proceeds of
4 those transportation bonds in a maximum amount equal to the amount of
5 such appropriation.

6 NEW SECTION. **Sec. 603. BELATED CLAIMS**

7 The agencies and institutions of the state may expend moneys
8 appropriated in this act, upon approval of the office of financial
9 management, for the payment of supplies and services furnished to the
10 agency or institution in prior fiscal biennia.

11 NEW SECTION. **Sec. 604. REAPPROPRIATIONS REPORTING**

12 (1) As part of its 2020 supplemental budget submittal, the
13 department of transportation shall provide a report to the
14 legislature and the office of financial management that:

15 (a) Identifies, by capital project, the amount of state funding
16 that has been reappropriated from the 2017-2019 fiscal biennium into
17 the 2019-2021 fiscal biennium; and

18 (b) Identifies, for each project, the amount of cost savings or
19 increases in funding that have been identified as compared to the
20 2017 enacted omnibus transportation appropriations act.

21 (2) As part of the agency request for capital programs, the
22 department shall load reappropriations separately from funds that
23 were assumed to be required for the 2019-2021 fiscal biennium into
24 budgeting systems.

25 NEW SECTION. **Sec. 605. WEB SITE REPORTING REQUIREMENTS**

26 (1) The department of transportation shall post on its web site
27 every report that is due from the department to the legislature
28 during the 2019-2021 fiscal biennium on one web page. The department
29 must post both completed reports and planned reports on a single web
30 page.

31 (2) The department shall provide a web link for each change order
32 that is more than five hundred thousand dollars on the affected
33 project web page.

34 NEW SECTION. **Sec. 606. TRANSIT, BICYCLE, AND PEDESTRIAN**
35 **ELEMENTS REPORTING**

1 (1) By November 15th of each year, the department of
2 transportation must report on amounts expended to benefit transit,
3 bicycle, or pedestrian elements within all connecting Washington
4 projects in programs I, P, and Z identified in LEAP Transportation
5 Document 2019-2 ALL PROJECTS as developed April 27, 2019. The report
6 must address each modal category separately and identify if
7 eighteenth amendment protected funds have been used and, if not, the
8 source of funding.

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

13 NEW SECTION. **Sec. 607. PROJECT SCOPE CHANGES**

14 (1) During the 2019-2021 fiscal biennium, while the legislature
15 is not in session, the director of the office of financial management
16 may approve project scope change requests to connecting Washington
17 projects in the highway improvements program, provided that the
18 requests meet the criteria outlined in RCW 47.01.480 and are subject
19 to the limitations in this section.

20 (2) At the time the department of transportation submits a
21 request for a project scope change under this section, a copy of the
22 request must be submitted to the transportation committees of the
23 legislature.

24 (3) Before approval, the office of financial management shall
25 work with legislative staff of the house of representatives and
26 senate transportation committees to review the requested project
27 scope changes.

28 (4) No fewer than ten days after the receipt of a scope change
29 request, the director of the office of financial management must
30 provide written notification to the department of any decision
31 regarding project scope changes, with copies submitted to the
32 transportation committees of the legislature.

33 (5) As part of its annual budget submittal, the department of
34 transportation must report on all approved scope change requests from
35 the prior year, including a comparison of the scope before and after
36 the requested change.

37 NEW SECTION. **Sec. 608. TOLL CREDITS**

1 The department of transportation may provide up to three million
2 dollars in toll credits to Kitsap transit for its role in passenger-
3 only ferry service and ferry corridor-related projects. The number of
4 toll credits provided must be equal to, but no more than, the number
5 sufficient to meet federal match requirements for grant funding for
6 passenger-only ferry service, but must not exceed the amount
7 authorized in this section.

8 **MISCELLANEOUS 2019-2021 FISCAL BIENNIUM**

9 NEW SECTION. **Sec. 701. INFORMATION TECHNOLOGY OVERSIGHT**

10 (1) Agencies must apply to the office of the state chief
11 information officer for approval before beginning a project or
12 proceeding with each discreet stage of a project subject to this
13 section. At each stage, the office of the state chief information
14 officer must certify that the project has an approved technology
15 budget and investment plan, complies with state information
16 technology and security requirements, and other policies defined by
17 the office of the state chief information officer.

18 (2) (a) Each project must have a technology budget. The technology
19 budget must use a method similar to the state capital budget,
20 identifying project costs, each fund source, and anticipated
21 deliverables through each stage of the entire project investment and
22 across fiscal periods and biennia from project onset through
23 implementation and close out.

24 (b) As part of the development of a technology budget and at each
25 request for funding, the agency shall submit detailed financial
26 information to the office of financial management and the office of
27 the state chief information officer. The technology budget must
28 describe the total cost of the project by fiscal month to include and
29 identify:

30 (i) Fund sources;

31 (ii) Full-time equivalent staffing level to include job
32 classification assumptions;

33 (iii) A discreet appropriation index and program index;

34 (iv) Object and subobject codes of expenditures; and

35 (v) Anticipated deliverables.

36 (3) (a) Each project must have an investment plan that includes:

37 (i) An organizational chart of the project management team that
38 identifies team members and their roles and responsibilities;

1 (ii) The office of the state chief information officer staff
2 assigned to the project;

3 (iii) An implementation schedule covering activities, critical
4 milestones, and deliverables at each stage of the project for the
5 life of the project at each agency affected by the project;

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

9 (v) Ongoing maintenance and operations cost of the project post
10 implementation and close out delineated by agency staffing,
11 contracted staffing, and service level agreements; and

12 (vi) Financial budget coding to include at least discrete program
13 index and subobject codes.

14 (4) Projects with estimated costs greater than one hundred
15 million dollars from initiation to completion and implementation may
16 be divided into discrete subprojects as determined by the office of
17 the state chief information officer. Each subproject must have a
18 technology budget and investment plan as provided in this section.

19 (5) (a) The office of the state chief information officer shall
20 maintain an information technology project dashboard that provides
21 updated information each fiscal month on projects subject to this
22 section:

23 (i) Project changes each fiscal month;

24 (ii) Noting if the project has a completed market requirements
25 document;

26 (iii) Financial status of information technology projects under
27 oversight; and

28 (iv) Coordination with agencies.

29 (b) The dashboard must retain a roll up of the entire project
30 cost, including all subprojects, that can be displayed the subproject
31 detail.

32 (6) If the project affects more than one agency:

33 (a) A separate technology budget and investment plan must be
34 prepared for each agency; and

35 (b) The dashboard must contain a statewide project technology
36 budget roll up that includes each affected agency at the subproject
37 level.

38 (7) For any project that exceeds two million dollars in total
39 funds to complete, requires more than one biennium to complete, or is
40 financed through financial contracts, bonds, or other indebtedness:

1 (a) Quality assurance for the project must report independently
2 the office of the chief information officer;

3 (b) The office of the chief information officer must review, and,
4 if necessary, revise the proposed project to ensure it is flexible
5 and adaptable to advances in technology;

6 (c) The technology budget must specifically identify the uses of
7 any financing proceeds. No more than thirty percent of the financing
8 proceeds may be used for payroll-related costs for state employees
9 assigned to project management, installation, testing, or training;

10 (d) The agency must consult with the office of the state
11 treasurer during the competitive procurement process to evaluate
12 early in the process whether products and services to be solicited
13 and the responsive bids from a solicitation may be financed; and

14 (e) The agency must consult with the contracting division of the
15 department of enterprise services for a review of all contracts and
16 agreements related to the project's information technology
17 procurements.

18 (8) The office of the state chief information officer must
19 evaluate the project at each stage and certify whether the project is
20 planned, managed, and meeting deliverable targets as defined in the
21 project's approved technology budget and investment plan.

22 (9) The office of the state chief information officer may suspend
23 or terminate a project at any time if it determines that the project
24 is not meeting or not expected to meet anticipated performance and
25 technology outcomes. Once suspension or termination occurs, the
26 agency shall unallot any unused funding and shall not make any
27 expenditure for the project without the approval of the office of
28 financial management.

29 (10) The office of the state chief information officer, in
30 consultation with the office of financial management, may identify
31 additional projects to be subject to this section, including projects
32 that are not separately identified within an agency budget.

33 (11) The following department of transportation projects are
34 subject to the conditions, limitations, and review provided in this
35 section: Labor System Replacement, New Ferry Division Dispatch
36 System, Maintenance Management System, Land Mobile Radio System
37 Replacement, and New CSC System and Operator.

38 NEW SECTION. **Sec. 702. ACQUISITION OF PROPERTIES AND FACILITIES**
39 **THROUGH FINANCIAL CONTRACTS**

1 (1) The department of transportation is authorized, subject to
2 the conditions in section 305(2) of this act, to enter into a
3 financing contract pursuant to chapter 39.94 RCW through the state
4 treasurer's lease-purchase program for the purposes indicated. The
5 department may use any funds, appropriated or nonappropriated, in not
6 more than the principal amounts indicated, plus financing expenses
7 and required reserves, if any. Expenditures made by the department of
8 transportation for the indicated purposes before the issue date of
9 the authorized financing contract and any certificates of
10 participation therein may be reimbursed from proceeds of the
11 financing contract and any certificates of participation therein to
12 the extent provided in the agency's financing plan approved by the
13 state finance committee.

14 (2) Department of transportation: Enter into a financing contract
15 for up to \$32,500,000 plus financing expenses and required reserves
16 pursuant to chapter 39.94 RCW to renovate the existing office
17 building at 15700 Dayton Ave N, Shoreline.

18 **Sec. 703.** RCW 43.19.642 and 2017 c 313 s 703 are each amended to
19 read as follows:

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

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

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

37 (4) By December 1, 2009, the department of enterprise services
38 shall:

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

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

6 (5) During the (~~(2015-2017 and)~~) 2017-2019 and 2019-2021 fiscal
7 biennia, the Washington state ferries is required to use a minimum of
8 five percent biodiesel as compared to total volume of all diesel
9 purchases made by the Washington state ferries for the operation of
10 the Washington state ferries diesel-powered vessels, as long as the
11 price of a B5 or B10 biodiesel blend does not exceed the price of
12 conventional diesel fuel by five percent or more.

13 **Sec. 704.** RCW 46.20.745 and 2017 c 313 s 704 are each amended to
14 read as follows:

15 (1) The ignition interlock device revolving account program is
16 created within the department to assist in covering the monetary
17 costs of installing, removing, and leasing an ignition interlock
18 device, and applicable licensing, for indigent persons who are
19 required under RCW 46.20.385, 46.20.720, and 46.61.5055 to install an
20 ignition interlock device in all vehicles owned or operated by the
21 person. For purposes of this subsection, "indigent" has the same
22 meaning as in RCW 10.101.010, as determined by the department. During
23 the (~~(2017-2019)~~) 2019-2021 fiscal biennium, the ignition interlock
24 device revolving account program also includes ignition interlock
25 enforcement work conducted by the Washington state patrol.

26 (2) A pilot program is created within the ignition interlock
27 device revolving account program for the purpose of monitoring
28 compliance by persons required to use ignition interlock devices and
29 by ignition interlock companies and vendors.

30 (3) The department, the state patrol, and the Washington traffic
31 safety commission shall coordinate to establish a compliance pilot
32 program that will target at least one county from eastern Washington
33 and one county from western Washington, as determined by the
34 department, state patrol, and Washington traffic safety commission.

35 (4) At a minimum, the compliance pilot program shall:

36 (a) Review the number of ignition interlock devices that are
37 required to be installed in the targeted county and the number of
38 ignition interlock devices actually installed;

1 (b) Work to identify those persons who are not complying with
2 ignition interlock requirements or are repeatedly violating ignition
3 interlock requirements; and

4 (c) Identify ways to track compliance and reduce noncompliance.

5 (5) As part of monitoring compliance, the Washington traffic
6 safety commission shall also track recidivism for violations of RCW
7 46.61.502 and 46.61.504 by persons required to have an ignition
8 interlock driver's license under RCW 46.20.385 and 46.20.720.

9 **Sec. 705.** RCW 46.68.060 and 2017 c 313 s 707 are each amended to
10 read as follows:

11 There is hereby created in the state treasury a fund to be known
12 as the highway safety fund to the credit of which must be deposited
13 all moneys directed by law to be deposited therein. This fund must be
14 used for carrying out the provisions of law relating to driver
15 licensing, driver improvement, financial responsibility, cost of
16 furnishing abstracts of driving records and maintaining such case
17 records, and to carry out the purposes set forth in RCW 43.59.010,
18 and chapters 46.72 and 46.72A RCW. During the 2013-2015 and 2015-2017
19 fiscal biennia, the legislature may transfer from the highway safety
20 fund to the Puget Sound ferry operations account, the motor vehicle
21 fund, and the multimodal transportation account such amounts as
22 reflect the excess fund balance of the highway safety fund. During
23 the 2017-2019 and the 2019-2021 fiscal (~~(biennium)~~) biennia, the
24 legislature may direct the state treasurer to make transfers of
25 moneys in the highway safety fund to the multimodal transportation
26 account.

27 **Sec. 706.** RCW 46.68.280 and 2017 c 313 s 708 are each amended to
28 read as follows:

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

1 transportation 2003 projects or improvements, and any funds in the
2 account in excess of the amount necessary to make the principal and
3 interest payments may be used for maintenance on the completed
4 projects or improvements.

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

9 (3) During the 2017-2019 and the 2019-2021 fiscal (~~biennium~~)
10 biennia, the legislature may direct the state treasurer to make
11 transfers of moneys in the transportation 2003 account (nickel
12 account) to the connecting Washington account, the Puget Sound
13 capital construction account, and the Tacoma Narrows toll bridge
14 account.

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

16 **Sec. 707.** RCW 46.68.290 and 2017 c 313 s 709 are each amended to
17 read as follows:

18 (1) The transportation partnership account is hereby created in
19 the state treasury. All distributions to the account from RCW
20 46.68.090 must be deposited into the account. Money in the account
21 may be spent only after appropriation. Expenditures from the account
22 must be used only for projects or improvements identified as 2005
23 transportation partnership projects or improvements in the omnibus
24 transportation appropriations act, including any principal and
25 interest on bonds authorized for the projects or improvements.

26 (2) The legislature finds that:

27 (a) Citizens demand and deserve accountability of transportation-
28 related programs and expenditures. Transportation-related programs
29 must continuously improve in quality, efficiency, and effectiveness
30 in order to increase public trust;

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

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

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

1 (a) "Performance audit" means an objective and systematic
2 assessment of a state agency or agencies or any of their programs,
3 functions, or activities by the state auditor or designee in order to
4 help improve agency efficiency, effectiveness, and accountability.
5 Performance audits include economy and efficiency audits and program
6 audits.

7 (b) "Transportation-related agency" means any state agency,
8 board, or commission that receives funding primarily for
9 transportation-related purposes. At a minimum, the department of
10 transportation, the transportation improvement board or its successor
11 entity, the county road administration board or its successor entity,
12 and the traffic safety commission are considered transportation-
13 related agencies. The Washington state patrol and the department of
14 licensing shall not be considered transportation-related agencies
15 under chapter 314, Laws of 2005.

16 (4) Within the authorities and duties under chapter 43.09 RCW,
17 the state auditor shall establish criteria and protocols for
18 performance audits. Transportation-related agencies shall be audited
19 using criteria that include generally accepted government auditing
20 standards as well as legislative mandates and performance objectives
21 established by state agencies. Mandates include, but are not limited
22 to, agency strategies, timelines, program objectives, and mission and
23 goals as required in RCW 43.88.090.

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

28 (6) The audits may include:

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

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

34 (c) Analysis of gaps and overlaps in programs and services and
35 recommendations for improving, dropping, blending, or separating
36 functions to correct gaps or overlaps;

37 (d) Analysis and recommendations for pooling information
38 technology systems used within the transportation-related agency, and
39 evaluation of information processing and telecommunications policy,
40 organization, and management;

1 (e) Analysis of the roles and functions of the transportation-
2 related agency, its programs, and its services and their compliance
3 with statutory authority and recommendations for eliminating or
4 changing those roles and functions and ensuring compliance with
5 statutory authority;

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

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

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

15 (i) Identification and recognition of best practices;

16 (j) Evaluation of planning, budgeting, and program evaluation
17 policies and practices;

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

19 (l) Evaluation of purchasing operations and management policies
20 and practices;

21 (m) Evaluation of organizational structure and staffing levels,
22 particularly in terms of the ratio of managers and supervisors to
23 nonmanagement personnel; and

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

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

37 (8) The state auditor shall provide final performance audit
38 reports to the citizens of Washington, the governor, the joint
39 legislative audit and review committee, the appropriate legislative

1 committees, and other appropriate officials. Final performance audit
2 reports shall be posted on the internet.

3 (9) The audited transportation-related agency is responsible for
4 follow-up and corrective action on all performance audit findings and
5 recommendations. The audited agency's plan for addressing each audit
6 finding and recommendation shall be included in the final audit
7 report. The plan shall provide the name of the contact person
8 responsible for each action, the action planned, and the anticipated
9 completion date. If the audited agency does not agree with the audit
10 findings and recommendations or believes action is not required, then
11 the action plan shall include an explanation and specific reasons.

12 The office of financial management shall require periodic
13 progress reports from the audited agency until all resolution has
14 occurred. The office of financial management is responsible for
15 achieving audit resolution. The office of financial management shall
16 annually report by December 31st the status of performance audit
17 resolution to the appropriate legislative committees and the state
18 auditor. The legislature shall consider the performance audit results
19 in connection with the state budget process.

20 The auditor may request status reports on specific audits or
21 findings.

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

26 (11) During the 2015-2017 fiscal biennium, the legislature may
27 transfer from the transportation partnership account to the
28 connecting Washington account such amounts as reflect the excess fund
29 balance of the transportation partnership account.

30 (12) During the 2017-2019 and the 2019-2021 fiscal (~~biennium~~)
31 biennia, the legislature may direct the state treasurer to make
32 transfers of moneys in the transportation partnership account to the
33 connecting Washington account and the motor vehicle fund.

34 **Sec. 708.** RCW 46.68.325 and 2017 c 313 s 710 are each amended to
35 read as follows:

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

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

6 (3) During the 2015-2017 fiscal biennium, the legislature may
7 transfer from the rural mobility grant program account to the
8 multimodal transportation account such amounts as reflect the excess
9 fund balance of the rural mobility grant program account.

10 (4) During the 2017-2019 and the 2019-2021 fiscal (~~biennium~~)
11 biennia, the legislature may direct the state treasurer to make
12 transfers of moneys in the rural mobility grant program account to
13 the multimodal transportation account.

14 **Sec. 709.** RCW 47.56.403 and 2017 c 313 s 712 are each amended to
15 read as follows:

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

24 (2) Tolls for high occupancy toll lanes will be established as
25 follows:

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

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

31 (c) The department shall establish performance standards for the
32 state route 167 high occupancy toll lane pilot project. The
33 department must automatically adjust the toll charge, using dynamic
34 tolling, to ensure that toll-paying single-occupant vehicle users are
35 only permitted to enter the lane to the extent that average vehicle
36 speeds in the lane remain above forty-five miles per hour at least
37 ninety percent of the time during peak hours. The toll charge may
38 vary in amount by time of day, level of traffic congestion within the
39 highway facility, vehicle occupancy, or other criteria, as the

1 commission may deem appropriate. The commission may also vary toll
2 charges for single-occupant inherently low-emission vehicles such as
3 those powered by electric batteries, natural gas, propane, or other
4 clean burning fuels.

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

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

13 (a) Freeway efficiency and safety;

14 (b) Effectiveness for transit;

15 (c) Person and vehicle movements by mode;

16 (d) Ability to finance improvements and transportation services
17 through tolls; and

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

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

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

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

33 (b) If high occupancy vehicle tolls are being collected on June
34 30, (~~2019~~) 2021.

35 (6) The department of transportation shall adopt rules that allow
36 automatic vehicle identification transponders used for electronic
37 toll collection to be compatible with other electronic payment
38 devices or transponders from the Washington state ferry system, other
39 public transportation systems, or other toll collection systems to
40 the extent that technology permits.

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

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

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

9 **Sec. 710.** RCW 47.56.876 and 2017 c 313 s 713 are each amended to
10 read as follows:

11 A special account to be known as the state route number 520 civil
12 penalties account is created in the state treasury. All state route
13 number 520 bridge replacement and HOV program civil penalties
14 generated from the nonpayment of tolls on the state route number 520
15 corridor must be deposited into the account, as provided under RCW
16 47.56.870(4)(b)(vii). Moneys in the account may be spent only after
17 appropriation. Expenditures from the account may be used to fund any
18 project within the state route number 520 bridge replacement and HOV
19 program, including mitigation. During the 2013-2015 and 2015-2017
20 fiscal biennia, the legislature may transfer from the state route
21 number 520 civil penalties account to the state route number 520
22 corridor account such amounts as reflect the excess fund balance of
23 the state route number 520 civil penalties account. Funds transferred
24 must be used solely for capital expenditures for the state route
25 number 520 bridge replacement and HOV project. During the 2017-2019
26 and the 2019-2021 fiscal (~~biennium~~) biennia, the legislature may
27 direct the state treasurer to make transfers of moneys in the state
28 route number 520 civil penalties account to the state route number
29 520 corridor account.

30 **Sec. 711.** RCW 41.45.0631 and 2009 c 561 s 7 are each amended to
31 read as follows:

32 (1) The allocation of costs between the employer and members of
33 the Washington state patrol retirement system shall be made only
34 after the application of any minimum total contribution rate that may
35 be in effect for the system under subsection (4) of this section. For
36 benefit improvements effective on or after July 1, 2007, costs shall
37 be shared equally by members and the employer, and any cap on member
38 contributions shall be adjusted accordingly. The member contribution

1 rate shall be based on the adjusted total contribution rate described
2 in subsection (2) of this section. Beginning July 1, 2007, the
3 required member contribution rate for members of the Washington state
4 patrol retirement system shall be the lesser of the following: (a)
5 One-half of the adjusted total contribution rate for the system; or
6 (b) seven percent, plus fifty percent of the contribution rate
7 increase caused by any benefit improvements effective on or after
8 July 1, 2007.

9 (2) The employer shall continue to pay for all costs attributable
10 to distributions under RCW 43.43.270(2) for survivors of members who
11 became disabled under RCW 43.43.040(2) prior to July 1, 2006, until
12 such costs are fully paid. In order to avoid charging members for
13 these costs, the total required contribution rate shall be adjusted
14 to exclude these costs. The result of the adjustment shall be the
15 adjusted total contribution rate that is to be used to calculate the
16 required member contribution rate.

17 (3) The employer rate shall be the contribution rate required to
18 cover all total system costs that are not covered by the member
19 contribution rate.

20 (4) Beginning July 1, 2009, a minimum total contribution rate is
21 established for the Washington state patrol retirement system. The
22 total Washington state patrol retirement system contribution rate may
23 exceed, but may not drop below, the established minimum total
24 contribution rate. From July 1, 2009, through June 30, 2011, the
25 minimum total contribution rate shall equal the total contribution
26 rate required to fund fifty percent of the Washington state patrol
27 retirement system's normal cost as calculated under the entry age
28 normal cost method. Beginning July 1, 2011, the minimum total
29 contribution rate shall equal the total contribution rate required to
30 fund seventy percent of the Washington state patrol retirement
31 system's normal cost as calculated under the entry age normal cost
32 method. This minimum rate, when applicable, shall be collected in
33 addition to any contribution rate required to amortize any unfunded
34 costs attributable to distributions under RCW 43.43.270(2) for
35 survivors of members who became disabled under RCW 43.43.040(2) prior
36 to July 1, 2006.

37 (5) Upon completion of each biennial actuarial valuation, the
38 state actuary shall review the appropriateness of this minimum total
39 contribution rate and recommend to the council any adjustments as may

1 be needed. Any changes adopted by the council shall be subject to
2 revision by the legislature.

3 (6) The legislature recognizes the short-term volatility of
4 projected employer contribution rates for the Washington state patrol
5 retirement system and intends to phase-in the increase in
6 contribution rates from the 2017-2019 biennium to the 2019-2021
7 biennium over three successive biennia. The phase-in shall be
8 calculated by the state actuary and shall not result in an expected
9 funding shortfall when measured over the entire phase-in period.
10 Consistent with this intent, the legislature revises the basic
11 employer contribution rate for the Washington state patrol retirement
12 system from 22.13 percent to 17.5 percent during the 2019-2021
13 biennium. By June 30, 2020, the state actuary shall calculate and
14 report to the council the expected change to the basic employer
15 contribution rates for the 2021-2023 and 2023-2025 biennia that
16 continue this phase-in.

17 **Sec. 712.** RCW 46.68.063 and 2014 c 79 s 2 are each amended to
18 read as follows:

19 The department of licensing technology improvement and data
20 management account is created in the highway safety fund. All
21 receipts from fees collected under RCW 46.12.630(5) must be deposited
22 into the account. Expenditures from the account may be used only for
23 investments in technology and data management at the department.
24 During the 2019-2021 biennium, the account may also be used for
25 responding to public records requests. Moneys in the account may be
26 spent only after appropriation.

27 **Sec. 713.** RCW 46.68.370 and 2013 c 306 s 713 are each amended to
28 read as follows:

29 The license plate technology account is created in the state
30 treasury. All receipts collected under RCW 46.17.015 must be
31 deposited into this account. Expenditures from this account must
32 support current and future license plate technology and systems
33 integration upgrades for both the department and correctional
34 industries. Moneys in the account may be spent only after
35 appropriation. Additionally, the moneys in this account may be used
36 to reimburse the motor vehicle account for any appropriation made to
37 implement the digital license plate system. During the 2011-2013 and
38 2013-2015 fiscal biennia, the legislature may transfer from the

1 license plate technology account to the highway safety account [fund]
2 such amounts as reflect the excess fund balance of the license plate
3 technology account. During the 2019-2021 biennium, the account may
4 also be used for the maintenance of recently modernized information
5 technology systems for vehicle registrations.

6 **Sec. 714.** RCW 46.68.300 and 2013 c 104 s 3 are each amended to
7 read as follows:

8 The freight mobility investment account is hereby created in the
9 state treasury. Money in the account may be spent only after
10 appropriation. Expenditures from the account may be used only for
11 freight mobility projects that have been approved by the freight
12 mobility strategic investment board in RCW 47.06A.020 and may include
13 any principal and interest on bonds authorized for the projects or
14 improvements. During the 2019-2021 fiscal biennium, the expenditures
15 from the account may also be used for the administrative expenses of
16 the freight mobility strategic investment board.

17 **Sec. 715.** RCW 47.12.340 and 2013 c 306 s 715 are each amended to
18 read as follows:

19 (1) The advanced environmental mitigation revolving account is
20 created in the custody of the treasurer, into which the department
21 shall deposit directly and may expend without appropriation:

22 ~~((1))~~ (a) An initial appropriation included in the department
23 of transportation's 1997-99 budget, and deposits from other
24 identified sources;

25 ~~((2))~~ (b) All moneys received by the department from internal
26 and external sources for the purposes of conducting advanced
27 environmental mitigation; and

28 ~~((3))~~ (c) Interest gained from the management of the advanced
29 environmental mitigation revolving account.

30 ~~((4))~~ (2) During the 2011-2013 and 2013-2015 fiscal biennia,
31 the legislature may transfer from the advanced environmental
32 mitigation revolving account to the motor vehicle account such
33 amounts as reflect the excess fund balance of the advanced
34 environmental mitigation revolving account.

35 (3) During the 2019-2021 fiscal biennium, the legislature may
36 direct the state treasurer to make transfers of moneys in the
37 advanced environmental mitigation revolving account to the motor
38 vehicle fund.

1 **Sec. 716.** RCW 47.60.322 and 2015 3rd sp.s. c 44 s 213 are each
2 amended to read as follows:

3 (1) The capital vessel replacement account is created in the
4 motor vehicle fund. All revenues generated from the vessel
5 replacement surcharge under RCW 47.60.315(7) and service fees
6 collected by the department of licensing or county auditor or other
7 agent appointed by the director under RCW 46.17.040, 46.17.050, and
8 46.17.060 must be deposited into the account. Moneys in the account
9 may be spent only after appropriation. Expenditures from the account
10 may be used only for the construction or purchase of ferry vessels
11 and to pay the principal and interest on bonds authorized for the
12 construction or purchase of ferry vessels. However, expenditures from
13 the account must first be used to support the construction or
14 purchase, including any applicable financing costs, of a ferry vessel
15 with a carrying capacity of at least one hundred forty-four cars.

16 (2) The state treasurer may transfer moneys from the capital
17 vessel replacement account to the transportation 2003 account (nickel
18 account) for debt service on bonds issued for the construction of
19 144-car class ferry vessels.

20 (3) The legislature may transfer from the capital vessel
21 replacement account to the connecting Washington account created
22 under RCW 46.68.395 such amounts as reflect the excess fund balance
23 of the capital vessel replacement account to be used for ferry
24 terminal construction and preservation.

25 (4) During the 2019-2021 fiscal biennium, the legislature may
26 direct the state treasurer to make transfers of moneys in the capital
27 vessel replacement account to the transportation partnership account.

28 NEW SECTION. **Sec. 717.** (1) The agency financial transaction
29 account is created in the state treasury. Designated receipts from
30 cost-recovery charges for credit card and other financial transaction
31 fees pursuant to this act must be deposited into the account. Moneys
32 in the account may be spent only after appropriation. Expenditures
33 from the account may be used only for paying credit card and
34 financial transaction fees, and other related costs incurred by state
35 agencies.

36 (2) This section expires June 30, 2021.

37 NEW SECTION. **Sec. 718.** Section 709 of this act takes effect if
38 neither chapter . . . (House Bill No. 2132), Laws of 2019 (addressing

1 tolling) nor chapter . . . (Engrossed Substitute Senate Bill No.
2 5825), Laws of 2019 (addressing tolling) is enacted by June 30, 2019.

3 **2017-2019 FISCAL BIENNIUM**

4 **TRANSPORTATION AGENCIES—OPERATING**

5 **Sec. 801.** 2018 c 297 s 201 (uncodified) is amended to read as
6 follows:

7 **FOR THE WASHINGTON TRAFFIC SAFETY COMMISSION**

8 Highway Safety Account—State Appropriation	((\$4,329,000))
9	<u>\$4,347,000</u>
10 Highway Safety Account—Federal Appropriation	((\$22,205,000))
11	<u>\$25,005,000</u>
12 Highway Safety Account—Private/Local Appropriation	\$118,000
13 School Zone Safety Account—State Appropriation	\$850,000
14 TOTAL APPROPRIATION.	((\$27,502,000))
15	<u>\$30,320,000</u>

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

18 (1) \$100,000 of the highway safety account—state appropriation is
19 provided solely for the implementation of chapter 324, Laws of 2017
20 (bicyclist safety advisory council).

21 (2) \$1,000,000 of the highway safety account—state appropriation
22 is provided solely for the implementation of section 13(4), chapter
23 336, Laws of 2017 (impaired driving). The funding is provided for
24 grants to organizations that seek to reduce driving under the
25 influence of drugs and alcohol and for administering the program.
26 \$108,806 of the amount provided in this subsection is for the
27 commission to cover the costs associated with administering the grant
28 program. The funding provided in this subsection is contingent on the
29 availability of funds raised by the fee, described in section 13(4),
30 chapter 336, Laws of 2017 (impaired driving), sufficient to cover the
31 costs of administering the program.

32 **Sec. 802.** 2018 c 297 s 202 (uncodified) is amended to read as
33 follows:

34 **FOR THE COUNTY ROAD ADMINISTRATION BOARD**

35 Rural Arterial Trust Account—State Appropriation	\$1,056,000
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1	Motor Vehicle Account—State Appropriation	((\$2,720,000))
2		<u>\$2,791,000</u>
3	County Arterial Preservation Account—State	
4	Appropriation	\$1,592,000
5	TOTAL APPROPRIATION.	((\$5,368,000))
6		<u>\$5,439,000</u>

7 **Sec. 803.** 2018 c 297 s 204 (uncodified) is amended to read as
8 follows:

9 **FOR THE JOINT TRANSPORTATION COMMITTEE**

10	((Highway Safety Account—State Appropriation.	\$150,000))
11	Motor Vehicle Account—State Appropriation	\$2,030,000
12	Multimodal Transportation Account—State	
13	Appropriation.	\$1,570,000
14	TOTAL APPROPRIATION.	((\$3,750,000))
15		<u>\$3,600,000</u>

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

18 (1)(a) \$200,000 of the multimodal transportation account—state
19 appropriation is for a consultant study of marine pilotage in
20 Washington state, with a goal of recommending best practices for: An
21 analytically-driven pilotage tariff and fee setting process;
22 determination of the total number of pilots and pilot workload; pilot
23 recruitment, training, review, and selection, with a focus on
24 increasing pilot diversity; and selection of governance structures
25 for the oversight and management of pilotage activities. The study
26 must include the following:

27 (i)(A) An examination of current practices of the board of
28 pilotage related to: Pilotage tariff and fee setting, including a
29 review of the development and composition of fees, their relationship
30 to tariffs and pilotage district expenditures, and an analysis of
31 pilot benefits; the setting of the total number of pilots and pilot
32 workload distribution; pilot candidate recruitment and training;
33 pilot review and selection processes; and reporting to comply with
34 statutory requirements;

35 (B) An examination of the current oversight, administrative
36 practices, and governance of the board of pilotage commissioners and
37 the two pilotage districts, including board composition analysis, the
38 possible role of the legislative appropriations process, and options

1 for insurance liability coverage for the board of pilotage
2 commissioners;

3 (ii) A comparison of current practices identified under this
4 subsection (1)(a) to best practices in marine pilotage elsewhere in
5 the United States, including both state licensed pilotage and federal
6 pilotage systems with independent contractor, public employee, or
7 private employee pilots; and a comparison to marine pilotage
8 activities outside of the United States, to the extent these marine
9 pilotage activities can inform the evaluation process and identify
10 additional best practices that could be implemented in Washington
11 state;

12 (iii) A comparison of the results of the examination of current
13 practices to best practices in the United States in areas other than
14 marine pilotage for which similar activities are conducted;

15 (iv) An evaluation of the extent to which the best practices
16 examined can be implemented and would be effective in Washington
17 state; and

18 (v) A recommendation for the best practices that should be
19 adopted by Washington state for each of the areas examined.

20 (b) The joint transportation committee must issue a report of its
21 findings and recommendations to the house of representatives and
22 senate transportation committees by January 8, 2018.

23 (2) \$160,000 of the motor vehicle account—state appropriation is
24 for the joint transportation committee to contract with the
25 University of Minnesota to independently analyze and assess traffic
26 data for the express toll lanes and general purpose lanes of the
27 Interstate 405 tolled corridor, including in terms of the performance
28 measures described in RCW 47.56.880, and to develop and recommend
29 near-term and longer-term strategies for the improvement of traffic
30 performance in this corridor. A report summarizing the results of the
31 traffic data assessment and providing recommended strategies is due
32 to the transportation committees of the legislature by January 8,
33 2018.

34 (3)(a) \$500,000 of the multimodal transportation account—state
35 appropriation is for a consultant study of air cargo movement at
36 Washington airports. The study must:

37 (i) Describe the state's air cargo system, and identify the
38 facilities that comprise the system;

39 (ii) Evaluate the current and projected future capacity of the
40 air cargo system;

1 (iii) Identify underutilized capacity;

2 (iv) Identify and describe what market forces may determine
3 demand for cargo service at different facilities and what role the
4 shippers and cargo service providers play in determining how cargo is
5 moved in the state;

6 (v) Develop a definition of congestion in the state's air cargo
7 system, including metrics by which to measure congestion and the cost
8 of congestion to shippers; and

9 (vi) Evaluate what would be needed to more effectively use
10 existing capacity at airports across the state. As part of this
11 evaluation, the study must:

12 (A) Evaluate air, land, and surface transportation constraints,
13 including intermodal constraints, to accommodate current demand and
14 future growth;

15 (B) Evaluate impediments to addressing those constraints;

16 (C) Evaluate options to address those constraints; and

17 (D) Evaluate the impacts to air cargo-related industries that
18 would result from shifting cargo service to Washington airports that
19 currently have available capacity.

20 (b) The study must also identify the state's interest in reducing
21 air cargo congestion and evaluate ways to address this interest on a
22 statewide basis.

23 (c) The study must provide recommendations regarding:

24 (i) Options to reduce air cargo congestion and more efficiently
25 use available capacity at Washington airports;

26 (ii) Options to address the state's interest in reducing air
27 cargo congestion on a statewide basis;

28 (iii) Strategies to accomplish the recommendations under this
29 subsection (3)(c); and

30 (iv) Statutory changes needed to implement the recommendations
31 under this subsection (3)(c).

32 (d) The department of transportation shall provide technical
33 support for the study, including providing guidance regarding
34 information that may already be available due to the department's
35 ongoing work on the Washington aviation system plan.

36 (e) The joint transportation committee shall issue a report of
37 its findings and recommendations to the house of representatives and
38 senate transportation committees by December 14, 2018.

39 (4) \$100,000 of the motor vehicle account—state appropriation is
40 for the joint transportation committee to conduct an assessment of

1 the current roles and responsibilities of the transportation
2 commission. The purpose of the assessment is to review the current
3 membership, functions, powers, and duties of the transportation
4 commission beyond those granted to the transportation commission as
5 the tolling authority under RCW 47.56.850, for the adoption of ferry
6 fares and pricing policies under RCW 47.60.315, or for work related
7 to the road usage charge pilot project as directed by the
8 legislature. When conducting the assessment, the joint transportation
9 committee must consult with the transportation commission and the
10 office of financial management.

11 (a) The assessment must consist of a review of the following:

12 (i) The primary enabling statutes of the transportation
13 commission contained in RCW 47.01.051 through 47.01.075;

14 (ii) The transportation commission's functions relating to
15 ferries under chapters 47.60 and 47.64 RCW beyond those granted by
16 the legislature for adoption of fares and pricing policies;

17 (iii) The existing budget of the transportation commission to
18 ensure it is appropriate for the roles and responsibilities it is
19 directed to do by the governor and the legislature;

20 (iv) The transportation commission's current roles and
21 responsibilities relating to transportation planning, transportation
22 policy development, and other functions; and

23 (v) Other issues related to the transportation commission as
24 determined by the joint transportation committee.

25 (b) A report of the assessment findings and recommendations is
26 due to the transportation committees of the legislature by December
27 31, 2017.

28 (5) (a) \$360,000 of the motor vehicle account—state appropriation,
29 from the cities' statewide fuel tax distributions under RCW
30 46.68.110(2), is for the joint transportation committee to conduct a
31 study to assess the current state of city transportation funding,
32 identify emerging issues, and recommend funding sources to meet
33 current and future needs. As part of the study, the joint
34 transportation committee shall:

35 (i) Identify current city transportation funding
36 responsibilities, sources, and gaps;

37 (ii) Identify emerging issues that may add additional strain on
38 city costs and funding capacity;

39 (iii) Identify future city funding needs;

40 (iv) Evaluate alternative sources of funding; and

1 (v) Recommend sources of funding to address those needs and gaps.

2 (b) In considering alternative sources of funding, the study
3 shall evaluate sources available outside of the state of Washington
4 that currently are not available in Washington.

5 (c) In conducting the study, the joint transportation committee
6 must consult with:

7 (i) City representatives;

8 (ii) A representative from the department of transportation local
9 programs division;

10 (iii) A representative from the transportation improvement board;

11 (iv) A representative from the department of transportation/
12 metropolitan planning organization/regional transportation planning
13 organization coordinating committee; and

14 (v) Others as appropriate.

15 (d) The association of Washington cities and the department of
16 transportation shall provide technical support to the study.

17 (e) The joint transportation committee must issue a report of its
18 findings and recommendations to the transportation committees of the
19 legislature by June 30, 2019.

20 (6) (a) \$315,000 of the multimodal transportation account—state
21 appropriation is for a consultant study of the capital needs of
22 public transportation systems operated by public transportation
23 benefit areas, metropolitan municipal corporations, cities, counties,
24 and county transportation authorities. The study must include:

25 (i) An inventory of each agency's vehicle fleet;

26 (ii) An inventory of each agency's facilities, including the
27 state of repair;

28 (iii) The replacement and expansion needs of each agency's
29 vehicle fleet, as well as the associated costs, over the next ten
30 years;

31 (iv) The replacement and expansion needs for each agency's
32 facilities including, but not limited to, such facilities as park and
33 rides, transit centers, and maintenance buildings;

34 (v) The source of funding, if known, planned to cover the cost of
35 the bus and facilities replacement and expansion needs including, but
36 not limited to, local revenue, state grants, and federal grants;

37 (vi) The amount of service that could be provided with the local
38 funds that are currently required for each agency's total capital
39 needs; and

1 (vii) A list of potential state, federal, or local revenue
2 sources that public transportation agencies could access or implement
3 in order to meet agencies' capital needs. These revenue sources may
4 be either currently available sources or sources that would need
5 legislative authorization.

6 (b) The Washington state transit association and the Washington
7 state department of transportation shall provide technical support to
8 the study.

9 (c) The joint transportation committee shall issue a report of
10 its findings and recommendations to the transportation committees of
11 the legislature by (~~March 1~~) June 30, 2019.

12 (7) \$255,000 of the multimodal transportation account—state
13 appropriation is for the joint transportation committee to conduct a
14 study regarding the regulation of transportation network companies
15 within the state of Washington. In conducting the study, the joint
16 transportation committee must consult with relevant representatives
17 of the department of licensing, the utilities and transportation
18 commission, the Washington state patrol, local governments involved
19 in the regulation of transportation network companies, entities
20 providing transportation network services, and other relevant
21 stakeholders. The study must include a review of the regulatory
22 framework used by local jurisdictions within Washington state and in
23 other states, an evaluation of the most effective public safety
24 aspects of a regulatory framework, including among other aspects, the
25 type of required background checks, and an assessment of the most
26 effective and efficient state and local regulatory structure for
27 regulation of transportation network companies. The joint
28 transportation committee must issue a report of its findings and
29 recommendations to the house and senate transportation committees by
30 January 14, 2019.

31 (8) \$300,000 of the multimodal transportation account—state
32 appropriation is for the joint transportation committee to conduct a
33 study regarding the regulation of taxi and for hire services
34 regulated by state, local governments, and port districts. The study
35 must compare state and local regulations in the state of Washington
36 that govern these private passenger transportation services and may
37 include recommendations for improving the consistency or overall
38 effectiveness and competitive fairness of the current regulatory
39 frameworks. In conducting the study, the joint transportation
40 committee shall consult with the department of licensing, the

1 utilities and transportation commission, the Washington state patrol,
2 appropriate local entities engaged in the regulation of commercial
3 passenger transportation services, and other relevant stakeholders.
4 The joint transportation committee must issue a report of its
5 findings and recommendations to the house and senate transportation
6 committees by January 14, 2019.

7 (9) (a) (~~(\$150,000 of the highway safety account state~~
8 ~~appropriation is for)~~) Within existing resources, the joint
9 transportation committee (~~(to)~~) shall assess and recommend methods
10 for setting state medical standards in the areas listed in (b) of
11 this subsection for commercial driver's license holders and
12 applicants, when these standards are not governed by specific
13 criteria under federal law, to help reduce the current shortage of
14 licensed commercial motor vehicle drivers in the state.

15 (b) This review must consist of an assessment of possible
16 approaches for developing a method by which to set state standards
17 for:

18 (i) Medical certification requirements for excepted interstate
19 commercial driver's license holders and applicants, as this class is
20 defined under 49 C.F.R. 383.71, who are not required to obtain
21 medical certification under federal law; and

22 (ii) Medical waiver requirements for intrastate nonexcepted
23 commercial driver's license holders and applicants, which must be set
24 in a manner consistent with the requirements of 49 C.F.R. Sec.
25 350.341(h) (2).

26 (c) The review must include consideration and evaluation of the
27 relevant practices, laws, and regulations of other states. The review
28 must also ensure that recommendations made are consistent with
29 federal law and do not jeopardize federal funding, and that they
30 incorporate relevant safety considerations.

31 (d) The joint transportation committee must consult with the
32 department of licensing, the Washington state patrol, the traffic
33 safety commission, the state department of health, and stakeholders
34 who rely on the state's commercial driver's license medical
35 certification process.

36 (e) The joint transportation committee must issue a report of its
37 findings and recommendations, including an indication of statutory
38 changes needed to implement the recommendations, to the
39 transportation committees of the legislature and the governor by
40 January 14, 2019.

1 **Sec. 804.** 2018 c 297 s 207 (uncodified) is amended to read as
2 follows:

3 **FOR THE WASHINGTON STATE PATROL**

4 State Patrol Highway Account—State Appropriation . . .	(\$490,359,000)
	<u>\$475,475,000</u>
6 State Patrol Highway Account—Federal Appropriation . . .	\$14,571,000
7 State Patrol Highway Account—Private/Local	
8 Appropriation	\$4,011,000
9 Highway Safety Account—State Appropriation	\$1,074,000
10 Ignition Interlock Device Revolving Account—State	
11 Appropriation	\$510,000
12 Multimodal Transportation Account—State Appropriation . . .	\$276,000
13 TOTAL APPROPRIATION.	(\$510,801,000)
14	<u>\$495,917,000</u>

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

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

26 (2) \$510,000 of the ignition interlock device revolving account—
27 state appropriation is provided (~~solely~~) for the ignition interlock
28 program at the Washington state patrol to provide funding for two
29 staff to work and provide support for the program in working with
30 manufacturers, service centers, technicians, and participants in the
31 program.

32 (3) \$1,000,000 of the state patrol highway account—state
33 appropriation is provided (~~solely~~) for ongoing support, system
34 updates, maintenance, and an independent assessment of the P25
35 digital land mobile radio system. Of the amount provided in this
36 subsection, \$400,000 must be used for the independent assessment of
37 the P25 digital land mobile radio system. The independent assessment
38 must identify implementation issues and coverage gaps and recommend
39 strategies to address these issues and gaps. The assessment must be

1 submitted to the governor and the transportation committees of the
2 legislature by September 1, 2018. To the extent practicable, the
3 Washington state patrol shall begin implementing recommendations
4 before the completion of the independent assessment.

5 (4) The Washington state patrol and the department of
6 transportation shall jointly submit a prioritized list of weigh
7 station projects to the office of financial management by October 1,
8 2017. Projects submitted must include estimated costs for preliminary
9 engineering, rights-of-way, and construction and must also consider
10 the timing of any available funding for weigh station projects.

11 (5) The Washington state patrol and the office of financial
12 management must be consulted by the department of transportation
13 during the design phase of any improvement or preservation project
14 that could impact Washington state patrol weigh station operations.
15 During the design phase of any such project, the department of
16 transportation must estimate the cost of designing around the
17 affected weigh station's current operations, as well as the cost of
18 moving the affected weigh station.

19 (6) \$580,000 of the state patrol highway account—state
20 appropriation is provided (~~solely~~) for the operation of and
21 administrative support to the license investigation unit to enforce
22 vehicle registration laws in southwestern Washington. The Washington
23 state patrol, in consultation with the department of revenue, shall
24 maintain a running estimate of sales and use taxes remitted to the
25 state pursuant to activity conducted by the license investigation
26 unit. At the end of the calendar quarter in which it is estimated
27 that more than \$625,000 in taxes have been remitted to the state
28 since the effective date of this section, the Washington state patrol
29 shall notify the state treasurer and the state treasurer shall
30 transfer funds pursuant to section 408(25), chapter 313, Laws of
31 2017.

32 (7) \$600,000 of the state patrol highway account—state
33 appropriation is provided (~~solely~~) for the implementation of
34 chapter 181, Laws of 2017 (WSPRS salary definition).

35 (8) \$4,354,000 of the state patrol highway account—state
36 appropriation is provided (~~solely~~) for an additional cadet class,
37 consisting of the 35th arming class and 111th trooper basic training
38 class, in the 2017-2019 fiscal biennium.

1 calendar quarter basis. The report must include, but is not limited
2 to: Detailed information about the planned and actual scope,
3 schedule, and budget; status of key vendor and other project
4 deliverables; and a description of significant changes to planned
5 deliverables or system functions over the life of the project.
6 Project staff will periodically brief the committees or the
7 committees' staff on system security and data protection measures.

8 ~~((3))~~ (2) The department when modernizing its computer systems
9 must place personal and company data elements in separate data fields
10 to allow the department to select discrete data elements when
11 providing information or data to persons or entities outside the
12 department. This requirement must be included as part of the systems
13 design in the department's business and technology modernization.
14 Pursuant to the restrictions in federal and state law, a person's
15 photo, social security number, or medical information must not be
16 made available through public disclosure or data being provided under
17 RCW 46.12.630 or 46.12.635.

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

32 ~~((5))~~ (4) The department shall continue to encourage the use of
33 online vehicle registration renewal reminders and minimize the number
34 of letters mailed by the department. To further this goal, the
35 department shall develop a pilot program to replace first-class mail,
36 letter-form renewal reminders with postcard renewal reminders. The
37 goal of the pilot program is to realize substantial savings on
38 printing and postage costs. The pilot program must include customers
39 who performed their last renewal online and still receive a paper
40 renewal notice. The appropriations in this section reflect savings in

1 postage and printing costs of at least \$250,000 in the 2017-2019
2 fiscal biennium.

3 ~~((+6))~~ (5) \$550,000 of the highway safety account—state
4 appropriation is provided solely for communication and outreach
5 activities necessary to inform the public of federally acceptable
6 identification options including, but not limited to, enhanced
7 drivers' licenses and enhanced identicards. The department shall
8 develop and implement an outreach plan that includes informational
9 material that can be effectively communicated to all communities and
10 populations in Washington. At least thirty-five percent of this
11 appropriation must be used by the department for outreach efforts to
12 communities that would not otherwise be served by traditional media
13 outlets.

14 ~~((+7))~~ (6) \$19,000 of the highway safety account—state
15 appropriation is provided solely for the implementation of chapter
16 334, Laws of 2017 (distracted driving).

17 ~~((+8))~~ (7) \$57,000 of the motor vehicle account—state
18 appropriation is provided solely for the implementation of chapter
19 11, Laws of 2017 (aviation license plate).

20 ~~((+9))~~ (8) \$572,000 of the highway safety account—state
21 appropriation is provided solely for the implementation of chapter
22 197, Laws of 2017 (driver education uniformity).

23 ~~((+10))~~ (9) \$39,000 of the motor vehicle account—state
24 appropriation is provided solely for the implementation of chapter
25 25, Laws of 2017 (Fred Hutch license plate).

26 ~~((+11))~~ (10) \$104,000 of the ignition interlock device revolving
27 account—state appropriation is provided solely for the implementation
28 of chapter 336, Laws of 2017 (impaired driving).

29 ~~((+12))~~ (11) \$500,000 of the highway safety account—state
30 appropriation is provided solely for the implementation of chapter
31 206, Laws of 2017 (foster youth/driving).

32 ~~((+13))~~ (12) \$61,000 of the highway safety account—state
33 appropriation is provided solely for the implementation of chapter
34 310, Laws of 2017 (REAL ID compliance).

35 ~~((+14))~~ (13)(a) Within existing funds, the department, in
36 consultation with the department of ecology, shall convene a work
37 group comprised of registered tow truck operators, hulk haulers,
38 representatives from county solid waste facilities, and the recycling

1 community to develop a sustainable plan for the collection and
2 disposal of abandoned recreational vehicles.

3 (b) The work group shall report on the current problems relating
4 to abandoned recreational vehicles and develop policy options for
5 procedures relating to the transportation, recycling, and disposal of
6 abandoned recreational vehicles, as well as other potentially related
7 issues. As a result of its discussions, the work group shall also
8 produce draft legislation. The final report and draft legislation are
9 due to the standing transportation committees of the legislature on
10 December 1, 2017.

11 (~~(15)~~) (14) \$30,000 of the highway safety account—state
12 appropriation is provided solely for the implementation of chapter
13 122, Laws of 2017 (reduced-cost identicards).

14 (~~(16)~~) (15) \$112,000 of the motor vehicle account—state
15 appropriation is provided solely for the implementation of chapter
16 218, Laws of 2017 (registration enforcement).

17 (~~(17)~~) (16) \$30,000 of the highway safety account—state
18 appropriation is provided solely for the implementation of chapter
19 43, Laws of 2017 (tow truck notices).

20 (~~(18)~~) (17) \$230,000 of the highway safety account—state
21 appropriation is provided solely for developing an application
22 program interface service. This work must result in a mobile browser
23 based application for use on tablet devices at licensing services
24 offices.

25 (a) The application must be able to be used by licensing services
26 offices staff for:

27 (i) Prescreening customers and directing them to the most
28 efficient service line;

29 (ii) Performing any transaction within the department's online
30 services;

31 (iii) Answering customer questions regarding license status and
32 reinstatement; and

33 (iv) Providing a queue ticket to customers waiting for service
34 inside and outside the office.

35 (b) Additionally, the application must be:

36 (i) Able to add a feature allowing customers to get in line via
37 an online application and receive a mobile text message when their
38 turn is approaching; and

1 (ii) Scalable to add other features to mobile devices to expedite
2 customer service.

3 (~~((20))~~ ~~\$27,796,000~~) (18) \$21,096,000 of the highway safety
4 account—state appropriation is provided solely for costs necessary to
5 accommodate increased demand for enhanced drivers' licenses and
6 enhanced identicards. The department shall report on a quarterly
7 basis on the use of these funds, associated workload, and information
8 with comparative information with recent comparable months in prior
9 years. The report will include detailed statewide and by licensing
10 service office information on staffing levels, average monthly wait
11 times, the number of enhanced drivers' licenses and enhanced
12 identicards issued/renewed, and the number of primary drivers'
13 licenses and identicards issued/renewed. Within the amounts provided
14 in this subsection, the department shall implement efficiency
15 measures to reduce the time for licensing transactions and wait
16 times, including, but not limited to, the installation of additional
17 cameras at licensing service offices that reduce bottlenecks and
18 align with the keep your customer initiative.

19 (~~((21))~~) (19) \$45,000 of the highway safety account—state
20 appropriation is provided solely for the implementation of chapter
21 (~~((. . . (Second Substitute House Bill No. 1513)))~~) 109, Laws of 2018
22 (enhancing youth voter registration). If chapter (~~((. . . (Second
23 Substitute House Bill No. 1513)))~~) 109, Laws of 2018 is not enacted by
24 June 30, 2018, the amount provided in this subsection lapses.

25 (~~((23))~~) (20) \$70,000 of the highway safety account—state
26 appropriation is provided solely for the implementation of chapter
27 (~~((. . . (Engrossed Second Substitute House Bill No. 2595)))~~) 110, Laws
28 of 2018 (procedures in order to automatically register citizens to
29 vote). If chapter (~~((. . . (Engrossed Second Substitute House Bill No.
30 2595)))~~) 110, Laws of 2018 is not enacted by June 30, 2018, the amount
31 provided in this subsection lapses.

32 (~~((24))~~) (21) \$26,000 of the highway safety account—state
33 appropriation is provided solely for the implementation of chapter
34 (~~((. . . (Substitute House Bill No. 2612)))~~) 135, Laws of 2018 (tow
35 truck operators). If chapter (~~((. . . (Substitute House Bill No.
36 2612)))~~) 135, Laws of 2018 is not enacted by June 30, 2018, the amount
37 provided in this subsection lapses.

38 (~~((27))~~) (22) \$34,000 of the motor vehicle account—state
39 appropriation is provided solely for the implementation of chapter

1 (~~(. . . (Substitute Senate Bill No. 5746))~~) 67, Laws of 2018
2 (concerning the association of Washington generals). If chapter
3 (~~(. . . (Substitute Senate Bill No. 5746))~~) 67, Laws of 2018 is not
4 enacted by June 30, 2018, the amount provided in this subsection
5 lapses.

6 (~~(+31)~~) (23) \$17,000 of the highway safety account—state
7 appropriation is provided solely for the implementation of chapter
8 (~~(. . . (Substitute Senate Bill No. 6155))~~) 192, Laws of 2018 (bone
9 marrow donation information). If chapter (~~(. . . (Substitute Senate
10 Bill No. 6155))~~) 192, Laws of 2018 is not enacted by June 30, 2018,
11 the amount provided in this subsection lapses.

12 (~~(+32)~~) (24) \$172,000 of the abandoned recreational vehicle
13 disposal account—state appropriation is provided solely for the
14 implementation of chapter (~~(. . . (Substitute Senate Bill No. 6437))~~)
15 287, Laws of 2018 (disposal of recreational vehicles abandoned on
16 public property). If chapter (~~(. . . (Substitute Senate Bill No.
17 6437))~~) 287, Laws of 2018 is not enacted by June 30, 2018, the amount
18 provided in this subsection lapses.

19 (~~(+33)~~) (25) \$13,000 of the motor vehicle account—state
20 appropriation is provided solely for the implementation of chapter
21 (~~(. . . (Substitute Senate Bill No. 6438))~~) 79, Laws of 2018
22 (clarifying the collection process for existing vehicle service
23 transactions). If chapter (~~(. . . (Substitute Senate Bill No. 6438))~~)
24 79, Laws of 2018 is not enacted by June 30, 2018, the amount provided
25 in this subsection lapses.

26 (~~(+34)~~) (26) The department shall within the department's
27 appropriations, conduct a study to evaluate options and potential
28 methods for allowing digital license plates. The report must include
29 information on the durability and legibility of digital license
30 plates in different weather conditions, costs, data security, tolling
31 and vehicle fees, protection of personal and vehicle information, and
32 other implementation issues. This will include an evaluation of how
33 the digital license plates can contain tamper-resistant and antitheft
34 features, but can continue to display the unique license plate number
35 assigned to the vehicle at all times. The department of licensing
36 must consult with the Washington state patrol, the department of
37 transportation, and other appropriate entities in conducting the
38 study. The department of licensing must present a report to the

1 standing transportation committees of the legislature by January 1,
2 2019.

3 ~~((35))~~ (27) \$200,000 of the highway safety account—state
4 appropriation is provided solely for the department to implement
5 employee training and other activities related to improving the
6 protection of private information and increasing racial and cultural
7 awareness by employees in administering licensing responsibilities.

8 (28) \$140,000 of the abandoned recreational vehicle disposal
9 account—state appropriation is provided solely for providing
10 reimbursements in accordance with the department's abandoned
11 recreational vehicle disposal reimbursement program. It is the intent
12 of the legislature that the department prioritize this funding for
13 allowable and approved reimbursements and not to build a reserve of
14 funds within the account.

15 **Sec. 806.** 2018 c 297 s 209 (uncodified) is amended to read as
16 follows:

17 **FOR THE DEPARTMENT OF TRANSPORTATION—TOLL OPERATIONS AND MAINTENANCE**
18 **—PROGRAM B**

19	High Occupancy Toll Lanes Operations Account—State	
20	Appropriation	((\$4,462,000))
21		<u>\$4,391,000</u>
22	Motor Vehicle Account—State Appropriation	\$513,000
23	State Route Number 520 Corridor Account—State	
24	Appropriation	((\$57,123,000))
25		<u>\$55,885,000</u>
26	State Route Number 520 Civil Penalties Account—State	
27	Appropriation	\$4,129,000
28	Tacoma Narrows Toll Bridge Account—State	
29	Appropriation	((\$33,618,000))
30		<u>\$33,086,000</u>
31	Interstate 405 Express Toll Lanes Operations	
32	Account—State Appropriation	((\$21,757,000))
33		<u>\$21,297,000</u>
34	Alaskan Way Viaduct Replacement Project Account—State	
35	Appropriation.	((\$13,938,000))
36		<u>\$6,656,000</u>
37	TOTAL APPROPRIATION.	((\$135,540,000))
38		<u>\$125,957,000</u>

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

3 (1) \$1,300,000 of the Tacoma Narrows toll bridge account—state
4 appropriation and \$9,048,000 of the state route number 520 corridor
5 account—state appropriation are provided solely for the purposes of
6 addressing unforeseen operations and maintenance costs on the Tacoma
7 Narrows bridge and the state route number 520 bridge, respectively.
8 The office of financial management shall place the amounts provided
9 in this subsection, which represent a portion of the required minimum
10 fund balance under the policy of the state treasurer, in unallotted
11 status. The office may release the funds only when it determines that
12 all other funds designated for operations and maintenance purposes
13 have been exhausted.

14 (2) \$3,100,000 of the Interstate 405 express toll lanes
15 operations account—state appropriation, \$1,498,000 of the state route
16 number 520 corridor account—state appropriation, and \$1,802,000 of
17 the high occupancy toll lanes operations account—state appropriation
18 are provided solely for the operation and maintenance of roadside
19 toll collection systems.

20 (3) (~~(\$4,131,000)~~) \$4,129,000 of the state route number 520 civil
21 penalties account—state appropriation, \$2,192,000 of the Tacoma
22 Narrows toll bridge account—state appropriation, and \$1,191,000 of
23 the Interstate 405 express toll lanes operations account—state
24 appropriation are provided solely for expenditures related to the
25 toll adjudication process.

26 (4) The department shall make detailed quarterly expenditure
27 reports available to the Washington state transportation commission
28 and to the public on the department's web site using current
29 resources. The reports must include a summary of toll revenue by
30 facility on all operating toll facilities and high occupancy toll
31 lane systems, and an itemized depiction of the use of that revenue.

32 (5) As long as the facility is tolled, the department must
33 provide quarterly reports to the transportation committees of the
34 legislature on the Interstate 405 express toll lane project
35 performance measures listed in RCW 47.56.880(4). These reports must
36 include:

37 (a) Information on the travel times and travel time reliability
38 (at a minimum, average and 90th percentile travel times) maintained
39 during peak and nonpeak periods in the express toll lanes and general

1 purpose lanes for both the entire corridor and commonly made trips in
2 the corridor including, but not limited to, northbound from Bellevue
3 to Rose Hill, state route number 520 at NE 148th to Interstate 405 at
4 state route number 522, Bellevue to Bothell (both NE 8th to state
5 route number 522 and NE 8th to state route number 527), and a trip
6 internal to the corridor (such as NE 85th to NE 160th) and similar
7 southbound trips;

8 (b) A month-to-month comparison of travel times and travel time
9 reliability for the entire corridor and commonly made trips in the
10 corridor as specified in (a) of this subsection since implementation
11 of the express toll lanes and, to the extent available, a comparison
12 to the travel times and travel time reliability prior to
13 implementation of the express toll lanes;

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

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

26 (6) (~~(\$666,000)~~) \$595,000 of the high occupancy toll lanes
27 operations account—state appropriation, (~~(\$11,527,000)~~) \$10,289,000
28 of the state route number 520 corridor account—state appropriation,
29 (~~(\$4,955,000)~~) \$4,423,000 of the Tacoma Narrows toll bridge account—
30 state appropriation, (~~(\$4,286,000)~~) \$3,826,000 of the Interstate 405
31 express toll lanes operations account—state appropriation, and
32 (~~(\$6,506,000)~~) \$5,807,000 of the Alaskan Way viaduct replacement
33 project account—state appropriation are provided solely for the
34 department to implement a new tolling customer service toll
35 collection system, and are subject to the conditions, limitations,
36 and review provided in section 701, chapter 313, Laws of 2017.

37 (a) The office of financial management shall place \$2,000,000 of
38 the amounts provided in this subsection in unallotted status, to be
39 distributed between the facilities using the account proportions in

1 this subsection. If the vendors selected as the successful bidders
2 for the new tolling customer service toll collection system or the
3 operator of the new system are different than the vendor as of
4 January 1, 2017, the office of financial management may release
5 portions of this amount as transition costs.

6 (b) The funds provided in this subsection from the Alaskan Way
7 viaduct replacement project account—state appropriation are provided
8 through a transfer from the motor vehicle account—state in section
9 408(26), chapter 313, Laws of 2017. These funds are a loan to the
10 Alaskan Way viaduct replacement project account—state, and the
11 legislature assumes that these funds will be reimbursed to the motor
12 vehicle account—state at a later date when the portion of state route
13 number 99 that is the deep bore tunnel is operational.

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

18 (i) Detailed information about the planned and actual scope,
19 schedule, and budget;

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

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

23 (d) The department shall continue to work with the office of
24 financial management, office of the chief information officer, and
25 the transportation committees of the legislature on the project
26 management plan that includes a provision for independent
27 verification and validation of contract deliverables from the
28 successful bidder and a provision for quality assurance that includes
29 reporting independently to the office of the chief information
30 officer on an ongoing basis during system implementation.

31 (7) The department shall make detailed quarterly reports to the
32 governor and the transportation committees of the legislature on the
33 following:

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

38 (b) The nonvendor costs of administering toll operations,
39 including the costs of staffing the division, consultants and other

1 personal service contracts required for technical oversight and
2 management assistance, insurance, payments related to credit card
3 processing, transponder purchases and inventory management, facility
4 operations and maintenance, and other miscellaneous nonvendor costs;
5 and

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

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

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

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

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

17 (iv) Workload costs related to hearings;

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

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

20 (8) (~~(\$13,179,000)~~) \$13,180,000 of the Interstate 405 express
21 toll lanes operations account—state appropriation is provided solely
22 for operational costs related to the express toll lane facility. The
23 office of financial management shall place \$6,808,000 of the amount
24 provided in this subsection in unallotted status. The office of
25 financial management may only release the funds to the department
26 upon the passage of a 2018 supplemental transportation budget.

27 (9) In 2021, toll equipment on the Tacoma Narrows Bridge will
28 have reached the end of its operational life. During the 2017-2019
29 fiscal biennium, the department plans to issue a request for
30 proposals as the first stage of a competitive procurement process
31 that will replace the toll equipment and select a new tolling
32 operator for the Tacoma Narrows Bridge. The request for proposals and
33 subsequent competitive procurement must incorporate elements that
34 prioritize the overall goal of lowering costs per transaction for the
35 facility, such as incentives for innovative approaches which result
36 in lower transactional costs, requests for efficiencies on the part
37 of the bidder that lower operational costs, and incorporation of
38 technologies such as self-serve credit card machines or other point-
39 of-payment technologies that lower costs or improve operational
40 efficiencies.

1 (10) (~~(\$5,583,000 of the Alaskan Way viaduct replacement project~~
2 ~~account state appropriation is provided solely for the new state~~
3 ~~route number 99 tunnel toll facility's expected proportional share of~~
4 ~~collecting toll revenues, operating customer services, and~~
5 ~~maintaining toll collection systems for the last seven months of the~~
6 ~~biennium. Due to the uncertainty of the new state route number 99~~
7 ~~tunnel toll facility timeline, the legislature is holding the other~~
8 ~~tolled facilities' administrative cost shares constant for this~~
9 ~~biennium. The legislature expects to see appropriate reductions to~~
10 ~~the other toll facility accounts once tolling on the new state route~~
11 ~~number 99 tunnel toll facility commences and any previously incurred~~
12 ~~costs for start-up of the new facility are charged back to the~~
13 ~~Alaskan Way viaduct replacement project account. The office of~~
14 ~~financial management shall closely monitor the application of the~~
15 ~~cost allocation model and ensure that the new state route number 99~~
16 ~~tunnel toll facility is adequately sharing costs and the other toll~~
17 ~~facility accounts are not being overspent or subsidizing the new~~
18 ~~state route number 99 tunnel toll facility.~~

19 ~~(11) \$1,849,000)~~ \$849,000 of the Alaskan Way viaduct replacement
20 project account—state appropriation is provided solely for the costs
21 associated with the sale of transponders for the opening of the new
22 state route number 99 tunnel toll facility in Seattle. (~~The office~~
23 ~~of financial management shall place \$510,000 of the amount provided~~
24 ~~in this subsection in unallotted status. The office of financial~~
25 ~~management may only release the funds to the department if it~~
26 ~~determines the transponder inventory will otherwise not be sufficient~~
27 ~~for facility ramp up.))~~

28 **Sec. 807.** 2018 c 297 s 210 (uncodified) is amended to read as
29 follows:

30 **FOR THE DEPARTMENT OF TRANSPORTATION—INFORMATION TECHNOLOGY—PROGRAM**
31 **C**

32	Transportation Partnership Account—State Appropriation . . .	\$1,460,000
33	Motor Vehicle Account—State Appropriation	(\$87,865,000)
34		<u>\$87,880,000</u>
35	Puget Sound Ferry Operations Account—State	
36	Appropriation	\$263,000
37	Multimodal Transportation Account—State	
38	Appropriation	\$2,878,000

1	Transportation 2003 Account (Nickel Account)—State	
2	Appropriation	\$1,460,000
3	TOTAL APPROPRIATION.	((<u>\$93,926,000</u>))
4		<u>\$93,941,000</u>

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

7 (1) \$9,588,000 of the motor vehicle account—state appropriation
8 is provided solely for the development of the labor system
9 replacement project and is subject to the conditions, limitations,
10 and review provided in section 701, chapter 313, Laws of 2017. It is
11 the intent of the legislature that if any portion of the labor system
12 replacement project is leveraged in the future for the time, leave,
13 and labor distribution of any other agencies, the motor vehicle
14 account will be reimbursed proportionally for the development of the
15 system since amounts expended from the motor vehicle account must be
16 used exclusively for highway purposes in conformance with Article II,
17 section 40 of the state Constitution. This must be accomplished
18 through a loan arrangement with the current interest rate under the
19 terms set by the office of the state treasurer at the time the system
20 is deployed to additional agencies. If the motor vehicle account is
21 not reimbursed for future use of the system, it is further the intent
22 of the legislature that reductions will be made to central service
23 agency charges accordingly.

24 (2) \$2,296,000 of the motor vehicle account—state appropriation
25 is provided solely for the development of ferries network systems
26 support.

27 (3) \$365,000 of the motor vehicle account—state appropriation is
28 provided solely for the department to contract with a consultant to
29 develop a plan, in consultation with the office of financial
30 management, and cost estimate to modernize and migrate the
31 department's business applications from an agency-based data center
32 to the state data center or a cloud-based environment.

33 **Sec. 808.** 2018 c 297 s 211 (uncodified) is amended to read as
34 follows:

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

37	Motor Vehicle Account—State Appropriation	((<u>\$29,368,000</u>))
38		<u>\$29,325,000</u>

1 primary airport representing an airport association, and the airline
2 industry.

3 (b) The work group must consider, at a minimum, and make
4 recommendations on the feasibility of electric or hybrid-electric
5 flight given: Federal certification requirements; current and
6 anticipated advancements to battery technology; infrastructure
7 requirements and capacity impacts at primary airports; the need for
8 and feasibility of industry incentives; the potential for public-
9 private partnerships; impacts to revenues generated from aviation
10 fuel sales; educational requirements for maintaining electric or
11 hybrid-electric powered aircraft; homeland security checkpoint
12 requirements; public acceptance of the technology; a cost comparison
13 of fossil fuel and electric or hybrid-electric aircraft engines;
14 emission reduction potential; and policy changes needed to facilitate
15 electric or hybrid-electric powered aircraft use for commercial air
16 travel in Washington state.

17 (c) The work group must report its findings and recommendations
18 to the transportation committees of the legislature by June 30, 2019.

19 **Sec. 810.** 2018 c 297 s 213 (uncodified) is amended to read as
20 follows:

21 **FOR THE DEPARTMENT OF TRANSPORTATION—PROGRAM DELIVERY MANAGEMENT AND**
22 **SUPPORT—PROGRAM H**

23	Motor Vehicle Account—State Appropriation	((\$56,408,000))
24		<u>\$56,407,000</u>
25	Motor Vehicle Account—Federal Appropriation	\$500,000
26	Multimodal Transportation Account—State Appropriation	\$256,000
27	TOTAL APPROPRIATION.	((\$57,164,000))
28		<u>\$57,163,000</u>

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

31 (1) \$300,000 of the motor vehicle account—state appropriation is
32 provided solely for the completion of property value determinations
33 for surplus properties to be sold. The value determinations must be
34 completed by agency staff if available; otherwise, the agency may
35 contract out for these services. The real estate services division of
36 the department must recover the cost of its efforts from the sale of
37 surplus property. Proceeds for surplus property sales must fund
38 additional future sales, and the real estate services division shall

1 prioritize staff resources to meet revenue assumptions for surplus
2 property sales.

3 (2) 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 (2), 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 (3) 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
39 parking, as part of the vertical development of the property, is one
40 of the significant uses of the property.

1 **Sec. 811.** 2018 c 297 s 214 (uncodified) is amended to read as
2 follows:

3 **FOR THE DEPARTMENT OF TRANSPORTATION—PUBLIC-PRIVATE PARTNERSHIPS—**
4 **PROGRAM K**

5	Motor Vehicle Account—State Appropriation	((\$639,000))
6		<u>\$636,000</u>
7	Electric Vehicle Charging Infrastructure	
8	Account—State Appropriation.	\$1,000,000
9	Multimodal Transportation Account—State	
10	Appropriation.	\$610,000
11	TOTAL APPROPRIATION.	((\$2,249,000))
12		<u>\$2,246,000</u>

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

15 (1) \$35,000 of the multimodal transportation account—state
16 appropriation is provided solely for the public-private partnerships
17 program to conduct an outreach effort to assess interest in a public-
18 private partnership to rebuild the Anacortes ferry terminal. The
19 public-private partnerships program shall issue a request for letters
20 of interest, similar to the request issued in 2009, in a public-
21 private partnership to rebuild the Anacortes ferry terminal by
22 combining the ferry terminal functions and structure with one or more
23 commercial ventures, including, but not limited to, ventures to
24 provide lodging, conference and meeting facilities, food service,
25 shopping, or other retail operations. The public-private partnerships
26 program shall notify the transportation committees of the legislature
27 upon release of the request for letters of interest and shall provide
28 the transportation committees of the legislature with a summary of
29 the information collected once the letters of interest have been
30 received.

31 (2) \$1,000,000 of the electric vehicle charging infrastructure
32 account—state appropriation is provided solely for the purpose of
33 capitalizing the Washington electric vehicle infrastructure bank as
34 provided in chapter 44, Laws of 2015 3rd sp. sess. (transportation
35 revenue). The department may spend no more than one million dollars
36 from the electric vehicle charging infrastructure account during the
37 four-year period of the 2015-2017 and 2017-2019 fiscal biennia.

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

4 (4) \$500,000 of the multimodal transportation account—state
5 appropriation is provided solely to study public-private partnership
6 alternatives for the financing and construction of an entry building
7 located at Colman Dock.

8 (a) As part of the study, the public-private partnerships program
9 must work with the city of Seattle, Native American tribes, and local
10 community groups to evaluate the efficacy of contracting with a
11 private entity to participate in the construction of the Colman Dock
12 entry building. The study must:

13 (i) Identify and discuss options to construct the facility as
14 currently scoped;

15 (ii) Identify and discuss options, including rescoping the
16 current design of the facility for purposes of providing a project
17 that has the potential to increase economic development activities
18 along the Seattle waterfront area, such as through the inclusion of
19 office space and restaurants;

20 (iii) Consider concepts and options found in the design
21 development described in the 2013-2015 capital budget (chapter 19,
22 Laws of 2013 2nd sp. sess.), including connections to Pier 48 as a
23 future public park;

24 (iv) Consider rooftop public access for panoramic views of the
25 Puget Sound and Olympic mountains; and

26 (v) Consider exhibits of the history and heritage of the
27 vicinity.

28 (b) By November 15, 2017, the public-private partnerships program
29 must provide a report to the governor and the transportation
30 committees of the legislature on the program's findings and
31 recommendations.

32 (5) \$75,000 of the multimodal transportation account—state
33 appropriation is provided solely for the department to contract with
34 the Puget Sound Clean Air Agency to conduct a study that identifies
35 and evaluates opportunities to facilitate low-income utilization of
36 electric vehicles. The study must include, but is not limited to,
37 development and evaluation of an electric vehicle car-sharing program
38 for low-income housing sites that is designed to maximize the use of
39 electric vehicles by residents of these sites, and that must consider
40 any infrastructure needs that will need to be met to support the use

1 of electric vehicles at these sites. The department must provide a
2 report detailing the findings of this study to the transportation
3 committees of the legislature by December 1, 2018.

4 **Sec. 812.** 2018 c 297 s 215 (uncodified) is amended to read as
5 follows:

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

7 Motor Vehicle Account—State Appropriation	((\$451,660,000))
	<u>\$469,820,000</u>
9 Motor Vehicle Account—Federal Appropriation	\$7,000,000
10 State Route Number 520 Corridor Account—State	
11 Appropriation	\$4,447,000
12 Tacoma Narrows Toll Bridge Account—State	
13 Appropriation	\$1,233,000
14 Alaskan Way Viaduct Replacement Project	
15 Account—State Appropriation	((\$2,982,000))
	<u>\$1,865,000</u>
17 TOTAL APPROPRIATION.	((\$467,322,000))
	<u>\$484,365,000</u>

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

21 (1) ((~~\$8,000,000~~)) \$8,242,000 of the motor vehicle account—state
22 appropriation is provided solely for utility fees assessed by local
23 governments as authorized under RCW 90.03.525 for the mitigation of
24 stormwater runoff from state highways.

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

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

32 (4) \$35,000 of the motor vehicle account—state appropriation is
33 provided solely for the department to submit a request for proposals
34 as part of a pilot project that explores the use of rotary auger
35 ditch cleaning and reshaping service technology in maintaining
36 roadside ditches for state highways. The pilot project must consist
37 of at least one technology test on each side of the Cascade mountain
38 range.

1 (5) \$631,000 of the motor vehicle account—state appropriation is
2 provided solely for the department to implement safety improvements
3 and debris clean up on department-owned rights-of-way in the city of
4 Seattle. Direct or contracted activities must include collecting and
5 disposing of garbage, clearing debris or hazardous material, and
6 implementing safety improvements. Funds may also be used to contract
7 with the city of Seattle to provide mutual services in rights-of-way
8 similar to contract agreements in the 2015-2017 fiscal biennium.
9 \$381,000 of the amount provided in this subsection is provided solely
10 for one-time equipment procurement needed to implement this
11 subsection.

12 (6) \$15,000,000 of the motor vehicle account—state appropriation
13 is provided solely for extraordinary snow and ice removal expenses
14 and related road repair expenses incurred during the winter of
15 2018-2019.

16 **Sec. 813.** 2018 c 297 s 216 (uncodified) is amended to read as
17 follows:

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

20 Motor Vehicle Account—State Appropriation	((\$65,743,000))
21	<u>\$65,711,000</u>
22 Motor Vehicle Account—Federal Appropriation	\$2,050,000
23 Motor Vehicle Account—Private/Local Appropriation	((\$250,000))
24	<u>\$350,000</u>
25 TOTAL APPROPRIATION.	((\$68,043,000))
26	<u>\$68,111,000</u>

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

29 (1) \$6,000,000 of the motor vehicle account—state appropriation
30 is provided solely for low-cost enhancements. The department shall
31 give priority to low-cost enhancement projects that improve safety or
32 provide congestion relief. By December 15th of each odd-numbered
33 year, the department shall provide a report to the legislature
34 listing all low-cost enhancement projects completed in the prior
35 fiscal biennium.

36 (2) When regional transit authority construction activities are
37 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 (3) The department must make signage for low-height bridges a
4 high priority.

5 (4) \$50,000 of the motor vehicle account—state appropriation is
6 provided solely for the department to coordinate with the appropriate
7 local jurisdictions for development and implementation of a historic
8 route 10 signage program on Interstate 90 from the Columbia River to
9 the Idaho state border.

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

31 (b) The department shall expand the high occupancy vehicle lane
32 access pilot program to vehicles that deliver or collect blood,
33 tissue, or blood components for a blood-collecting or distributing
34 establishment regulated under chapter 70.335 RCW. Under the pilot
35 program, when the department reserves a portion of a highway based on
36 the number of passengers in a vehicle, blood-collecting or
37 distributing establishment vehicles that are clearly and identifiably
38 marked as such on all sides of the vehicle are considered emergency
39 vehicles and must be authorized to use the reserved portion of the
40 highway.

1 (c) The department shall expand the high occupancy vehicle lane
2 access pilot program to private, for hire vehicles regulated under
3 chapter 81.72 RCW that have been specially manufactured, designed, or
4 modified for the transportation of a person who has a mobility
5 disability and uses a wheelchair or other assistive device. Under the
6 pilot program, when the department reserves a portion of a highway
7 based on the number of passengers in a vehicle, wheelchair-accessible
8 taxicabs that are clearly and identifiably marked as such on all
9 sides of the vehicle are considered public transportation vehicles
10 and must be authorized to use the reserved portion of the highway.

11 (d) Nothing in this subsection (5) is intended to exempt these
12 vehicles from paying tolls when they do not meet the occupancy
13 requirements established by the department for high occupancy toll
14 lanes.

15 **Sec. 814.** 2018 c 297 s 217 (uncodified) is amended to read as
16 follows:

17 **FOR THE DEPARTMENT OF TRANSPORTATION—TRANSPORTATION MANAGEMENT AND**
18 **SUPPORT—PROGRAM S**

19	Motor Vehicle Account—State Appropriation	((\$34,198,000))
20		<u>\$34,207,000</u>
21	Motor Vehicle Account—Federal Appropriation	\$1,656,000
22	Multimodal Transportation Account—State	
23	Appropriation	\$1,129,000
24	TOTAL APPROPRIATION.	((\$36,983,000))
25		<u>\$36,992,000</u>

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

28 (1) \$1,500,000 of the motor vehicle account—state appropriation
29 is provided solely for a grant program that makes awards for the
30 following: (a) Support for nonprofit agencies, churches, and other
31 entities to help provide outreach to populations underrepresented in
32 the current apprenticeship programs; (b) preapprenticeship training;
33 and (c) child care, transportation, and other supports that are
34 needed to help women, veterans, and minorities enter and succeed in
35 apprenticeship. The department must report on grants that have been
36 awarded and the amount of funds disbursed by December 1, 2017, and
37 annually thereafter.

1 (2) \$300,000 of the motor vehicle account—state appropriation is
 2 provided solely for succession planning and leadership training. The
 3 department shall report on the implementation of these activities to
 4 the transportation committees of the legislature by December 31,
 5 2018.

6 (3) From the revenues generated by the five dollar per studded
 7 tire fee under RCW 46.37.427, \$150,000 of the motor vehicle account—
 8 state appropriation is provided solely for the department, in
 9 consultation with the appropriate local jurisdictions and relevant
 10 stakeholder groups, to establish a pilot media-based public
 11 information campaign regarding the damage of studded tire use on
 12 state and local roadways in Spokane county. The reason for the
 13 geographic selection of Spokane county for the pilot is based on the
 14 high utilization of studded tires in this jurisdiction. The public
 15 information campaign must primarily focus on making the consumer
 16 aware of the road deterioration, financial impact for taxpayers, the
 17 safety implications for other drivers, and, secondarily, the
 18 alternatives to studded tires. The pilot must begin by September 1,
 19 2018. By January 14, 2019, the department shall provide the
 20 transportation committees of the legislature an update on the pilot
 21 public information program. It is the intent of the legislature that
 22 the public information campaign will be a two-year pilot program with
 23 a report to the legislature upon completion of the pilot program.

24 **Sec. 815.** 2018 c 297 s 218 (uncodified) is amended to read as
 25 follows:

26 **FOR THE DEPARTMENT OF TRANSPORTATION—TRANSPORTATION PLANNING, DATA,
 27 AND RESEARCH—PROGRAM T**

28	Motor Vehicle Account—State Appropriation	((28,073,000))
29		<u>\$27,604,000</u>
30	Motor Vehicle Account—Federal Appropriation	\$39,782,000
31	Motor Vehicle Account—Local Appropriation.	\$100,000
32	Multimodal Transportation Account—State Appropriation . . .	\$711,000
33	Multimodal Transportation Account—Federal	
34	Appropriation	\$2,809,000
35	Multimodal Transportation Account—Private/Local	
36	Appropriation	\$100,000
37	TOTAL APPROPRIATION.	((71,575,000))
38		<u>\$71,106,000</u>

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

3 (1) The department shall investigate opportunities for a transit-
4 oriented development pilot project at the existing Kingsgate park and
5 ride at Interstate 405 and 132nd. The department must coordinate with
6 the city of Kirkland and other key stakeholders to determine the
7 feasibility and cost of transit-oriented development at Kingsgate. A
8 report on the process and outcomes is due to the transportation
9 committees of the legislature no later than December 1, 2017.

10 (2) \$100,000 of the motor vehicle account—state appropriation and
11 \$250,000 of the motor vehicle account—federal appropriation are
12 provided solely for a study that details a cost estimate for
13 replacing the westbound U.S. 2 trestle and recommends a series of
14 financing options to address that cost and to satisfy debt service
15 requirements.

16 In conducting the study, the department shall work in close
17 collaboration with a stakeholder group that includes, but is not
18 limited to, Snohomish county, the port of Everett, economic alliance
19 Snohomish county, the cities of Everett, Lake Stevens, Marysville,
20 Snohomish, and Monroe, and affected transit agencies.

21 The department shall quantify both the cost of replacing the
22 westbound trestle structure and making mobility and capacity
23 improvements to maximize the use of the structure in the years
24 leading up to full replacement. Financing options that should be
25 examined and quantified include public-private partnerships, public-
26 public partnerships, a transportation benefit district tailored to
27 the specific incorporated and unincorporated area, loans and grants,
28 and other alternative financing measures available at the state or
29 federal level.

30 The department shall also evaluate ways in which the costs of
31 alternative financing can be debt financed.

32 The department shall complete the study and submit a final report
33 and recommendations to the transportation committees of the
34 legislature, including recommendations on statutory changes needed to
35 implement available financing options, by January 8, 2018.

36 (3) \$181,000 of the motor vehicle account—state appropriation is
37 provided solely for the department, in coordination with the
38 University of Washington department of mechanical engineering, to
39 study measures to reduce noise impacts from bridge expansion joints.

1 The study must examine testing methodologies and project timelines
2 and costs. A final report must be submitted to the transportation
3 committees of the legislature by October 15, 2018.

4 (4) \$200,000 of the motor vehicle account—state appropriation is
5 provided solely for implementation of a practical solutions study for
6 the state route number 162 and state route number 410 interchange,
7 based on the recommendations of the SR-162 Study/Design project
8 (L2000107). The study must include short, medium, and long-term phase
9 recommendations and must be submitted to the transportation
10 committees of the legislature by January 1, 2019.

11 (5) \$500,000 of the motor vehicle account—state appropriation is
12 provided solely for implementation of a state route number 518
13 corridor study to be conducted in partnership with the Port of
14 Seattle, Sound Transit and other regional entities. The department
15 must study practical solutions to address high vehicle volumes and
16 delays in the corridor including evaluation of solutions to the rapid
17 growth of traffic in the corridor and how that growth impacts access
18 to the Seattle-Tacoma international airport and the surrounding
19 communities. (~~The study must be submitted to the transportation~~
20 ~~committees of the legislature by June 30, 2019.~~)

21 (6) (~~(\$500,000)~~) \$370,000 of the motor vehicle account—state
22 appropriation and \$50,000 of the motor vehicle account—local
23 appropriation are provided solely for implementation of a corridor
24 study to identify potential improvements between exit 116 and exit 99
25 of Interstate 5. The study should further develop mid- and long-term
26 strategies from the corridor sketch, and identify potential US
27 101/I-5 interchange improvements, a strategic plan for the Nisqually
28 River bridges, regional congestion relief options, and ecosystem
29 benefits to the Nisqually River estuary for salmon productivity and
30 flood control.

31 (7) Among the options studied as part of the SR 410 Corridor
32 Study, the department shall examine the mobility and safety benefits
33 of replacing or expanding the White River bridge between Enumclaw and
34 Buckley to four lanes and removing the trestle.

35 (8) Within existing resources, the department shall meet with
36 local stakeholders in south Pierce county and North Thurston county
37 to discuss potential solutions to traffic congestion; emergency
38 management concerns regarding routes away from natural disasters and
39 around incidents similar to the train derailment that occurred on

1 December 18, 2017; and what state transportation investments would
2 benefit the economic development of the area. The department shall
3 provide regular updates on its progress to the joint transportation
4 committee.

5 **Sec. 816.** 2018 c 297 s 219 (uncodified) is amended to read as
6 follows:

7 **FOR THE DEPARTMENT OF TRANSPORTATION—CHARGES FROM OTHER AGENCIES—**
8 **PROGRAM U**

9	Motor Vehicle Account—State Appropriation	((\$75,058,000))
10		<u>\$81,004,000</u>
11	Multimodal Transportation Account—State	
12	Appropriation	\$1,982,000
13	TOTAL APPROPRIATION.	((\$77,040,000))
14		<u>\$82,986,000</u>

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

17 (1) \$2,500,000 of the motor vehicle account—state appropriation
18 is provided solely for the difference between the state liability
19 coverage amounts and actual lawsuit award for recently settled
20 traffic accident claims.

21 (2) \$3,200,000 of the motor vehicle account—state appropriation
22 is provided solely for increased legal and lawsuit claims for the
23 Washington state ferry system.

24 **Sec. 817.** 2018 c 297 s 220 (uncodified) is amended to read as
25 follows:

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

27	State Vehicle Parking Account—State Appropriation	\$784,000
28	Regional Mobility Grant Program Account—State	
29	Appropriation	((\$101,786,000))
30		<u>\$81,869,000</u>
31	Rural Mobility Grant Program Account—State	
32	Appropriation	\$32,223,000
33	Multimodal Transportation Account—State	
34	Appropriation	((\$98,381,000))
35		<u>\$90,723,000</u>
36	Multimodal Transportation Account—Federal	
37	Appropriation	\$3,574,000

1 TOTAL APPROPRIATION. ((~~\$236,748,000~~))
2 \$209,173,000

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

5 (1) \$52,679,000 of the multimodal transportation account—state
6 appropriation is provided solely for a grant program for special
7 needs transportation provided by transit agencies and nonprofit
8 providers of transportation. Of this amount:

9 (a) \$12,000,000 of the multimodal transportation account—state
10 appropriation is provided solely for grants to nonprofit providers of
11 special needs transportation. Grants for nonprofit providers must be
12 based on need, including the availability of other providers of
13 service in the area, efforts to coordinate trips among providers and
14 riders, and the cost effectiveness of trips provided. Of the amount
15 provided in this subsection (1)(a), \$25,000 of the multimodal
16 transportation account—state appropriation is provided solely for the
17 ecumenical christian helping hands organization for special needs
18 transportation services.

19 (b) \$40,679,000 of the multimodal transportation account—state
20 appropriation is provided solely for grants to transit agencies to
21 transport persons with special transportation needs. To receive a
22 grant, the transit agency must, to the greatest extent practicable,
23 have a maintenance of effort for special needs transportation that is
24 no less than the previous year's maintenance of effort for special
25 needs transportation. Grants for transit agencies must be prorated
26 based on the amount expended for demand response service and route
27 deviated service in calendar year 2015 as reported in the "Summary of
28 Public Transportation - 2015" published by the department of
29 transportation. No transit agency may receive more than thirty
30 percent of these distributions.

31 (2) \$32,223,000 of the rural mobility grant program account—state
32 appropriation is provided solely for grants to aid small cities in
33 rural areas as prescribed in RCW 47.66.100.

34 (3) (a) \$10,702,000 of the multimodal transportation account—state
35 appropriation is provided solely for a vanpool grant program for: (i)
36 Public transit agencies to add vanpools or replace vans; and (ii)
37 incentives for employers to increase employee vanpool use. The grant
38 program for public transit agencies will cover capital costs only;
39 operating costs for public transit agencies are not eligible for

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

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

8 (4) \$24,107,000 of the regional mobility grant program account—
9 state appropriation is reappropriated and provided solely for the
10 regional mobility grant projects identified in LEAP Transportation
11 Document ((2018)) 2019-2 ALL PROJECTS as developed ((~~March-5~~)) April
12 27, ((2018)) 2019, Program - Public Transportation Program (V). Of
13 the amounts provided in this subsection, \$757,000 of the regional
14 mobility grant program account—state appropriation is reappropriated
15 for the Kitsap Transit, SR 305 Interchange Improvements at Suquamish
16 Way Park and Ride (Project 20130101).

17 (5) (a) ((~~\$77,679,000~~)) \$57,762,000 of the regional mobility grant
18 program account—state appropriation is provided solely for the
19 regional mobility grant projects identified in LEAP Transportation
20 Document ((2018)) 2019-2 ALL PROJECTS as developed ((~~March-5~~)) April
21 27, ((2018)) 2019, Program - Public Transportation Program (V). The
22 department shall review all projects receiving grant awards under
23 this program at least semiannually to determine whether the projects
24 are making satisfactory progress. Any project that has been awarded
25 funds, but does not report activity on the project within one year of
26 the grant award, must be reviewed by the department to determine
27 whether the grant should be terminated. The department shall promptly
28 close out grants when projects have been completed, and any remaining
29 funds must be used only to fund projects identified in the LEAP
30 transportation document referenced in this subsection. The department
31 shall provide annual status reports on December 15, 2017, and
32 December 15, 2018, to the office of financial management and the
33 transportation committees of the legislature regarding the projects
34 receiving the grants. It is the intent of the legislature to
35 appropriate funds through the regional mobility grant program only
36 for projects that will be completed on schedule. A grantee may not
37 receive more than twenty-five percent of the amount appropriated in
38 this subsection. The department shall not approve any increases or

1 changes to the scope of a project for the purpose of a grantee
2 expending remaining funds on an awarded grant.

3 (b) In order to be eligible to receive a grant under (a) of this
4 subsection during the 2017-2019 fiscal biennium, a transit agency
5 must establish a process for private transportation providers to
6 apply for the use of park and ride facilities. For purposes of this
7 subsection, (i) "private transportation provider" means: An auto
8 transportation company regulated under chapter 81.68 RCW; a passenger
9 charter carrier regulated under chapter 81.70 RCW, except marked or
10 unmarked stretch limousines and stretch sport utility vehicles as
11 defined under department of licensing rules; a private nonprofit
12 transportation provider regulated under chapter 81.66 RCW; or a
13 private employer transportation service provider; and (ii) "private
14 employer transportation service" means regularly scheduled, fixed-
15 route transportation service that is offered by an employer for the
16 benefit of its employees.

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

20 (7) \$7,170,000 of the multimodal transportation account—state
21 appropriation and \$784,000 of the state vehicle parking account—state
22 appropriation are provided solely for CTR grants and activities. Of
23 this amount:

24 (a) \$500,000 of the multimodal transportation account—state
25 appropriation is provided solely for a voluntary pilot program to
26 expand public-private partnership CTR incentives to make measurable
27 reductions in off-peak, weekend, and nonwork trips. Ridesharing may
28 be integrated into grant proposals. The department shall prioritize
29 grant proposals that focus on the Interstate 90, Interstate 5, state
30 route number 167, or Interstate 405 corridor. The department shall
31 offer competitive trip-reduction grants. The department shall report
32 to the transportation committees of the legislature by December 1,
33 2018, on the pilot program's impacts to the transportation system and
34 potential improvements to the CTR grant program.

35 (b) \$1,000,000 of the multimodal transportation account—state
36 appropriation is provided solely for the department to direct a pilot
37 transit pass incentive program. Businesses and nonprofit
38 organizations located in a county adjacent to Puget Sound with a
39 population of more than seven hundred thousand that have never

1 offered transit subsidies to employees are eligible to apply to the
2 program for a fifty percent rebate on the cost of employee transit
3 subsidies provided through the regional ORCA fare collection system.
4 No single business or nonprofit organization may receive more than
5 ten thousand dollars from the program.

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

10 (ii) The department shall report to the transportation committees
11 of the legislature on the impact of the program by June 30, 2019, and
12 may adopt rules to administer the program; and

13 (c) \$30,000 of the state vehicle parking account—state
14 appropriation is provided solely for the STAR pass program for state
15 employees residing in Mason and Grays Harbor Counties. Use of the
16 pass is for public transportation between Mason County and Thurston
17 County, and Grays Harbor and Thurston County. The pass may also be
18 used within Grays Harbor County.

19 (8) (~~(\$20,891,000)~~) \$13,233,000 of the multimodal transportation
20 account—state appropriation is provided solely for connecting
21 Washington transit projects identified in LEAP Transportation
22 Document (~~(2018)~~) 2019-2 ALL PROJECTS as developed (~~(March 5)~~) April
23 27, (~~(2018)~~) 2019. It is the intent of the legislature that entities
24 identified to receive funding in the LEAP document referenced in this
25 subsection receive the amounts specified in the time frame specified
26 in that LEAP document. If an entity has already completed a project
27 in the LEAP document referenced in this subsection before the time
28 frame identified, the entity may substitute another transit project
29 or projects that cost a similar or lesser amount.

30 (9) \$2,000,000 of the multimodal transportation account—state
31 appropriation is provided solely for transit coordination grants.

32 (10) \$250,000 of the multimodal transportation account—state
33 appropriation is provided solely for King county for a pilot program
34 to provide certain students in the Highline and Lake Washington
35 school districts with an ORCA card during the summer. To be eligible
36 for an ORCA card under this program, a student must also be in high
37 school, be eligible for free and reduced-price lunches, and have a
38 job or other responsibility during the summer. King county must
39 provide a report to the department and the transportation committees

1 of legislature by December 15, 2018, regarding: The annual student
2 usage of the pilot program, available ridership data, the cost to
3 expand the program to other King county school districts, the cost to
4 expand the program to student populations other than high school or
5 eligible for free and reduced-price lunches, opportunities for
6 subsidized ORCA cards or local grant or matching funds, and any
7 additional information that would help determine if the pilot program
8 should be extended or expanded.

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

11 (12)(a) For projects funded as part of the 2015 connecting
12 Washington transportation package listed on the LEAP transportation
13 document identified in subsection (4) of this section, if the
14 department expects to have substantial reappropriations for the
15 2019-2021 fiscal biennium, the department may, on a pilot basis,
16 apply funding from a project with an appropriation that cannot be
17 used for the current fiscal biennium to advance one or more of the
18 following projects:

19 (i) King County Metro - RapidRide Expansion, Burien-Delridge
20 (G2000031);

21 (ii) King County Metro - Route 40 Northgate to Downtown
22 (G2000032);

23 (iii) Spokane Transit - Spokane Central City Line (G2000034);

24 (iv) Kitsap Transit - East Bremerton Transfer Center (G2000039);

25 or

26 (v) City of Seattle - Northgate Transit Center Pedestrian Bridge
27 (G2000041).

28 (b) At least ten business days before advancing a project
29 pursuant to this subsection, the department must notify the office of
30 financial management and the transportation committees of the
31 legislature. The advancement of a project may not hinder the delivery
32 of the projects for which the reappropriations are necessary for the
33 2019-2021 fiscal biennium.

34 (13) \$300,000 of the multimodal transportation account—state
35 appropriation is provided solely for Pierce Transit to procure and
36 install digital transit information technology at various transit
37 centers, in order to provide transit riders with real-time arrival
38 and departure information.

1 (14) \$750,000 of the multimodal transportation account—state
2 appropriation is provided solely for the Intercity Transit Dash
3 shuttle program.

4 **Sec. 818.** 2018 c 297 s 221 (uncodified) is amended to read as
5 follows:

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

7	Puget Sound Ferry Operations Account—State	
8	Appropriation	((\$509,954,000))
9		<u>\$516,229,000</u>
10	Puget Sound Ferry Operations Account—Federal	
11	Appropriation	\$8,743,000
12	Puget Sound Ferry Operations Account—Private/Local	
13	Appropriation	\$121,000
14	TOTAL APPROPRIATION.	((\$518,818,000))
15		<u>\$525,093,000</u>

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

18 (1) The office of financial management budget instructions
19 require agencies to recast enacted budgets into activities. The
20 Washington state ferries shall include a greater level of detail in
21 its 2017-2019 supplemental and 2019-2021 omnibus transportation
22 appropriations act requests, as determined jointly by the office of
23 financial management, the Washington state ferries, and the
24 transportation committees of the legislature. This level of detail
25 must include the administrative functions in the operating as well as
26 capital programs.

27 (2) For the 2017-2019 fiscal biennium, the department may enter
28 into a distributor controlled fuel hedging program and other methods
29 of hedging approved by the fuel hedging committee.

30 (3) ((~~\$71,004,000~~)) \$73,587,000 of the Puget Sound ferry
31 operations account—state appropriation is provided solely for auto
32 ferry vessel operating fuel in the 2017-2019 fiscal biennium, which
33 reflect cost savings from a reduced biodiesel fuel requirement and,
34 therefore, is contingent upon the enactment of section 703 chapter
35 313, Laws of 2017. The amount provided in this subsection represents
36 the fuel budget for the purposes of calculating any ferry fare fuel
37 surcharge.

1 (4) \$30,000 of the Puget Sound ferry operations account—state
2 appropriation is provided solely for the marine division assistant
3 secretary's designee to the board of pilotage commissioners, who
4 serves as the board chair. As the agency chairing the board, the
5 department shall direct the board chair, in his or her capacity as
6 chair, to require that the report to the governor and chairs of the
7 transportation committees required under RCW 88.16.035(1)(f) be filed
8 by September 1, 2017, and annually thereafter, and that the report
9 include the continuation of policies and procedures necessary to
10 increase the diversity of pilots, trainees, and applicants, including
11 a diversity action plan. The diversity action plan must articulate a
12 comprehensive vision of the board's diversity goals and the steps it
13 will take to reach those goals.

14 (5) (~~(\$500,000)~~) \$750,000 of the Puget Sound ferry operations
15 account—state appropriation is provided solely for operating costs
16 related to moving vessels for emergency capital repairs. Funds may
17 only be spent after approval by the office of financial management.

18 (6) \$25,000 of the Puget Sound ferry operations account—state
19 appropriation is provided solely for additional hours of traffic
20 control assistance by a uniformed officer at the Fauntleroy ferry
21 terminal.

22 (7) \$75,000 of the Puget Sound ferry operations account—state
23 appropriation is provided solely for the department to contract with
24 the University of Washington to conduct an analysis of loading
25 procedures at the Fauntleroy ferry terminal. The department must
26 share the results of the analysis with the governor's office and the
27 transportation committees of the legislature by December 31, 2018.

28 (8) \$3,612,000 of the Puget Sound ferry operations account—state
29 appropriation is provided solely for additional overtime costs.
30 Within the amount provided in this subsection, the department shall
31 contract with a uniformed officer for additional traffic control
32 assistance at the Kingston ferry terminal during peak ferry travel
33 times, with a particular focus on Sundays and holiday weekends.
34 Traffic control methods should include, but not be limited to,
35 holding traffic on the shoulder at Lindvog Road until space opens for
36 cars at the tollbooths and dock, and management of traffic on Highway
37 104 in order to ensure Kingston residents and business owners have
38 access to businesses, roads, and driveways.

1 (vii) Required specifications for speed, safety, access, and
2 frequency;

3 (viii) Identification of existing highway or railroad rights-of-
4 way that are suitable for ultra high-speed travel, including
5 identification of additional rights-of-way that may be needed and the
6 process for acquiring those rights-of-way;

7 (ix) Institutional arrangements for carrying out detailed system
8 planning, construction, and operations; and

9 (x) An analysis of potential financing mechanisms for an ultra
10 high-speed travel system.

11 The department shall provide a report of its study findings to
12 the governor and transportation committees of the legislature by
13 December 15, 2017.

14 (2) (a) \$450,000 of the multimodal transportation account—private/
15 local appropriation and \$750,000 of the multimodal transportation
16 account—state appropriation is provided solely for a consultant
17 business case analysis of ultra high-speed ground transportation. The
18 business case analysis must build on the results of the 2017
19 Washington state ultra high-speed ground transportation feasibility
20 study.

21 (b) The business case analysis must include an advisory group
22 with members as provided in this subsection. The president of the
23 senate shall appoint one member from each of the two largest caucuses
24 of the senate; the speaker of the house of representatives shall
25 appoint one member from each of the two largest caucuses of the house
26 of representatives; the governor or his or her designee; the
27 secretary of transportation or his or her designee; the director of
28 the department of commerce or his or her designee; the rail director
29 of the department of transportation or his or her designee; and
30 representatives from communities and stakeholders from public and
31 private sectors relevant to the analysis, including from the province
32 of British Columbia and the state of Oregon.

33 (c) The department shall provide a report of its findings to the
34 governor and transportation committees of the legislature by June 30,
35 2019.

36 **Sec. 820.** 2018 c 297 s 223 (uncodified) is amended to read as
37 follows:

1 **FOR THE DEPARTMENT OF TRANSPORTATION—LOCAL PROGRAMS—PROGRAM Z—**

2 **OPERATING**

3	Motor Vehicle Account—State Appropriation	((\$11,347,000))
4		<u>\$11,346,000</u>
5	Motor Vehicle Account—Federal Appropriation	\$2,567,000
6	Multiuse Roadway Safety Account—State Appropriation	\$132,000
7	TOTAL APPROPRIATION.	((\$14,046,000))
8		<u>\$14,045,000</u>

9 The appropriations in this section are subject to the following
10 conditions and limitations: \$1,100,000 of the motor vehicle account—
11 state appropriation is provided solely for the department, from
12 amounts set aside out of statewide fuel taxes distributed to counties
13 according to RCW 46.68.120(3), to contract with the Washington state
14 association of counties to: Provide statewide updates to
15 transportation metrics and financial reporting; develop and implement
16 an inventory of county culvert and short-span bridge infrastructure;
17 and develop and implement enhanced road safety data in support of
18 county road systemic safety programs. The Washington state
19 association of counties must develop and implement data collection,
20 management, and reporting in cooperation with state agencies involved
21 with the collection and maintenance of related inventory systems.

22 **TRANSPORTATION AGENCIES—CAPITAL**

23 **Sec. 901.** 2018 c 297 s 301 (uncodified) is amended to read as
24 follows:

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

26	Freight Mobility Investment Account—State	
27	Appropriation	((\$22,507,000))
28		<u>\$17,321,000</u>
29	Highway Safety Account—State Appropriation	\$2,000,000
30	Motor Vehicle Account—Federal Appropriation	((\$3,250,000))
31		<u>\$1,000,000</u>
32	Freight Mobility Multimodal Account—State	
33	Appropriation	((\$22,283,000))
34		<u>\$11,680,000</u>
35	((Freight Mobility Multimodal Account—Private/Local	
36	Appropriation	\$1,320,000))
37	TOTAL APPROPRIATION.	((\$51,360,000))

1 \$32,001,000

2 **Sec. 902.** 2018 c 297 s 303 (uncodified) is amended to read as
3 follows:

4 **FOR THE COUNTY ROAD ADMINISTRATION BOARD**

5	Rural Arterial Trust Account—State Appropriation	(\$63,186,000)
6		<u>\$45,186,000</u>
7	Motor Vehicle Account—State Appropriation	\$706,000
8	County Arterial Preservation Account—State	
9	Appropriation	\$38,434,000
10	TOTAL APPROPRIATION.	(\$102,326,000)
11		<u>\$84,326,000</u>

12 **Sec. 903.** 2018 c 297 s 304 (uncodified) is amended to read as
13 follows:

14 **FOR THE TRANSPORTATION IMPROVEMENT BOARD**

15	Small City Pavement and Sidewalk Account—State	
16	Appropriation	(\$5,780,000)
17		<u>\$3,880,000</u>
18	Transportation Improvement Account—State	
19	Appropriation	(\$279,300,000)
20		<u>\$268,100,000</u>
21	Multimodal Transportation Account—State	
22	Appropriation	\$14,670,000
23	TOTAL APPROPRIATION.	(\$299,750,000)
24		<u>\$286,650,000</u>

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

- 27 (1) The entire multimodal transportation account—state
- 28 appropriation is provided solely for the complete streets program.
- 29 (2) \$9,687,000 of the transportation improvement account—state
- 30 appropriation is provided solely for:
 - 31 (a) The arterial preservation program to help low tax-based,
 - 32 medium-sized cities preserve arterial pavements;
 - 33 (b) The small city pavement program to help cities meet urgent
 - 34 preservation needs; and
 - 35 (c) The small city low-energy street light retrofit program.

1 **Sec. 904.** 2018 c 297 s 305 (uncodified) is amended to read as
2 follows:

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

5	Motor Vehicle Account—State Appropriation	\$10,070,000
6	Connecting Washington Account—State Appropriation	(\$26,537,000)
7		<u>\$24,466,000</u>
8	Transportation Partnership Account—State	
9	Appropriation	\$17,000
10	TOTAL APPROPRIATION.	(\$36,624,000)
11		<u>\$34,553,000</u>

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

14 (1) ~~(\$17,237,000)~~ \$15,166,000 of the connecting Washington
15 account—state appropriation is provided solely for a new Olympic
16 region maintenance and administration facility to be located on the
17 department-owned site at the intersection of Marvin Road and 32nd
18 Avenue in Lacey, Washington.

19 (2) \$9,300,000 of the connecting Washington account—state
20 appropriation is provided solely for a new administration facility on
21 Euclid Avenue in Wenatchee, Washington.

22 (3) (a) \$3,400,000 of the motor vehicle account—state
23 appropriation is provided solely for the department facility located
24 at 15700 Dayton Ave N in Shoreline. This appropriation is contingent
25 upon the department of ecology ~~((and department of licensing))~~
26 signing a not less than twenty-year agreement to pay ~~((proportional))~~
27 a share((s)) of ~~((an annual amount equal to))~~ any financing contract
28 issued pursuant to chapter 39.94 RCW.

29 (b) Payments from the ~~((department of licensing and))~~ department
30 of ecology as described in this subsection shall be deposited into
31 the motor vehicle account.

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

33 **Sec. 905.** 2018 c 297 s 306 (uncodified) is amended to read as
34 follows:

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

36	Transportation Partnership Account—State	
37	Appropriation	(\$689,745,000)
38		<u>\$617,572,000</u>

1	Motor Vehicle Account—State Appropriation	((\$72,967,000))
2		<u>\$65,459,000</u>
3	Motor Vehicle Account—Federal Appropriation	((\$253,410,000))
4		<u>\$226,018,000</u>
5	Motor Vehicle Account—Private/Local Appropriation	((\$49,330,000))
6		<u>\$48,821,000</u>
7	Connecting Washington Account—State	
8	Appropriation	((\$1,215,013,000))
9		<u>\$1,067,841,000</u>
10	Special Category C Account—State Appropriation	((\$11,000,000))
11		<u>\$11,100,000</u>
12	Multimodal Transportation Account—State	
13	Appropriation	((\$16,299,000))
14		<u>\$13,562,000</u>
15	Alaskan Way Viaduct Replacement Project Account—State	
16	Appropriation	((\$122,047,000))
17		<u>\$122,044,000</u>
18	Transportation 2003 Account (Nickel Account)—State	
19	Appropriation	((\$52,457,000))
20		<u>\$39,625,000</u>
21	Interstate 405 Express Toll Lanes Operations Account—State	
22	Appropriation	((\$6,258,000))
23		<u>\$6,222,000</u>
24	TOTAL APPROPRIATION.	((\$2,488,526,000))
25		<u>\$2,218,264,000</u>

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

28 (1) Except as provided otherwise in this section, the entire
29 connecting Washington account—state appropriation and the entire
30 transportation partnership account—state appropriation are provided
31 solely for the projects and activities as listed by fund, project,
32 and amount in LEAP Transportation Document ((2018)) 2019-1 as
33 developed ((~~March 5~~) April 27, ((2018)) 2019, Program - Highway
34 Improvements Program (I). However, limited transfers of specific
35 line-item project appropriations may occur between projects for those
36 amounts listed subject to the conditions and limitations in section
37 ((~~601 of this act~~) 601 of this act, chapter . . ., Laws of 2019
38 (this act)).

1 (2) Except as otherwise provided in this section, the entire
2 transportation 2003 account (nickel account)—state appropriation is
3 provided solely for the projects and activities as listed in LEAP
4 Transportation Document ((2018)) 2019-1 as developed ((March-5))
5 April 27, ((2018)) 2019, Program - Highway Improvements Program (I).

6 (3) Except as provided otherwise in this section, the entire
7 motor vehicle account—state appropriation and motor vehicle account—
8 federal appropriation are provided solely for the projects and
9 activities listed in LEAP Transportation Document ((2018)) 2019-2 ALL
10 PROJECTS as developed ((March-5)) April 27, ((2018)) 2019, Program -
11 Highway Improvements Program (I). Any federal funds gained through
12 efficiencies, adjustments to the federal funds forecast, additional
13 congressional action not related to a specific project or purpose, or
14 the federal funds redistribution process must then be applied to
15 highway and bridge preservation activities.

16 (4) Within the motor vehicle account—state appropriation and
17 motor vehicle account—federal appropriation, the department may
18 transfer funds between programs I and P, except for funds that are
19 otherwise restricted in this act. The department shall submit a
20 report on fiscal year funds transferred in the prior fiscal year
21 using this subsection as part of the department's annual budget
22 submittal.

23 (5) The connecting Washington account—state appropriation
24 includes up to \$323,175,000 in proceeds from the sale of bonds
25 authorized in RCW 47.10.889.

26 (6) The transportation 2003 account (nickel account)—state
27 appropriation includes up to \$25,000,000 in proceeds from the sale of
28 bonds authorized in RCW 47.10.861.

29 (7) The transportation partnership account—state appropriation
30 includes up to \$367,622,000 in proceeds from the sale of bonds
31 authorized in RCW 47.10.873.

32 (8) The Alaskan Way viaduct replacement project account—state
33 appropriation includes up to ((\$122,047,000)) \$122,044,000 in
34 proceeds from the sale of bonds authorized in RCW 47.10.873.

35 (9) The motor vehicle account—state appropriation includes up to
36 \$43,448,000 in proceeds from the sale of bonds authorized in RCW
37 47.10.843.

38 (10) ((\$194,258,000)) \$194,263,000 of the transportation
39 partnership account—state appropriation, \$7,000 of the motor vehicle

1 account—federal appropriation, (~~(\$27,903,000)~~) \$27,904,000 of the
2 motor vehicle account—private/local appropriation, (~~(\$30,097,000)~~)
3 \$30,098,000 of the transportation 2003 account (nickel account)—state
4 appropriation, (~~(\$122,047,000)~~) \$122,044,000 of the Alaskan Way
5 viaduct replacement project account—state appropriation, and
6 (~~(\$2,663,000)~~) \$827,000 of the multimodal transportation account—
7 state appropriation are provided solely for the SR 99/Alaskan Way
8 Viaduct Replacement project (809936Z).

9 (11) \$12,500,000 of the multimodal transportation account—state
10 appropriation is provided solely for transit mitigation for the SR
11 99/Viaduct Project - Construction Mitigation project (809940B).

12 (12) Within existing resources, during the regular sessions of
13 the legislature, the department of transportation shall participate
14 in work sessions, before the transportation committees of the house
15 of representatives and senate, on the Alaskan Way viaduct replacement
16 project. These work sessions must include a report on current
17 progress of the project, timelines for completion, outstanding
18 claims, the financial status of the project, and any other
19 information necessary for the legislature to maintain appropriate
20 oversight of the project. The parties invited to present may include
21 the department of transportation, the Seattle tunnel partners, and
22 other appropriate stakeholders.

23 (13) \$7,769,000 of the transportation partnership account—state
24 appropriation, \$6,744,000 of the transportation 2003 account (nickel
25 account)—state appropriation, \$215,000 of the motor vehicle account—
26 federal appropriation, and \$5,000,000 of the special category C
27 account—state appropriation are provided solely for the US 395/North
28 Spokane Corridor project (600010A). Any future savings on the project
29 must stay on the US 395/Interstate 90 corridor and be made available
30 to the current phase of the North Spokane corridor project or any
31 future phase of the project in 2017-2019.

32 (14) (~~(\$27,415,000)~~) \$4,220,000 of the transportation partnership
33 account—state appropriation, \$16,000 of the motor vehicle account—
34 local appropriation, and (~~(\$13,158,000)~~) \$353,000 of the
35 transportation 2003 account (nickel account)—state appropriation are
36 provided solely for the I-405/Kirkland Vicinity Stage 2 - Widening
37 project (8BI1002). This project must be completed as soon as
38 practicable as a design-build project. Any future savings on this
39 project or other Interstate 405 corridor projects must stay on the

1 Interstate 405 corridor and be made available to either the I-405/SR
2 167 Interchange - Direct Connector project (140504C), the I-405
3 Renton to Bellevue project (M00900R), or the I-405/SR 522 to I-5
4 Capacity Improvements project (L2000234) in the 2017-2019 fiscal
5 biennium.

6 (15) \$4,960,000 of the transportation partnership account—state
7 appropriation and \$3,000,000 of the Interstate 405 express toll lanes
8 operations account—state appropriation are provided solely for the
9 I-405/SR 522 to I-5 Capacity Improvements project (L2000234) for
10 activities related to adding capacity on Interstate 405 between state
11 route number 522 and Interstate 5, with the goals of increasing
12 vehicle throughput and aligning project completion with the
13 implementation of bus rapid transit in the vicinity of the project.
14 The transportation partnership account—state appropriation funding is
15 a transfer or a reappropriation of a transfer from the I-405/Kirkland
16 Vicinity Stage 2 - Widening project due to savings, and will start an
17 additional phase of this I-405 project.

18 (16) (a) The SR 520 Bridge Replacement and HOV project (8BI1003)
19 is supported over time from multiple sources, including a
20 \$300,000,000 TIFIA loan, \$924,615,000 in Garvee bonds, toll revenues,
21 state bonds, interest earnings, and other miscellaneous sources.

22 (b) (~~(\$78,958,000)~~) \$49,353,000 of the transportation partnership
23 account—state appropriation, \$12,296,000 of the motor vehicle account
24 —federal appropriation, and (~~(\$232,000)~~) \$50,000 of the motor vehicle
25 account—local appropriation are provided solely for the SR 520 Bridge
26 Replacement and HOV project (8BI1003).

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

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

37 (18) Any advisory group that the department convenes during the
38 2017-2019 fiscal biennium must consider the interests of the entire
39 state of Washington.

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

10 (20) (~~(\$93,651,000)~~) \$133,651,000 of the connecting Washington
11 account—state appropriation is provided solely for the SR 167/SR 509
12 Puget Sound Gateway project (M00600R).

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

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

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

29 (b) The secretary of transportation must develop a memorandum of
30 understanding with local project stakeholders that identifies a
31 schedule for stakeholders to provide local matching funds for the
32 Puget Sound Gateway project. Criteria for eligibility of local match
33 includes matching funds and equivalent in-kind contributions
34 including, but not limited to, land donations. The memorandum of
35 understanding must be finalized by July 1, 2018. The department must
36 submit a copy of the memorandum of understanding to the
37 transportation committees of the legislature and report regularly on
38 the status of the requirements outlined in this subsection (21)(b)
39 and (c) of this subsection.

1 (c) During the course of developing the memorandum of
2 understanding, the department must evaluate the project schedules to
3 determine if there are any benefits to be gained by moving the
4 project schedule forward. It is the legislature's intent that if the
5 department identifies any savings after the funding gap on the base
6 project is closed as part of the proposal to expedite the project,
7 that these cost savings shall go toward construction of a full
8 single-point urban interchange at the junction of state route number
9 161 (Meridian avenue) and state route number 167 and a full single-
10 point urban interchange at the junction of state route number 509 and
11 188th Street. If the department receives additional funds from an
12 outside source for this project after the funding gap on the base
13 project is closed, the funds must be applied toward the completion of
14 these two full single-point urban interchanges.

15 (d) For the SR 167/SR 509 Puget Sound Gateway project (M00600R)
16 the department is strongly encouraged to work to relocate any
17 significant businesses currently located within the planned path of
18 the state route number 509/Interstate 5 under-crossing to a location
19 within the Kent city limits. The department shall provide regular
20 updates on its progress to the joint transportation committee and
21 affected stakeholders.

22 (e) In designing the state route number 509/state route number
23 516 interchange component of the SR 167/SR 509 Puget Sound Gateway
24 project (M00600R), the department shall make every effort to utilize
25 the preferred "4B" design.

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

33 (23) (a) (~~(\$2,000,000)~~) \$1,050,000 of the transportation
34 partnership account—state appropriation and \$942,000 of the motor
35 vehicle account—state appropriation are provided solely for the U.S.
36 2 Trestle IJR project (L1000158).

37 (b) Of the amounts provided in this subsection, \$942,000 of the
38 motor vehicle account—state appropriation is provided solely for the
39 department to complete an interchange justification report (IJR) for

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

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

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

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

13 (24)(a) The legislature recognizes that the city of Mercer Island
14 has unique access issues that require the use of Interstate 90 to
15 leave the island and that this access may be affected by the I-90/
16 Two-Way Transit and HOV Improvements project. One of the most heavily
17 traveled on-ramps from Mercer Island to the westbound Interstate 90
18 general purpose lanes is from Island Crest Way. The department must
19 continue to consult with the city of Mercer Island and the other
20 signatories to the 1976 memorandum of agreement to preserve access
21 provided to Mercer Island by the Island Crest Way on-ramp, and thus
22 grandfather in the current use of the on-ramp for both high occupancy
23 vehicles as well as vehicles seeking to access the general purpose
24 lanes of Interstate 90. The department must consider all reasonable
25 access solutions, including allowing all vehicles to use the Island
26 Crest Way on-ramp to access the new high occupancy vehicle lane with
27 a reasonable and safe distance provided for single-occupancy vehicles
28 to merge into the general purpose lanes.

29 (b) A final access solution for Mercer Island must consider the
30 following criteria: Safety; operational effects on all users,
31 including maintaining historic access to Interstate 90 provided from
32 Mercer Island by Island Crest Way; enforcement requirements; and
33 compliance with state and federal law.

34 (c) The department may not restrict by occupancy the westbound
35 on-ramp from Island Crest Way until a final access solution that
36 meets the criteria in (b) of this subsection has been reached.

37 (25) (~~(\$3,258,000)~~) \$3,222,000 of the Interstate 405 express toll
38 lanes operations account—state appropriation is provided solely for
39 the I-405 NB Hard Shoulder Running - SR 527 to I-5 project
40 (L1000163).

1 (26) The legislature finds that there are sixteen companies
2 involved in wood preserving in the state that employ four hundred
3 workers and have an annual payroll of fifteen million dollars. Before
4 the department's switch to steel guardrails, ninety percent of the
5 twenty-five hundred mile guardrail system was constructed of
6 preserved wood and one hundred ten thousand wood guardrail posts were
7 produced annually for state use. Moreover, the policy of using steel
8 posts requires the state to use imported steel. Given these findings,
9 where practicable, and until June 30, 2019, the department shall
10 include the design option to use wood guardrail posts, in addition to
11 steel posts, in new guardrail installations. The selection of posts
12 must be consistent with the agency design manual policy that existed
13 before December 2009.

14 (27) For the SR 526 Corridor Improvements project (N52600R), the
15 department shall look holistically at the state route number 526
16 corridor from the state route number 526/Interstate 5 interchange at
17 the east end to the southwest Everett industrial area and Boeing's
18 west access road on the west end. The department, working with
19 affected jurisdictions and stakeholders, shall select project
20 elements that best maximize mobility and congestion relief in the
21 corridor and draw from project elements identified in a practical
22 solutions process.

23 (28)(a) For projects funded as part of the 2015 connecting
24 Washington transportation package listed on the LEAP transportation
25 document identified in subsection (1) of this section, if the
26 department expects to have substantial reappropriations for the
27 2019-2021 fiscal biennium, the department may, on a pilot basis,
28 apply funding from a project with an appropriation that cannot be
29 used for the current fiscal biennium to advance one or more of the
30 following projects:

- 31 (i) SR 20/Sharpes Corner Vicinity Intersection (L1000112);
32 (ii) I-5/Marvin Road/SR 510 Interchange (L1100110);
33 (iii) I-5/Northbound On-ramp at Bakerview (L2000119);
34 (iv) US 395/Ridgeline Intersection (L2000127);
35 (v) I-90/Eastside Restripe Shoulders (L2000201);
36 (vi) SR 240/Richland Corridor Improvements (L2000202);
37 (vii) SR 14/Bingen (~~Overpass~~) Underpass (L2220062);
38 (viii) US Hwy 2 Safety (N00200R);
39 (ix) SR 520/148th Ave NE Overlake Access Ramp (L1100101);
40 (x) SR 28/SR 285 North Wenatchee Area Improvements (L2000061);

- 1 (xi) I-5/Rebuild Chamber Way Interchange Improvements (L2000223);
2 (xii) SR 28 East Wenatchee Corridor Improvements (T10300R);
3 (xiii) SR 3 Freight Corridor (T30400R); or
4 (xiv) SR 510/Yelm Loop Phase 2 (T32700R).

5 (b) At least ten business days before advancing a project
6 pursuant to this subsection, the department must notify the office of
7 financial management and the transportation committees of the
8 legislature. The advancement of a project may not hinder the delivery
9 of the projects for which the reappropriations are necessary for the
10 2019-2021 fiscal biennium.

11 (29) Within existing resources and in consultation with local
12 communities, the department shall begin planning efforts, including
13 traffic data collection, analysis and evaluation, scoping, and
14 environmental review, for roundabouts at the intersection of state
15 route number 900 and SE May Valley Road and at the intersection of
16 state route number 169 and Cedar Grove Road SE.

17 (30) The legislature continues to prioritize the replacement of
18 the state's aging infrastructure and recognizes the importance of
19 reusing and recycling construction aggregate and recycled concrete
20 materials in our transportation system.

21 To accomplish Washington state's sustainability goals in
22 transportation and in accordance with RCW 70.95.805, the legislature
23 reaffirms its direction to the department to lead the way in
24 advancing the reuse and recycling of construction aggregate and
25 recycled concrete materials whenever readily available, to use these
26 recycled products when cost competitive, and to work with industry
27 implementation partners to remove obstacles that unnecessarily
28 preclude or inhibit their use and implement strategies for the reuse
29 and recycling of construction aggregate and recycled concrete
30 materials.

31 Specific steps and efforts made to achieve these objectives and
32 accomplishments shall be included in the annual report to the
33 legislature as required by RCW 70.95.807.

34 (31) Within existing resources, the department shall implement a
35 safety solution after evaluating barrier and mitigation options on
36 state route number 167 between the intersections with 50th Ave E and
37 E 40th Street in Pierce county to prevent vehicles from leaving the
38 roadway and entering private property below the grade of the highway.

39 (32) \$350,000 of the motor vehicle account—state appropriation is
40 provided solely for implementation of chapter 288 (Substitute Senate

1 Bill No. 5806), Laws of 2017 (I-5 Columbia river bridge), listed as
2 Replacement Bridge on Interstate 5 across the Columbia River project
3 number (L2000259).

4 (33) For the SR 520 Seattle Corridor Improvements - West End
5 project (M00400R), the legislature recognizes the department must
6 acquire the entirety of parcel number 1-23190 for construction of the
7 project. The department shall work with its design-build contractor
8 to ensure to the maximum extent practicable that the building housing
9 any grocery store or market currently located on parcel number
10 1-23190 will be preserved. The legislature recognizes the city of
11 Seattle has requirements in the project area that the department must
12 address and that those requirements may affect the use of parcel
13 number 1-23190 and may affect the ability of the department to
14 preserve any grocery store or market currently located on the
15 property. The department shall meet and confer regularly with
16 residents in the vicinity of the parcel regarding the status of the
17 project and its effects on any grocery store or market currently
18 located on the property. The legislature strongly encourages the city
19 to utilize maximum flexibility in how the department meets the city's
20 requirements and to be an equal partner in efforts to preserve any
21 grocery store or market on parcel number 1-23190.

22 **Sec. 906.** 2018 c 297 s 307 (uncodified) is amended to read as
23 follows:

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

25	Recreational Vehicle Account—State Appropriation	\$3,584,000
26	High Occupancy Toll Lanes Operations Account—State	
27	Appropriation.	((\$161,000))
28		<u>\$1,000</u>
29	Transportation Partnership Account—State	
30	Appropriation	\$12,785,000
31	<u>Highway Safety Account—State Appropriation.</u>	<u>\$1,000</u>
32	Motor Vehicle Account—State Appropriation	((\$63,246,000))
33		<u>\$65,250,000</u>
34	Motor Vehicle Account—Federal Appropriation	((\$579,624,000))
35		<u>\$579,810,000</u>
36	Motor Vehicle Account—Private/Local Appropriation	\$11,739,000
37	State Route Number 520 Corridor Account—State	
38	Appropriation	\$1,747,000

1	Connecting Washington Account—State Appropriation .	((\$204,242,000))
2		<u>\$193,867,000</u>
3	Tacoma Narrows Toll Bridge Account—State Appropriation .	((\$856,000))
4		<u>\$918,000</u>
5	Transportation 2003 Account (Nickel Account)—State	
6	Appropriation	\$57,849,000
7	TOTAL APPROPRIATION.	((\$935,833,000))
8		<u>\$927,551,000</u>

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

11 (1) Except as provided otherwise in this section, the entire
12 connecting Washington account—state appropriation and the entire
13 transportation partnership account—state appropriation are provided
14 solely for the projects and activities as listed by fund, project,
15 and amount in LEAP Transportation Document ((~~2018~~)) 2019-1 as
16 developed ((~~March 5~~)) April 27, ((~~2018~~)) 2019, Program - Highway
17 Preservation Program (P). However, limited transfers of specific
18 line-item project appropriations may occur between projects for those
19 amounts listed subject to the conditions and limitations in section
20 ((~~601 of this act~~)) 601 of this act, chapter . . . , Laws of 2019
21 (this act).

22 (2) Except as otherwise provided in this section, the entire
23 transportation 2003 account (nickel account)—state appropriation is
24 provided solely for the projects and activities as listed in LEAP
25 Transportation Document ((~~2018~~)) 2019-1 as developed ((~~March 5~~))
26 April 27, ((~~2018~~)) 2019, Program - Highway Preservation Program (P).

27 (3) Except as provided otherwise in this section, the entire
28 motor vehicle account—state appropriation and motor vehicle account—
29 federal appropriation are provided solely for the projects and
30 activities listed in LEAP Transportation Document ((~~2018-2~~)) 2019-2
31 ALL PROJECTS as developed ((~~March 5~~)) April 27, ((~~2018~~)) 2019,
32 Program - Highway Preservation Program (P). Any federal funds gained
33 through efficiencies, adjustments to the federal funds forecast,
34 additional congressional action not related to a specific project or
35 purpose, or the federal funds redistribution process must then be
36 applied to highway and bridge preservation activities.

37 (4) Within the motor vehicle account—state appropriation and
38 motor vehicle account—federal appropriation, the department may
39 transfer funds between programs I and P, except for funds that are

1 otherwise restricted in this act. The department shall submit a
2 report on fiscal year funds transferred in the prior fiscal year
3 using this subsection as part of the department's annual budget
4 submittal.

5 (5) The transportation 2003 account (nickel account)—state
6 appropriation includes up to \$29,553,000 in proceeds from the sale of
7 bonds authorized in RCW 47.10.861.

8 (6) The motor vehicle account—state appropriation includes up to
9 \$29,985,000 in proceeds from the sale of bonds authorized in RCW
10 47.10.843.

11 (7) \$11,553,000 of the connecting Washington account—state
12 appropriation is provided solely for the land mobile radio upgrade
13 (G2000055) and is subject to the conditions, limitations, and review
14 provided in section 701, chapter 313, Laws of 2017. The land mobile
15 radio project is subject to technical oversight by the office of the
16 chief information officer. The department, in collaboration with the
17 office of the chief information officer, shall identify where
18 existing or proposed mobile radio technology investments should be
19 consolidated, identify when existing or proposed mobile radio
20 technology investments can be reused or leveraged to meet multiagency
21 needs, increase mobile radio interoperability between agencies, and
22 identify how redundant investments can be reduced over time. The
23 department shall also provide quarterly reports to the technology
24 services board on project progress.

25 (8) (~~(\$3,000,000)~~) \$5,000,000 of the motor vehicle account—state
26 appropriation is provided solely for extraordinary costs incurred
27 from litigation awards, settlements, or dispute mitigation activities
28 not eligible for funding from the self-insurance fund. The amount
29 provided in this subsection must be held in unallotted status until
30 the department submits a request to the office of financial
31 management that includes documentation detailing litigation-related
32 expenses. The office of financial management may release the funds
33 only when it determines that all other funds designated for
34 litigation awards, settlements, and dispute mitigation activities
35 have been exhausted. No funds provided in this subsection may be
36 expended on any legal fees related to the SR 99/Alaskan Way viaduct
37 replacement project.

38 (9) \$20,755,000 of the motor vehicle account—federal
39 appropriation and \$844,000 of the motor vehicle account—state

1 appropriation are provided solely for the preservation of
2 structurally deficient bridges or bridges that are at risk of
3 becoming structurally deficient. These funds must be used widely
4 around the state of Washington. When practicable, the department
5 shall pursue design-build contracts for these bridge projects to
6 expedite delivery. The department shall provide a report that
7 identifies the progress of each project funded in this subsection as
8 part of its annual agency budget request.

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

13 (11) (a) \$9,014,000 of the motor vehicle account—federal
14 appropriation and \$217,000 of the motor vehicle account—state
15 appropriation are provided solely for weigh station preservation
16 (0BP3006). These amounts must be held in unallotted status, except
17 that the director of the office of financial management may approve
18 allotment of the funds upon fulfillment of the conditions of (b) of
19 this subsection.

20 (b) The department and the Washington state patrol shall jointly
21 submit a prioritized list of weigh station projects to the office of
22 financial management by October 1, 2017. Projects submitted must
23 include estimated costs for preliminary engineering, rights-of-way,
24 and construction and must also consider the timing of any available
25 funding for weigh station projects.

26 (12) The department must consult with the Washington state patrol
27 and the office of financial management during the design phase of any
28 improvement or preservation project that could impact Washington
29 state patrol weigh station operations. During the design phase of any
30 such project, the department must estimate the cost of designing
31 around the affected weigh station's current operations, as well as
32 the cost of moving the affected weigh station.

33 (13) During the course of any planned resurfacing or other
34 preservation activity on state route number 26 between Colfax and
35 Othello in the 2017-2019 fiscal biennium, the department must add
36 dug-in reflectors.

37 (14) The department shall continue to monitor the test patch of
38 pavement that used electric arc furnace slag as an aggregate and
39 report back to the legislature by December 1, 2018, on its

1 comparative wear resistance, skid resistance, and feasibility for use
2 throughout the state in new pavement construction.

3 (15) For projects funded as part of the 2015 connecting
4 Washington transportation package listed on the LEAP transportation
5 document identified in subsection (1) of this section, if the
6 department expects to have substantial reappropriations for the
7 2019-2021 fiscal biennium, the department may, on a pilot basis,
8 apply funding from a project with an appropriation that cannot be
9 used for the current fiscal biennium to advance the US 12/Wildcat
10 Bridge Replacement project (L2000075). At least ten business days
11 before advancing the project pursuant to this subsection, the
12 department must notify the office of financial management and the
13 transportation committees of the legislature. The advancement of the
14 project may not hinder the delivery of the projects for which the
15 reappropriations are necessary for the 2019-2021 fiscal biennium.

16 (16) Within the connecting Washington account—state
17 appropriation, the department may transfer funds from Highway System
18 Preservation (L1100071) to other preservation projects listed in the
19 LEAP transportation document identified in subsection (1) of this
20 section, if it is determined necessary for completion of these high
21 priority preservation projects. The department's next budget
22 submittal after using this subsection must appropriately reflect the
23 transfer.

24 **Sec. 907.** 2018 c 297 s 308 (uncodified) is amended to read as
25 follows:

26 **FOR THE DEPARTMENT OF TRANSPORTATION—TRAFFIC OPERATIONS—PROGRAM Q—**
27 **CAPITAL**

28 Motor Vehicle Account—State Appropriation	((\$6,636,000))
	<u>\$5,753,000</u>
30 Motor Vehicle Account—Federal Appropriation	((\$5,566,000))
	<u>\$5,578,000</u>
32 Motor Vehicle Account—Private/Local Appropriation	((\$649,000))
	<u>\$650,000</u>
34 TOTAL APPROPRIATION.	((\$12,851,000))
	<u>\$11,981,000</u>

36 The appropriations in this section are subject to the following
37 conditions and limitations: The department shall set aside a
38 sufficient portion of the motor vehicle account—state appropriation

1 for federally selected competitive grants or congressional earmark
2 projects that require matching state funds. State funds set aside as
3 matching funds for federal projects must be accounted for in project
4 000005Q and remain in unallotted status until needed for those
5 federal projects.

6 **Sec. 908.** 2018 c 297 s 309 (uncodified) is amended to read as
7 follows:

8 **FOR THE DEPARTMENT OF TRANSPORTATION—WASHINGTON STATE FERRIES**
9 **CONSTRUCTION—PROGRAM W**

10	Puget Sound Capital Construction Account—State	
11	Appropriation	((\$72,024,000))
12		<u>\$65,777,000</u>
13	Puget Sound Capital Construction Account—Federal	
14	Appropriation	((\$205,032,000))
15		<u>\$199,623,000</u>
16	Puget Sound Capital Construction Account—Private/Local	
17	Appropriation	((\$27,196,000))
18		<u>\$27,197,000</u>
19	Transportation Partnership Account—State	
20	Appropriation	((\$2,923,000))
21		<u>\$1,892,000</u>
22	Connecting Washington Account—State Appropriation	((\$136,918,000))
23		<u>\$121,996,000</u>
24	Multimodal Transportation Account—State Appropriation.	\$2,734,000
25	Transportation 2003 Account (Nickel Account)—State	
26	Appropriation.	\$4,169,000
27	TOTAL APPROPRIATION.	((\$450,996,000))
28		<u>\$423,388,000</u>

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

31 (1) Except as provided otherwise in this section, the entire
32 appropriations in this section are provided solely for the projects
33 and activities as listed in LEAP Transportation Document ((2018))
34 2019-2 ALL PROJECTS as developed ((~~March 5~~)) April 27, ((2018)) 2019,
35 Program - Washington State Ferries Capital Program (W) and is
36 contingent upon the enactment of subsection (6) of this section.

37 (2) \$27,825,000 of the Puget Sound capital construction account—
38 federal appropriation, ((~~\$44,485,000~~)) \$29,485,000 of the connecting

1 Washington account—state appropriation, and \$1,483,000 of the Puget
2 Sound capital construction account—state appropriation are provided
3 solely for the Mukilteo ferry terminal (952515P). To the greatest
4 extent practicable and within available resources, the department
5 shall design the new terminal to be a net-zero energy building. To
6 achieve this goal, the department shall evaluate using highly energy
7 efficient equipment and systems, and the most appropriate renewable
8 energy systems for the needs and location of the terminal. To the
9 extent practicable, the department shall avoid the closure of, or
10 disruption to, any existing public access walkways in the vicinity of
11 the terminal project during construction. Of the amounts provided in
12 this subsection, \$750,000 of the Puget Sound capital construction
13 account—state appropriation is provided solely for additional
14 photovoltaic panels for this project.

15 (3) \$94,671,000 of the Puget Sound capital construction account—
16 federal appropriation, \$46,919,000 of the connecting Washington
17 account—state appropriation, \$26,949,000 of the Puget Sound capital
18 construction account—private/local appropriation, \$2,734,000 of the
19 multimodal transportation account—state appropriation, \$511,000 of
20 the Puget Sound capital construction account—state appropriation, and
21 \$679,000 of the transportation 2003 (nickel account)—state
22 appropriation are provided solely for the Seattle Terminal
23 Replacement project (900010L).

24 (4) (~~(\$5,000,000)~~) \$7,100,000 of the Puget Sound capital
25 construction account—state appropriation is provided solely for
26 emergency capital repair costs (999910K). Funds may only be spent
27 after approval by the office of financial management.

28 (5) \$950,000 of the Puget Sound capital construction account—
29 state appropriation is provided solely for life extension of the
30 existing ticketing system and ORCA acceptance (998521A and 998521B).
31 The ferry system shall work with Washington technology solutions and
32 the tolling division on the development of a new, interoperable
33 ticketing system.

34 (6) (a) The department shall, in consultation with the office of
35 financial management, hire an independent planning consultant to
36 assist with overall scope development of a new ferry system long-
37 range plan, including incorporating the items listed in (b) of this
38 subsection. The independent planning consultant must have experience
39 in planning for other ferry systems.

1 (b) The department shall update the ferries division long-range
2 plan by January 1, 2019. In reviewing the changing needs of the users
3 of the ferry system and the associated funding opportunities and
4 challenges, the department must include, but is not limited to, the
5 following elements in the new long-range plan:

6 (i) Identify changes in the demographics of users of the system;

7 (ii) Review route timetables and propose adjustments that take
8 into consideration ridership volume, vessel load times, proposed and
9 current passenger-only ferry system ridership, and other operational
10 needs;

11 (iii) Review vessel needs by route and propose a vessel
12 replacement schedule, vessel retirement schedule, and estimated
13 number of vessels needed. This analysis should also articulate a
14 reserve vessel strategy;

15 (iv) Identify the characteristics most appropriate for
16 replacement vessels, such as passenger and car-carrying capacity,
17 while taking into consideration other cost-driving factors. These
18 factors should include:

19 (A) Anticipated crewing requirements;

20 (B) Fuel type;

21 (C) Other operating and maintenance costs;

22 (v) Review vessel dry dock needs, consider potential impacts of
23 the United States navy, and propose strategies to meet these needs;

24 (vi) Address the seismic vulnerability of the system and
25 articulate emergency preparedness plans;

26 (vii) Evaluate leased and state-owned property locations for the
27 ferry headquarters, to include an analysis of properties outside the
28 downtown area of Seattle;

29 (viii) Evaluate strategies that may help spread peak ridership,
30 such as time-of-day ticket pricing and expanding the reservation
31 system; and

32 (ix) Identify operational changes that may reduce costs, such as
33 nighttime tie-up locations.

34 (c) The department shall submit a status report on the long-range
35 plan update to the governor and the transportation committees of the
36 legislature by June 30, 2018, and a final report by January 1, 2019.

37 (7) \$600,000 of the Puget Sound capital construction account—
38 state appropriation is provided solely for development of a request
39 for proposal to convert the three ferry vessels in the Jumbo Mark II
40 class to hybrid electric propulsion and make associated necessary

1 modifications to the Seattle, Bainbridge, Edmonds, and Kingston
2 terminals. The department is directed to explore capital project
3 financing options to include, but not be limited to, federal funding
4 opportunities, private or local contributions, application for
5 Volkswagen settlement funds, and energy-savings performance
6 contracting to be repaid in whole or in part by fuel-cost savings.
7 The department will report total capital cost estimates, optimal
8 construction schedule, annual capital and operating savings or costs,
9 and a recommended funding option to the governor and to the
10 transportation committees of the legislature by June 30, 2019.

11 **Sec. 909.** 2018 c 297 s 310 (uncodified) is amended to read as
12 follows:

13 **FOR THE DEPARTMENT OF TRANSPORTATION—RAIL—PROGRAM Y—CAPITAL**

14 Essential Rail Assistance Account—State Appropriation	((\$845,000))
	<u>\$710,000</u>
16 Transportation Infrastructure Account—State	
17 Appropriation	((\$7,575,000))
	<u>\$5,388,000</u>
19 Multimodal Transportation Account—State	
20 Appropriation	((\$79,357,000))
	<u>\$74,965,000</u>
22 Multimodal Transportation Account—Federal	
23 Appropriation	((\$59,814,000))
	<u>\$43,175,000</u>
25 TOTAL APPROPRIATION.	((\$147,591,000))
	<u>\$124,238,000</u>

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

29 (1) Except as provided otherwise in this section, the entire
30 appropriations in this section are provided solely for the projects
31 and activities as listed by project and amount in LEAP Transportation
32 Document ((2018)) 2019-2 ALL PROJECTS as developed ((~~March 5~~)) April
33 27, ((2018)) 2019, Program - Rail Program (Y).

34 (2) ((~~\$7,009,000~~)) \$5,000,000 of the transportation
35 infrastructure account—state appropriation is provided solely for new
36 low-interest loans approved by the department through the freight
37 rail investment bank (FRIB) program. The department shall issue FRIB
38 program loans with a repayment period of no more than ten years, and

1 charge only so much interest as is necessary to recoup the
2 department's costs to administer the loans. The department shall
3 report annually to the transportation committees of the legislature
4 and the office of financial management on all FRIB loans issued.

5 (3) \$7,017,000 of the multimodal transportation account—state
6 appropriation and \$24,000 of the essential rail assistance account—
7 state appropriation are provided solely for new statewide emergent
8 freight rail assistance projects identified in the LEAP
9 transportation document referenced in subsection (1) of this section.

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

27 (5) (a) \$686,000 of the essential rail assistance account—state
28 appropriation, \$422,000 of the multimodal transportation account—
29 state appropriation, and \$21,000 of the transportation infrastructure
30 account—state appropriation are provided solely for the purpose of
31 the rehabilitation and maintenance of the Palouse river and Coulee
32 City railroad line (F01111B).

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

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

38 (ii) Revenues transferred from the miscellaneous program account
39 to the essential rail assistance account, pursuant to RCW 47.76.360,

1 for the purpose of sustaining the grain train program by maintaining
2 the Palouse river and Coulee City railroad.

3 (6) The department shall issue a call for projects for the
4 freight rail assistance program, and shall evaluate the applications
5 in a manner consistent with past practices as specified in section
6 309, chapter 367, Laws of 2011. By November 15, 2018, the department
7 shall submit a prioritized list of recommended projects to the office
8 of financial management and the transportation committees of the
9 legislature.

10 (7) For projects funded as part of the 2015 connecting Washington
11 transportation package identified on the LEAP transportation document
12 identified in subsection (1) of this section, if the department
13 expects to have substantial reappropriations for the 2019-2021 fiscal
14 biennium, the department may, on a pilot basis, apply funding from a
15 project with an appropriation that cannot be used for the current
16 fiscal biennium to advance the South Kelso Railroad Crossing project
17 (L1000147). At least ten business days before advancing a project
18 pursuant to this subsection, the department must notify the office of
19 financial management and the transportation committees of the
20 legislature. The advancement of a project may not hinder the delivery
21 of the projects for which the reappropriations are necessary for the
22 2019-2021 fiscal biennium.

23 (8) It is the intent of the legislature to encourage the
24 department to pursue federal grant opportunities leveraging up to
25 \$6,696,000 in connecting Washington programmed funds to be used as a
26 state match to improve the state-owned Palouse river and Coulee City
27 system. The amount listed in this subsection is not a commitment for
28 future legislatures, but is the legislature's intent that future
29 legislatures will work to approve biennial appropriations up to a
30 state match share not to exceed \$6,696,000 of a grant award.

31 (9) \$5,608,000 of the multimodal transportation account—state
32 appropriation is provided solely as expenditure authority for any
33 insurance proceeds received by the state for Passenger Rail Equipment
34 Replacement (project 700010C). The department must use this
35 expenditure authority only to purchase passenger rail equipment that
36 has been competitively procured.

37 **Sec. 910.** 2018 c 297 s 311 (uncodified) is amended to read as
38 follows:

1 **FOR THE DEPARTMENT OF TRANSPORTATION—LOCAL PROGRAMS—PROGRAM Z—**

2 **CAPITAL**

3	Highway Infrastructure Account—State Appropriation	((\$1,083,000))
4		<u>\$583,000</u>
5	Highway Infrastructure Account—Federal Appropriation	\$488,000
6	Transportation Partnership Account—State	
7	Appropriation	((\$2,321,000))
8		<u>\$1,571,000</u>
9	Highway Safety Account—State Appropriation	((\$4,287,000))
10		<u>\$3,487,000</u>
11	Motor Vehicle Account—State Appropriation	((\$28,659,000))
12		<u>\$16,791,000</u>
13	Motor Vehicle Account—Federal Appropriation	((\$71,614,000))
14		<u>\$64,414,000</u>
15	Motor Vehicle Account—Private/Local Appropriation	((\$18,000,000))
16		<u>\$7,500,000</u>
17	Connecting Washington Account—State Appropriation	((\$137,387,000))
18		<u>\$66,400,000</u>
19	Multimodal Transportation Account—State	
20	Appropriation	((\$82,382,000))
21		<u>\$59,999,000</u>
22	TOTAL APPROPRIATION.	((\$346,221,000))
23		<u>\$221,233,000</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 appropriations in this section are provided solely for the projects
28 and activities as listed by project and amount in LEAP Transportation
29 Document ((2018)) 2019-2 ALL PROJECTS as developed ((~~March 5~~)) April
30 27, ((2018)) 2019, Program - Local Programs Program (Z).

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

34 (a) ((~~\$18,380,000 of the multimodal transportation account state~~
35 ~~appropriation is provided solely for newly selected pedestrian and~~
36 ~~bicycle safety program projects. \$14,219,000)) \$26,659,000 of the
37 multimodal transportation account—state appropriation and
38 ((~~\$1,846,000~~)) \$1,096,000 of the transportation partnership account—
39 state appropriation are ((~~reappropriated~~)) provided solely for~~

1 pedestrian and bicycle safety program projects (~~selected in the~~
2 ~~previous biennia~~) (L2000188).

3 (b) (~~(\$11,400,000)~~) \$15,681,000 of the motor vehicle account—
4 federal appropriation (~~and \$7,750,000~~), \$6,824,000 of the
5 multimodal transportation account—state appropriation (~~are provided~~
6 ~~solely for newly selected safe routes to school projects. \$11,181,000~~
7 ~~of the motor vehicle account—federal appropriation, \$1,394,000 of the~~
8 ~~multimodal—transportation—account—state—appropriation~~), and
9 (~~(\$4,287,000)~~) \$3,487,000 of the highway safety account—state
10 appropriation are (~~reappropriated~~) provided solely for safe routes
11 to school projects (~~selected in the previous biennia~~) (L2000189).
12 The department may consider the special situations facing high-need
13 areas, as defined by schools or project areas in which the percentage
14 of the children eligible to receive free and reduced-price meals
15 under the national school lunch program is equal to, or greater than,
16 the state average as determined by the department, when evaluating
17 project proposals against established funding criteria while ensuring
18 continued compliance with federal eligibility requirements.

19 (3) The department shall submit a report to the transportation
20 committees of the legislature by December 1, 2017, and December 1,
21 2018, on the status of projects funded as part of the pedestrian
22 safety/safe routes to school grant program. The report must include,
23 but is not limited to, a list of projects selected and a brief
24 description of each project's status.

25 (4) (~~(\$32,984,000)~~) \$23,701,000 of the multimodal transportation
26 account—state appropriation is provided solely for bicycle and
27 pedestrian projects listed in the LEAP transportation document
28 referenced in subsection (1) of this section.

29 (5) \$43,800,000 of the motor vehicle account—federal
30 appropriation is provided solely for national highway freight network
31 projects identified on the project list submitted in accordance with
32 section 218(4)(b), chapter 14, Laws of 2016 on October 31, 2016. The
33 department shall validate the projects on the list. Only tier one
34 projects on the prioritized freight project list that are validated
35 by the department may receive funding under this subsection. The
36 department shall continue to work with the Washington state freight
37 advisory committee to improve project screening and validation to
38 support project prioritization and selection, including during the
39 freight mobility plan update in 2017. The department may compete for

1 funding under this program and shall provide an updated prioritized
2 freight project list when submitting its 2019-2021 budget request. To
3 the greatest extent practicable, the department shall follow the
4 Washington state freight advisory committee recommendation to
5 allocate ten percent of the funds in this subsection to multimodal
6 projects as permitted under the fixing America's surface
7 transportation (FAST) act.

8 (6) It is the expectation of the legislature that the department
9 will be administering a local railroad crossing safety grant program
10 for \$7,400,000 in federal funds during the 2017-2019 fiscal biennium.
11 Of the amounts identified in this subsection, a minimum of \$500,000
12 must be for railroad grade-crossing safety grants at locations where
13 multiple pedestrian or bicyclist fatalities have occurred in the
14 vicinity of a grade-crossing in the last five years.

15 (7) (~~(\$8,000,000)~~) \$4,840,000 of the connecting Washington
16 account—state appropriation is provided solely for the Covington
17 Connector (L2000104). The amounts described in the LEAP
18 transportation document referenced in subsection (1) of this section
19 are not a commitment by future legislatures, but it is the
20 legislature's intent that future legislatures will work to approve
21 appropriations in the 2019-2021 fiscal biennium to reimburse the city
22 of Covington for approved work completed on the project up to the
23 full \$24,000,000 cost of this project.

24 (8) (a) For projects funded as part of the 2015 connecting
25 Washington transportation package listed on the LEAP transportation
26 document identified in subsection (1) of this section, if the
27 department expects to have substantial reappropriations for the
28 2019-2021 fiscal biennium, the department may, on a pilot basis,
29 apply funding from a project with an appropriation that cannot be
30 used for the current fiscal biennium to advance one or more of the
31 following projects:

- 32 (i) SR 502 Main Street Project/Widening (L2000065);
- 33 (ii) Complete SR 522 Improvements-Kenmore (T10600R);
- 34 (iii) Issaquah-Fall City Road (L1000094);
- 35 (iv) Lewis Street Bridge (L2000066);
- 36 (v) Covington Connector (L2000104);
- 37 (vi) Orchard Street Connector (L2000120);
- 38 (vii) Harbour Reach Extension (L2000136);
- 39 (viii) Sammamish Bridge Corridor (L2000137);
- 40 (ix) Brady Road (L2000164);

- 1 (x) Thornton Road Overpass (L2000228);
 - 2 (xi) I-5/Port of Tacoma Road Interchange (L1000087);
 - 3 (xii) Wilburton Reconnection Project (G2000006);
 - 4 (xiii) SR 520 Trail Grade Separation at 40th Street (G2000013);
 - 5 (xiv) Bay Street Pedestrian Project (G2000015); or
 - 6 (xv) Cowiche Canyon Trail (G2000010).
- 7 (b) At least ten business days before advancing a project
 8 pursuant to this subsection, the department must notify the office of
 9 financial management and the transportation committees of the
 10 legislature. The advancement of a project may not hinder the delivery
 11 of the projects for which the reappropriations are necessary for the
 12 2019-2021 fiscal biennium.

13 **TRANSFERS AND DISTRIBUTIONS**

14 **Sec. 1001.** 2018 c 297 s 401 (uncodified) is amended to read as
 15 follows:

16 **FOR THE STATE TREASURER—BOND RETIREMENT AND INTEREST, AND ONGOING**
 17 **BOND REGISTRATION AND TRANSFER CHARGES: FOR BOND SALES DISCOUNTS AND**
 18 **DEBT TO BE PAID BY MOTOR VEHICLE ACCOUNT AND TRANSPORTATION FUND**
 19 **REVENUE**

20	Transportation Partnership Account—State	
21	Appropriation.	((\$4,646,000))
22		<u>\$2,046,000</u>
23	Motor Vehicle Account—State Appropriation.	((\$736,000))
24		<u>\$396,000</u>
25	Connecting Washington Account—State Appropriation.	((\$3,199,000))
26		<u>\$1,699,000</u>
27	Highway Bond Retirement Account—State	
28	Appropriation.	((\$1,229,874,000))
29		<u>\$1,279,604,000</u>
30	Ferry Bond Retirement Account—State Appropriation.	((\$28,873,000))
31		<u>\$28,223,000</u>
32	Transportation Improvement Board Bond Retirement	
33	Account—State Appropriation.	\$13,254,000
34	Nondebt-Limit Reimbursable Bond Retirement	
35	Account—State Appropriation.	\$26,391,000
36	Toll Facility Bond Retirement Account—State	
37	Appropriation.	\$86,493,000

1 Transportation 2003 Account (Nickel Account)—State
 2 Appropriation. ((\$450,000))
 3 \$250,000
 4 TOTAL APPROPRIATION. ((\$1,393,916,000))
 5 \$1,438,356,000

6 **Sec. 1002.** 2018 c 297 s 403 (uncodified) is amended to read as
 7 follows:

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

9 Motor Vehicle Account—State Appropriation:
 10 For motor vehicle fuel tax distributions to
 11 cities and counties. ((\$508,182,000))
 12 \$508,105,000

13 **Sec. 1003.** 2018 c 297 s 404 (uncodified) is amended to read as
 14 follows:

15 **FOR THE STATE TREASURER—TRANSFERS**

16 Motor Vehicle Account—State Appropriation:
 17 For motor vehicle fuel tax refunds and
 18 statutory transfers. ((\$2,145,972,000))
 19 \$2,142,063,000

20 **Sec. 1004.** 2018 c 297 s 405 (uncodified) is amended to read as
 21 follows:

22 **FOR THE DEPARTMENT OF LICENSING—TRANSFERS**

23 Motor Vehicle Account—State Appropriation:
 24 For motor vehicle fuel tax refunds and
 25 transfers. ((\$203,535,000))
 26 \$221,282,000

27 **Sec. 1005.** 2018 c 297 s 406 (uncodified) is amended to read as
 28 follows:

29 **FOR THE STATE TREASURER—ADMINISTRATIVE TRANSFERS**

30 (1) ~~((Highway Safety Account—State Appropriation:~~
 31 ~~For transfer to the Motor Vehicle Account—State. \$30,000,000~~
 32 ~~(2) Transportation Partnership Account—State~~
 33 ~~Appropriation: For transfer to the Connecting~~
 34 ~~Washington Account—State. \$10,946,000~~

1 (b) The transfer in this subsection must be made in April 2019.
2 It is the intent of the legislature that this transfer is temporary,
3 for the purpose of minimizing the impact of toll increases, and an
4 equivalent reimbursing transfer is to occur in November 2019.

5 ~~((23))~~ (19) Motor Vehicle Account—State Appropriation:
6 For transfer to the County Arterial Preservation
7 Account—State. \$4,844,000

8 ~~((24))~~ (20) (a) General Fund Account—State Appropriation:
9 For transfer to the State Patrol Highway
10 Account—State. \$625,000

11 (b) The state treasurer shall transfer the funds only after
12 receiving notification from the Washington state patrol under section
13 207(6) ~~((of this act))~~, chapter 297, Laws of 2018.

14 ~~((25))~~ (21) (a) Motor Vehicle Account—State Appropriation:
15 For transfer to the Alaskan Way Viaduct Replacement
16 Project Account—State. ~~(\$11,337,000)~~
17 \$9,992,000

18 (b) The funds provided in (a) of this subsection are a loan to
19 the Alaskan Way viaduct replacement project account—state, and the
20 legislature assumes that these funds will be reimbursed to the motor
21 vehicle account—state at a later date when the portion of state route
22 number 99 that is a deep bore tunnel is operational.

23 ~~((26) Multimodal Transportation Account—State~~
24 ~~Appropriation: For transfer to the Highway Safety~~
25 ~~Account—State. \$7,000,000~~

26 ~~(27))~~ (22) (a) Alaskan Way Viaduct Replacement Project
27 Account—State Appropriation: For transfer to the
28 Transportation Partnership Account—State. ~~(\$2,400,000)~~
29 \$1,471,000

30 (b) The amount transferred in this subsection represents
31 repayment of debt service incurred for the construction of the SR 99/
32 Alaskan Way Viaduct Replacement Project (809936Z).

33 (23) Transportation 2003 Account (Nickel Account)
34 —State Appropriation: For transfer to the Motor
35 Vehicle Account—State. \$10,000,000

36 **MISCELLANEOUS 2017-2019 FISCAL BIENNIUM**

1 **Sec. 1101.** 2018 c 297 s 701 (uncodified) is amended to read as
2 follows:

3 **ACQUISITION OF PROPERTIES AND FACILITIES THROUGH FINANCIAL CONTRACTS**

4 (1) The department of transportation is authorized, subject to
5 the conditions in (~~section 305(3) of this act~~) section 305(3),
6 chapter 297, Laws of 2018, to enter into a financing contract
7 pursuant to chapter 39.94 RCW through the state treasurer's lease-
8 purchase program for the purposes indicated. The department may use
9 any funds, appropriated or nonappropriated, in not more than the
10 principal amounts indicated, plus financing expenses and required
11 reserves, if any. Expenditures made by the department of
12 transportation for the indicated purposes before the issue date of
13 the authorized financing contract and any certificates of
14 participation therein may be reimbursed from proceeds of the
15 financing contract and any certificates of participation therein to
16 the extent provided in the agency's financing plan approved by the
17 state finance committee.

18 (2) Department of transportation: Enter into a financing contract
19 for up to \$32,500,000 plus financing expenses and required reserves
20 pursuant to chapter 39.94 RCW to renovate the existing office
21 building at 15700 Dayton Ave N, Shoreline.

22 NEW SECTION. **Sec. 1102.** A new section is added to 2018 c 297
23 (uncodified) to read as follows:

24 The appropriations to the department of transportation in chapter
25 297, Laws of 2018 and this act must be expended for the programs and
26 in the amounts specified in this act. However, after May 1, 2019,
27 unless specifically prohibited, the department may transfer state
28 appropriations for the 2017-2019 fiscal biennium among operating
29 programs after approval by the director of the office of financial
30 management. However, the department shall not transfer state moneys
31 that are provided solely for a specific purpose. The department shall
32 not transfer funds, and the director of the office of financial
33 management shall not approve the transfer, unless the transfer is
34 consistent with the objective of conserving, to the maximum extent
35 possible, the expenditure of state funds and not federal funds. The
36 director of the office of financial management shall notify the
37 appropriate transportation committees of the legislature prior to
38 approving any allotment modifications or transfers under this
39 section.

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